

**Vestavia Hills  
City Council Agenda  
October 22, 2012  
5:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Ron Hige, Birmingham International Church
4. Pledge of Allegiance
5. Candidates, Announcements and Guest Recognition
6. Mayor's Report
7. City Manager's Report
8. Councilors' Reports
9. Financial Reports – Melvin Turner, III, Finance Director
10. Approval Of Minutes – October 8, 2012 (Regular Meeting)

**Old Business**

11. Ordinance Number 2418 - An Ordinance Regulating Soliciting, Peddling And Panhandling In The City Of Vestavia Hills, Alabama
12. Resolution Number 4315 – A Resolution To Perform Drainage Repair And Improvements At 4025 And 4045 Meadowview Circle
13. Resolution Number 4316 – A Resolution To Perform Drainage Repair And Improvements At 1317 Parliament Lane And 1901 Balfour Drive
14. Resolution Number 4317 – A Resolution To Perform Drainage Repair And Improvements At 1804 And 1808 Glendmere Drive

**New Business**

**New Business (Requesting Unanimous Consent)**

**First Reading (No Action Taken At This Meeting)**

15. Resolution Number 4351 - A Resolution Approving A Change Order In An Agreement With Landscape Workshop For Median Landscaping Or US 31

16. Resolution Number 4352 - A Resolution Authorizing The Mayor To Enter Into An Agreement For Construction Engineering And Inspection (CE&I) Services With BECC On ALDOT Project Number SRTS-SR09(914)
17. Resolution Number 4353 - A Resolution Authorizing The Mayor To Enter Into An Agreement For Construction Engineering And Inspection (CE&I) Services With Gresham Smith and Partners On ALDOT Project Number SRTS-SR09(914) And STPBH-CN10(908)
18. Ordinance Number 2315-A – An Ordinance Amending Section 3(C) Of Ordinance Number 2315 Regarding Issue Fees
19. Citizens Comments
20. Motion For Adjournment

## **CITY OF VESTAVIA HILLS**

### **CITY COUNCIL**

### **MINUTES**

**OCTOBER 8, 2012**

The City Council of Vestavia Hills met in regular session on this date at 5:00 PM. The Council President called the meeting to order and the City Clerk called the roll with the following:

**MEMBERS PRESENT:**

Steve Ammons, Council President  
Jim Sharp, President Pro-Tem  
George Pierce  
Linda Allison  
John Henley

**OTHER OFFICIALS PRESENT:**

Mayor Alberto C. Zaragoza, Jr.  
Randy Robertson, City Manager  
Patrick H. Boone, City Attorney  
Rebecca Leavings, City Clerk  
Christopher Brady, City Engineer  
Dan Rary, Police Chief  
Melvin Turner, III, Finance Director  
George Sawaya, Deputy Treasurer  
Jim St. John, Fire Chief

Invocation was given by Brad Allison, Altadena Valley Presbyterian Church, followed by the Pledge of Allegiance.

### **ANNOUNCEMENTS, CANDIDATES, GUESTS**

- Gloria Bahakel, candidate for District Judge, Place Number 6 introduced herself and asked for support in the November election.
- Mr. Ammons reminded everyone that the annual appointment of an upcoming vacancy to the Library Board and Park and Recreation Board will be made soon and encouraged anyone interested to apply.

### **MAYOR'S REPORTS**

- The Mayor had Chief St. John show the “Black Out Breast Cancer” shirts that the Fire Department is wearing and selling in an effort to raise awareness and funding for Breast Cancer in honor of Breast Cancer Awareness Month.
- Chief Rary indicated there was a rash of 14 vehicle break-ins in the Cahaba Heights area and following a 24-hour investigation, Sgt. Chuck Nagle utilized several methods and apprehended a suspect. He presented Sgt. Nagle with a plaque of recognition.
- The Mayor indicated he is receiving more and more calls regarding solicitors. He stated the City has been working on an Ordinance to help to regulate these people which will be held for a public hearing on the 22<sup>nd</sup>.
- The Rotary Club has accepted maintenance and will install decorations on the southern gateway temple structure.
- The City has received a grant of \$50,000 for walking trails but representatives are required to attend a meeting at Jacksonville University in order to obtain it. He indicated the City also received a grant for the pedestrian bridge at McCallum Park.
- The Hall of Fame celebration will be held at the Vestavia Country Club recognizing eight members.
- National Night Out was a tremendous success with Operation Overwatch. He indicated the individuals who put this program together did an outstanding job.

### **CITY MANAGER REPORTS**

- None.

### **COUNCILOR REPORTS**

- Mr. Pierce announced that his grandchild, who was born during the previous Council meeting, is now at home and doing very well. He thanked everyone for their thoughts and prayers through the difficult delivery.
- Mr. Ammons thanked the individuals who organized and hosted the National Night Out. He stated it was a wonderful event.

### **APPROVAL OF MINUTES**

The minutes of the September 24, 2012 (Regular Meeting) were presented for approval.

**MOTION** Motion to dispense with the reading of the minutes of the September 24, 2012 (Regular Meeting) and approve them as presented was by Ms. Allison and second by Mr. Henley. Voice vote as follows:  
Mr. Pierce – abstain                      Ms. Allison – yes  
Mr. Henley – yes                              Mr. Sharp – yes  
Mr. Ammons – yes                              Motion carried.

The minutes of September 27, 2012 (Special Meeting) were presented for approval.

**MOTION** Motion to dispense with the reading of the minutes of September 27, 2012 (Special Meeting) and approve them as presented was by Mr. Pierce and second by Mr. Sharp. Voice vote as follows:  
Mr. Pierce – yes                              Ms. Allison – yes  
Mr. Henley – yes                              Mr. Sharp – yes  
Mr. Ammons – yes                              Motion carried.

**OLD BUSINESS**

**RESOLUTION NUMBER 4340**

**Resolution Number 4340 – A Resolution Accepting Dedication Of The Final Portion Of A Street Called Ves Trace; Phil Nichols, Developer**

**MOTION** Motion to adopt Resolution Number 4340 was by Mr. Sharp and second was by Mr. Pierce.

Phil Nichols was present in order to represent this request.

The Mayor explained that the subdivision has been completed and the owner and developer are offering the street for dedication.

Mr. Brady indicated that he has inspected the street and that all public improvements have been completed pursuant to Public Works Manual and are in compliance. He stated that the owner will have to warranty the street for a year following dedication.

Mr. Ammons opened the floor for a public hearing. There being no one present to address the Council concerning this Resolution, Mr. Ammons closed the public hearing and called for the question.

**MOTION** Question called on a roll call vote:  
Mr. Pierce – yes                              Ms. Allison – yes  
Mr. Henley – yes                              Mr. Sharp – yes

Mr. Ammons – yes

Motion carried.

**RESOLUTION NUMBER 4335**

**Resolution Number 4335 - A Resolution Ordering The Demolition Of A Building Or Structure Located At 3363 Mountainside Road, Vestavia Hills, Alabama, Parcel ID# 28-23-2-4-3-RR-0, In Compliance With Sections 11-40-30 Through 11-40-36, Sections 11-53b-1 Through 11-53b-16, Inclusive, Of The *Code Of Alabama*, And In Compliance With Ordinance Number 2382 Of The City Of Vestavia Hills, Alabama; And Calling For Said Demolition To Be Performed By The City Of Vestavia Hills And Directing The City Attorney And The City Clerk To Cause The Cost Of Such Demolition To Be Charged Against The Land On Which The Building Or Structure Exists As A Municipal Lien Or Cause Such Cost To Be Recovered In A Suit At Law Against The Owner Or Owners**

**MOTION** Motion to adopt Resolution Number 4335 was by Mr. Pierce and second was by Ms. Allison.

Ben Goldman, Hand Arendall, explained that this resolution and public hearing were postponed until tonight to allow the owner of the property to determine the following: (1) if it was technically feasible for remediation of the structure on the property; (2) if so, how long would remediation take; and (3) does the owner have funding required for remediation.

Terry Crowder, representing the owner of the property, was present in regard to the proposed Resolution. He stated that there is no way to remediate the structure to make it comply with the Building Codes and allow habitation.

Coach Hayes, attorney for the owner, stated that they have continued to work with the insurance and have been able to make a little headway but negotiations are still ongoing. He did as for additional time for the actual demolition in order to allow his client to negotiate a price without the City being involved.

Jeffrey Knowles, owner of the property, thanked the Council for their patience and asked for time to help him prepare for a demolition.

Mr. Goldman recommended that if the City approves the Resolution, to allow some administrative discretion in the actual demolition.

Discussion ensued as the timeline pursuant to the Ordinance for abatements, the cost of demolition and the process for demolishing the structure.

Mr. Ammons opened the floor for a public hearing. There being no one present to address the Council concerning this Resolution, Mr. Ammons closed the public hearing and called for the question.

**MOTION** Question called on a roll call vote:  
Mr. Pierce – yes Ms. Allison – yes  
Mr. Henley – yes Mr. Sharp – yes  
Mr. Ammons – yes Motion carried.

**NEW BUSINESS**

**RESOLUTION NUMBER 4346**

**Resolution Number 4346 – A Resolution Approving A 060 Retail Table Wine License For Interveston Wines, Inc., D/B/A The Wine Cellar, 1080 Montgomery Highway; Danny O. Meadows And Werner H. Beiersdoerfer, Executives (This Request Is A Change Of Location Only)**

**MOTION** Motion to adopt Resolution Number 4346 was by Mr. Sharp and second was by Mr. Pierce.

Danny Meadows was present in order to represent this request.

The Mayor explained that this business has been operating at the City Center for a number of years and has recently changed locations to the Vestavia Plaza.

Chief Rary indicated that the Police Department found no problems with the request.

Mr. Ammons opened the floor for a public hearing. There being no one present to address the Council concerning this Resolution, Mr. Ammons closed the public hearing and called for the question.

**MOTION** Question called on a roll call vote:  
Mr. Pierce – yes Ms. Allison – yes  
Mr. Henley – yes Mr. Sharp – yes  
Mr. Ammons – yes Motion carried.

**RESOLUTION NUMBER 4347**

**Resolution Number 4347 – A Resolution Approving A 240 Non-Profit Tax Exempt Liquor License For Ducks Unlimited; 1973 Merryvale Road; Randy L. Graves, James A. Flood And Daniel P. Theil, Executives**

**MOTION** Motion to adopt Resolution Number 4347 was by Mr. Henley and second was by Mr. Pierce.

Josh Rhodes was present in order to represent this request.

The Mayor explained that this is an annual event held at the Civic Center.

Chief Rary indicated that the Police Department found no problems with the request.

Mr. Ammons opened the floor for a public hearing. There being no one present to address the Council concerning this Resolution, Mr. Ammons closed the public hearing and called for the question.

**MOTION** Question called on a roll call vote:  
Mr. Pierce – yes                      Ms. Allison – yes  
Mr. Henley – yes                      Mr. Sharp – yes  
Mr. Ammons – yes                      Motion carried.

**RESOLUTION NUMBER 4348**

**Resolution Number 4348 - A Resolution Authorizing The Mayor To Enter Into An Agreement With Alabama Department Of Transportation (ALDOT) For Project Number STPBH-9802(88) TOPICS – Phase VIII Roadway Intersection And Signal Improvements**

**MOTION** Motion to adopt Resolution Number 4348 was by Ms. Allison and second was by Mr. Pierce.

The Mayor explained that this is the project that has been long awaited in order to restructure the intersections of Sunview/Crosshaven and Green Valley Road/Crosshaven.

Mr. Brady explained the TOPICS project and stated this also will add turning lanes and upgraded traffic signals which is what is proposed in the next Resolution

Mr. Ammons opened the floor for a public hearing. There being no one present to address the Council concerning this Resolution, Mr. Ammons closed the public hearing and called for the question.

**MOTION** Question called on a roll call vote:  
Mr. Pierce – yes                      Ms. Allison – yes  
Mr. Henley – yes                      Mr. Sharp – yes  
Mr. Ammons – yes                      Motion carried.



**RESOLUTION NUMBER 4349**

**Resolution Number 4349 – A Resolution For The Installation And Maintenance Of Traffic Control Signals And/Or Street Lighting For Projects STPBH-9802(88) TOPICS – Phase VIII – Roadway Intersection And Signal Improvements**

**MOTION** Motion to adopt Resolution Number 4349 was by Mr. Pierce and second was by Mr. Sharp.

The Mayor explained that this is the Resolution for the traffic signals of the previous project.

**MOTION** Question called on a roll call vote:

Mr. Pierce – yes	Ms. Allison – yes
Mr. Henley – yes	Mr. Sharp – yes
Mr. Ammons – yes	Motion carried.

**NEW BUSINESS (REQUESTING UNANIMOUS CONSENT)**

**RESOLUTION NUMBER 4350**

**Resolution Number 4350 – A Resolution Authorizing The Mayor To Utilize Veterans Landscaping To Haul Dirt To The Sicard Hollow Mine Reclamation Property**

Mr. Ammons opened the floor for unanimous consent for the immediate consideration and action on proposed Resolution Number 4350.

**MOTION** Motion for unanimous consent for the immediate consideration and action on Resolution Number 4350 was by Mr. Sharp. Second was by Mr. Pierce. Roll call vote as follows:

Mr. Pierce – yes	Ms. Allison – yes
Mr. Henley – yes	Mr. Sharp – yes
Mr. Ammons – yes	Motion carried.

**MOTION** Motion to adopt Resolution Number 4350 was by Mr. Sharp and second was by Mr. Henley.

The Mayor explained that this is for the mine reclamation project on the Sicard Hollow property near the sports fields. The opportunity has come up to obtain some surplus dirt from the Limerock Road parking lot construction but the City would need to work with Veteran’s Landscaping in order to transport it to the park. He explained that

the mine reclamation project will come back and re-plant the areas but that the City will save substantial money to obtain the dirt now.

Mr. Brady and the Mayor answered questions from the Council including price of dirt, the cost of hauling and how much would be hauled for the requested amount.

Mr. Ammons opened the floor for a public hearing. There being no one present to address the Council concerning this Resolution, Mr. Ammons closed the public hearing and called for the question.

**MOTION** Question called on a roll call vote:

Mr. Pierce – yes	Ms. Allison – yes
Mr. Henley – yes	Mr. Sharp – yes
Mr. Ammons – yes	Motion carried.

### **FIRST READING (NO ACTION TO BE TAKEN AT THIS MEETING)**

Mr. Ammons stated that the following Resolutions and/or Ordinances will be presented at a public hearing at the Council's next regularly scheduled meeting of October 22, 2012 at 5 PM.

- Ordinance Number 2418 - An Ordinance Regulating Soliciting, Peddling And Panhandling In The City Of Vestavia Hills, Alabama
- Resolution Number 4315 – A Resolution To Perform Drainage Repair And Improvements At 4025 And 4045 Meadowview Circle
- Resolution Number 4316 – A Resolution To Perform Drainage Repair And Improvements At 1317 Parliament Lane And 1901 Balfour Drive
- Resolution Number 4317 – A Resolution To Perform Drainage Repair And Improvements At 1804 And 1808 Glendmere Drive

### **CITIZENS COMMENTS**

David Harwell, 1803 Catala Road, congratulated the newly elected Council members and thanked the incumbents for their continuing service.

The Council welcomed Mr. Fred Baughman to the meeting. Mr. Baughman just began this week as the City's Economic Development Director.

The Council bid farewell to Ms. Linda Allison for her service on the Vestavia Hills City Council. She indicated this would be her last meeting.

**MOTION** Motion to adjourn the meeting at 6:10 PM was by Mr. Pierce. Ms. Allison seconded the motion. Voice vote as follows:

Mr. Pierce – yes

Ms. Allison – yes

Mr. Henley – yes

Mr. Sharp – yes

Mr. Ammons – yes

Motion carried.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

# **ORDINANCE NUMBER 2418**

## **AN ORDINANCE REGULATING SOLICITING, PEDDLING, AND PANHANDLING**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, WHILE IN A REGULAR SESSION ON THE 8th DAY OF October, 2012, AT 5:00 P.M. AS FOLLOWS:**

### **SECTION 1. Definitions.**

For the purposes of this Ordinance, the following words shall have the following meanings:

*Solicitation* means any of the following activities:

- (a) Seeking to obtain orders for the sale or exchange of goods, wares, merchandise or perishables of any kind, for any kind of remuneration or consideration, regardless of whether advance payment is sought;
- (b) Seeking to obtain prospective customers to apply for or to purchase insurance, publications or subscriptions to publications;
- (c) Seeking to obtain contributions or donations of any thing of value for the benefit of any individual, association, organization, corporation, or program;
- (d) Seeking to obtain orders or prospective customers for goods or services;
- (e) Requesting monies or contributions of other goods or services for any charity or non-profit organization or for-profit organization or any other type or form of entity.
- (f) Distributing handbills, written advertisements, or publications.

*Solicitor* means a person engaged in the activities defined in this Ordinance as soliciting.

*Residence* means any living unit contained within any building or structure that is occupied by any person as a dwelling consistent with the definition of "residence" as defined in the Zoning Ordinance of the City of Vestavia Hills, Alabama.

*Registrant or registered solicitor* means any person who is subject to this Ordinance and who has obtained a valid certificate of registration from the City of Vestavia Hills, Alabama.

*Charity or non-profit organization* means any enterprise entered into with the primary purpose to pursue social, charitable, or other benevolent activities and that is classified as a tax-

exempt organization under applicable provisions of the United States Internal Revenue Code and the regulations thereunder.

*Person* means a natural person.

**SECTION 2. Retailing merchandise from vehicles; solicitation within rights-of-way.**

- (a) It shall be unlawful for any person to park any motor vehicle or other vehicle for the purpose of making retail sales of merchandise from such vehicle while so parked within rights-of-way. However, this Section shall not be construed to limit the right to park motor vehicles on the portions of the streets for the purpose of unloading merchandise sold at wholesale for delivery to duly licensed retail stores, nor to limit the right to park motor vehicles and other vehicles on the portions of the streets for any other purpose except the purpose of making retail sales of merchandise from such vehicles while so parked.
- (b) It shall be unlawful to solicit or otherwise make retail sales of any merchandise upon the sidewalks and in or upon the parkways running along or abutting upon any street except as allowed by the zoning ordinance of the City and after being duly licensed.

**SECTION 3. Registration requirements for door-to-door solicitation.**

- (a) *Registration.* All persons desiring to engage in soliciting at residences in the city shall apply to the City at a cost of twenty-five dollars (\$25.00), paid in cash or cash equivalent, for a monthly certificate of registration. The certificate, executed by the city clerk or his designee, shall be maintained by the city clerk and a legible copy shall be carried by the registrant at all times while soliciting. Upon request for inspection by an occupant of a residence or a police officer or a city license and tax examiner while the registered solicitor is transacting his business or seeking to transact his business at any residence, the registrant shall show his or her copy of the registration certificate. In addition to the registration fee, all other city ordinances levying business license fees and other license fees and taxes are applicable, including the business license ordinance requiring transient vendors to obtain a business license.
- (b) *Application for certificate.* The city shall provide a standard form for use for registration of solicitors. The applicant for the registration certificate shall state in writing upon his or her oath or affirmation that the information is truthfully provided to the best of his or her knowledge and belief. The applicant shall supply with or upon the registration form the following information:
  - 1. Applicant's true, correct, and legal name and the name of the organization for which he/she will be soliciting.

2. Address and phone number of applicant's home and applicant's place of business.
3. Names and addresses of the corporate officers or the partners and the managers, if any, of the entity for which the applicant will be soliciting.
4. The purpose for which soliciting will be done.
5. A brief description of the method of presentation that will be made.
6. Whether a permit, license, or certificate of registration from any city in connection with soliciting has ever been revoked, explaining the circumstances.
7. A statement as to whether or not the applicant has ever been convicted of a misdemeanor or a felony.
8. Documentation that the person is authorized to solicit for the organization.
9. Two (2) passport-sized photos taken within sixty (60) days of application.

(c) *Non-endorsement.* In addition, the applicant shall certify on the application form that if his or her registration is granted, he or she will not state, imply, or represent to any person that the issuance of the certificate is an endorsement by the City of the product, service, solicitor, or the organization represented by the solicitor.

(d) *Proof of identification required.* No certificate of registration shall be issued except upon proof of identification, including a photograph of the applicant, in one (1) of the following forms:

1. A valid driver's license of any state in the United States.
2. A valid United States Uniform Service Identification.
3. A valid passport.
4. A valid identification issued by any agency of a state for the purpose of identification of the holder.

(e) *Registration complete with issuance.* Registration shall be complete when the city issues the certificate of registration, which shall not be unreasonably withheld or delayed.

(f) *Form of certificate.* Each certificate shall be numbered, shall list the name of the individual solicitor and of all organizations on whose behalf he or she is authorized to solicit, the date on which the certificate will expire, and shall be dated and signed by the city clerk or his designee.

(g) *Maintenance of registry.* The city shall maintain, available for public inspection during normal business hours, a record of every application received and acted upon, together with any information pertaining thereto, all certificates of registration issued, and all denials of applications. Each application shall be numbered in consecutive order as filed, and each certificate issued shall be assigned a number exclusive to the registrant.

(h) *Expiration.* Certificates shall be valid for one month and shall expire at 11:59 p.m. on the date one month from the date of issuance.

(i) *Non-transferability.* Certificates of registration shall be issued only in the name of the applicant and the firms, corporations or associations on whose behalf he or she is authorized to solicit. Each natural person soliciting must obtain a certificate of registration. Certificates shall be nontransferable. It shall be a violation for a solicitor whose certificate authorizes soliciting on behalf of a firm named in the certificate to solicit on behalf of any other firm, organization, or association or for any purpose other than that specified on the application.

**SECTION 4. Exemptions from registration.**

The registration provisions of this Ordinance do not apply to the following:

- (a) Persons making solicitations solely for a church, religious organization or charitable organization, including any unincorporated association or corporation under the supervision and control of any church, a charitable organization or religious organization, if the church or organization is tax exempt under the provisions of the United States Internal Revenue Code.
- (b) Students soliciting contributions to finance extracurricular academic, social, athletic, artistic, scientific, or cultural programs, provided that the solicitation and its purpose have been approved by the principal, president, or chief administrator of the school that the students attend and said approval has been filed in writing with the City.
- (c) Persons canvassing for the purpose of distributing political literature or materials on behalf of a political party, candidate, or public issue or introducing themselves as supporters of a candidate, political party, cause, or issue.
- (d) Persons making solicitations solely for a nationally recognized youth organization such as the YMCA, YWCA, scouting, or boys' and girls' clubs.

All other provisions of this Ordinance apply to those who qualify for an exemption.

**SECTION 5. Deceptive soliciting practices prohibited.**

- (a) No solicitor or canvasser shall intentionally or recklessly make any materially false or fraudulent statement in the course of soliciting.
- (b) No solicitor shall use a fictitious name, an alias, or any name other than his or her true, correct, and legal name.
- (c) No solicitor shall represent, directly or by implication, that the City or any other governmental entity endorses the solicitation or that the granting of a certificate of registration implies any endorsement of the solicitor's product or service or of the individual solicitor.

**SECTION 6. No registration of felons.**

No certificate of registration shall be issued to any person who has been convicted of a federal or state felony.

**SECTION 7. Revocation of certificate.**

Any certificate of registration issued hereunder shall be revoked by the City if the registrant is convicted of a violation of this Ordinance, if the registrant has falsified the application, or otherwise becomes disqualified for the issuance of a certificate of registration. Notice of revocation shall be given to the registrant by personal service or by certified mail to the address listed on the application. Immediately upon the giving of such notice, the certificate of registration shall become null and void and shall remain so unless the revocation is ordered rescinded by the City Clerk.

**SECTION 8. Appeal.**

An applicant whose registration was denied or registrant whose certificate was revoked shall have the right to appeal to the City Clerk. An applicant shall also have the right to appeal any adverse decision of the City Clerk to the City Council. Any appeal must be demanded in writing sent by certified mail to the City Clerk within seven (7) calendar days of the decision that is being appealed. The right of appeal to the City Council is not in derogation of any other rights in law or equity the applicant might have.

**SECTION 9. Residential “no soliciting” notices.**

- (a) Any occupant of a residence or occupants of a multi-family dwelling who desire(s) not to have solicitors call on said residence(s) shall give notice of the desire to refuse solicitors by displaying a clearly visible weatherproof placard no smaller than sixteen (16) square inches and no larger than ninety-four (94) square inches stating “No Soliciting” which shall be posted on or near the main entrance of the private property and not within the public right-of-way.
- (b) Residents of a residential subdivision may indicate their desire not to have solicitors call on any residences in that subdivision by giving notice of the desire to refuse solicitors by displaying a clearly visible weatherproof placard no smaller than sixteen (16) square inches and no larger than ninety-four (94) square inches stating “No Soliciting” which shall be posted on or near the main entrance of the subdivision on private property and not within the public right-of-way.
- (c) The display of said placard shall be deemed to constitute notice to any solicitor that the inhabitant of the residence does not desire to invite solicitors.



**SECTION 10. Duties of solicitors.**

- (a) Every solicitor shall, upon entering premises on which a residence is located, examine the main entrance to the premises for any “No Soliciting” placard, and if one is posted, desist in any efforts to solicit or to leave any literature concerning the solicitation at that residence. Possession of a certificate of registration does not relieve any solicitor of this duty.
- (b) It is unlawful for any person to appear at any private residence and canvass or solicit whereon a placard bearing the words “No Soliciting” or words of similar import is posted for public view. Possession of a certificate of registration does not relieve any solicitor of this duty.
- (c) Any solicitor who is asked to leave any residence by the occupant shall immediately and peacefully depart. Possession of a certificate of registration does not relieve any solicitor of this duty.
- (d) Every solicitor shall at all times, while exercising the privilege in the city incident to the permit, carry upon his person his permit and the same shall be exhibited by such person at all times while soliciting and whenever he is requested to do so by any police officer or by any person who is solicited.

**SECTION 11. Time and day restrictions on soliciting.**

It is a violation of this Ordinance for any person, whether registered or not, to solicit any person at his or her residence before 9:00 a.m. or after 7:00 p.m. local time, unless the solicitor has express permission from the resident to do so.

It is also a violation of this Ordinance for any person, whether registered or not, to solicit any person at his or her residence on Sunday or any Federal holiday.

**SECTION 12. Panhandling prohibited.**

It shall be unlawful for any person to engage in panhandling, which is defined as any solicitation made in person upon any street, sidewalk, public way, or public place, or upon the premises of any business establishment or other private property that is routinely or customarily frequented by the general public, requesting an immediate donation of money or other thing of value for oneself or another person or entity.

**SECTION 13. Penalties.**

Any person violating any provision of this Ordinance shall be issued a citation and shall be required to appear in the Vestavia Hills Municipal Court. Upon conviction, any such person

shall be subject to any fines and other applicable court costs which may be assessed by the Vestavia Hills Municipal Court.

**SECTION 14. Severability.**

If any word, provision, clause, sentence, paragraph, or subsection of this Ordinance or the application thereof to any person or circumstances shall be held invalid by a court of competent jurisdiction then the remaining provisions of this Ordinance shall be in full force and effect.

**SECTION 15. Effective date.**

This Ordinance shall become effective immediately upon its adoption and publication or by its otherwise becoming a law.

**DONE, ORDERED, ADOPTED AND APPROVED on this 8<sup>th</sup> day of October, 2012.**

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

**CERTIFICATION:**

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # \_\_\_\_\_ is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills New Merkle House, Vestavia Hills Civic Center and Vestavia Hills Library in the Forest this the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

Rebecca Leavings  
City Clerk

**RESOLUTION NUMBER 4315**

**A RESOLUTION TO PERFORM DRAINAGE REPAIR AND IMPROVEMENTS AT 4025 AND 4045 MEADOWVIEW CIRCLE**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. Pursuant to Resolution Number 979, duly adopted and approved by the Vestavia Hills City Council on June 17, 1985, the City Engineer is hereby authorized to perform certain drainage repair and improvements at the following location: 4025 and 4045 Meadowview Circle; and
2. An engineering report completed by the City Engineer is hereby attached to and incorporated into this Resolution Number 4315 as though written fully therein; and
3. Pursuant to Resolution Number 2004, adopted and approved on October 6, 1986, the property owners of said properties shall pay all costs and charges incurred by the City subject to payment by the property owner for said work upon completion of work; and
4. This Resolution Number 4315 shall become effective immediately upon adoption and approval.

**ADOPTED and APPROVED** this the 22<sup>nd</sup> day of October, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

**CITY OF VESTAVIA HILLS**  
**DEPARTMENT OF PUBLIC SERVICES**  
**OFFICE OF CITY ENGINEER**  
**INTER-DEPARTMENT MEMO**

**October 4, 2012**

To: Rebecca Leavings  
From: Christopher Brady  
RE: various drainage pipe repairs

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Becky,

I am attaching information on 3 projects proposed for the City to perform drainage pipe repairs on private properties.

1317 Parliament Lane/ 1901 Balfour Drive  
1804/1808 Glendmere Drive  
4045/4025 Meadowview Circle

These are drainage pipes that cross or are along the shared property lines of these properties. We are requesting City Council consent that these be declared a public need. The homeowners/property owners have consented to cover the cost of materials if the City will agree to install. I have broken down approximate costs of materials, as well as approximate costs for City labor and equipment use.

Please let me know if you have any questions or need additional information.

-Christopher



Preliminary Cost Estimate for Pipe Replacement  
4045 and 4025 Meadowview Circle  
08/01/2012

This is a deteriorated section of "homemade" drainage system suspected to have been installed by previous property owner; it no longer functions.

Approximate property owner costs

Material \$ 6,131.30

Approximate City labor and equipment use costs

Labor \$ 3,445.46

Equipment \$ 3,065.07

\$ 6,510.53

NOTE: These are approximations of anticipated costs.  
These are not a lump sum costs.

PRICING

4045

Project: Meadowview Circle  
Description: Pipe Replacement

Page No: 1  
Sheet No: 1  
Date: 6-30-12  
T.O. by: Jeff Hughes

Description	WS Ref	Quantity		Material Cost		Labor Cost							Equipment Cost			Total Cost	Unit	Unit		
		Total	Unit	Unit	Subtotal	Crew	Daily Prod.	Crew Days	Crew Hours	Craft	No	Hourly Rate	Labor Subtotal	Equip Piece	Daily Cost				Equip Subtotal	
18" Plastic Pipe		200	LF	12.59	3273.40	custom	100	2.60	20.80	skwk	1	18.82	1037.29	backhoe	224	582.4	4893.10	18.82	LF	
										eqt	1	16.29								
										clab	1	14.76								
												49.87								
Excavation 1' to 4' Deep 4' x 4' x 253'		150	cy			custom	150	1.00	8.00	skwk	1	18.82	398.98	backhoe	224	224	1285.04	8.57	cy	
										eqt	1	16.29		skis steer	168	168.00				
										clab	1	14.76		dump truck	344	358.33				
												49.87				750.33				
							144	1.04	8.33	br	1	16.29	135.75							
												534.71								
Bedding # 57 Stone		64	ton	10.50	672.00	custom	64	1.00	8.00	skwk	1	18.82	398.98	backhoe	224	224	2411.60	37.68	ton	
										eqt	1	16.29		skis steer	168	168.00				
										clab	1	14.76		dump truck	344	688.00				
												49.87				1080.00				
							32	2.00	16.00	br	1	16.29	260.64							
												659.60								
Fill 2' x 4' x 253'		75	cy			custom	100	0.75	8.00	skwk	1	18.82	299.22	backhoe	224	166	1087.30	14.50	cy	
										eqt	1	16.29		skis steer	168	128.00				
										clab	1	14.76		dump truck	344	358.33				
												49.87				652.33				
							72	1.04	8.33	br	1	16.29	135.75							
												434.97								

Description	WS Ref	Quantity		Material Cost		Labor Cost							Equipment Cost			Total Cost	Unit	Unit		
		Total	Unit	Unit	Subtotal	Crew	Daily Prod.	Crew Days	Crew Hours	Craft	No	Hourly Rate	Labor Subtotal	Equip Piece	Daily Cost				Equip Subtotal	
Block		143	ea	1.30	185.90	custom	71	2.01	16.11	skwk	1	18.82	778.68				964.78	6.75	ea	
										clab	2	14.76								
												48.34								
Tree Removal		2	ea	1000.00	2000.00												2000.00	1000.00	ea	
Sod																				

\$ 6,131.30

\$ 3,445.46

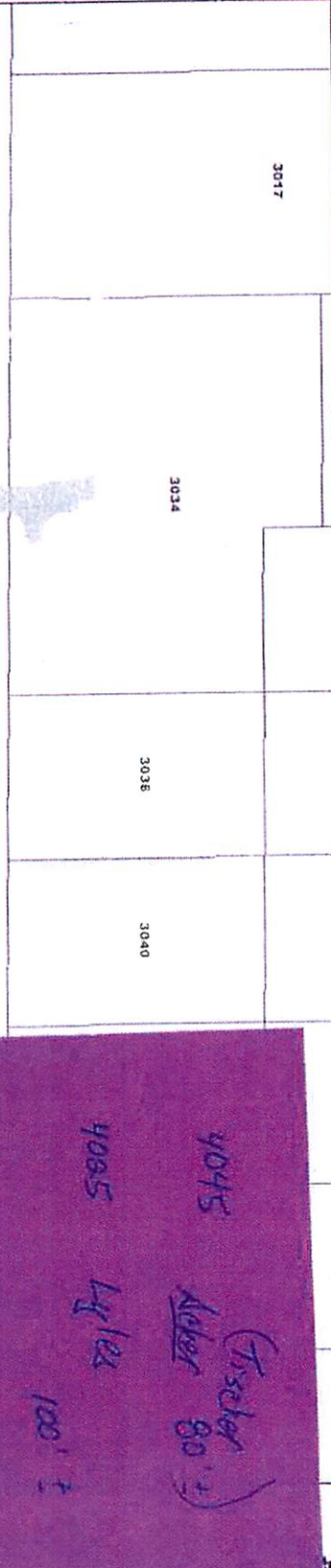
\$ 3,085.07

\$ 12,641.83





# JEFFERSON COUNTY, ALABAMA GIS



4045  
4045  
100' ±

(Tischer 80' ±)  
Acker

4045  
4045  
100' ±

marked flow

storage hole

collapsed & separated sections of pipe

large trees

1100 ft

This map has been prepared by Jefferson County Information Technology, GIS Division. Any use of this map shall be at the sole risk of the person or entity using it. Jefferson County makes no warranty, expressed or implied, as to the accuracy of the information represented herein. This product shall be accepted, AS IS, WITH ALL FAULTS. Any person, entity, or company that makes use of this product shall hold harmless Jefferson, its elected officials, employees and agents from and against any claim, damage, loss, action, cause of action, or liability arising from the use of this GIS product.

- Parcel Number
- Parcel Area
- Parcel Perimeter
- Parcel Shape
- Parcel Color
- Parcel Label
- Parcel Boundary
- Parcel Center Point
- Parcel Orientation
- Parcel Elevation
- Parcel Slope
- Parcel Aspect
- Parcel Exposure
- Parcel Humidity
- Parcel Temperature
- Parcel Wind Speed
- Parcel Wind Direction
- Parcel Rainfall
- Parcel Snowfall
- Parcel Icefall
- Parcel Fogfall
- Parcel Hailfall
- Parcel Thunderfall
- Parcel Lightningfall
- Parcel Stormfall
- Parcel Tornado
- Parcel Hurricane
- Parcel Earthquake
- Parcel Flood
- Parcel Drought
- Parcel Wildfire
- Parcel Insect
- Parcel Disease
- Parcel Pest
- Parcel Weed
- Parcel Tree
- Parcel Shrub
- Parcel Grass
- Parcel Flower
- Parcel Fruit
- Parcel Vegetable
- Parcel Grain
- Parcel Fiber
- Parcel Wood
- Parcel Paper
- Parcel Textile
- Parcel Fuel
- Parcel Medicine
- Parcel Food
- Parcel Beverage
- Parcel Cosmetic
- Parcel Chemical
- Parcel Pharmaceutical
- Parcel Biotechnology
- Parcel Nanotechnology
- Parcel Space Technology
- Parcel Information Technology
- Parcel Telecommunications
- Parcel Transportation
- Parcel Energy
- Parcel Manufacturing
- Parcel Retail
- Parcel Wholesale
- Parcel Distribution
- Parcel Logistics
- Parcel Supply Chain
- Parcel Procurement
- Parcel Contract Management
- Parcel Risk Management
- Parcel Compliance
- Parcel Governance
- Parcel Public Administration
- Parcel Public Works
- Parcel Public Safety
- Parcel Public Health
- Parcel Public Education
- Parcel Public Housing
- Parcel Public Utilities
- Parcel Public Transportation
- Parcel Public Services
- Parcel Public Works
- Parcel Public Safety
- Parcel Public Health
- Parcel Public Education
- Parcel Public Housing
- Parcel Public Utilities
- Parcel Public Transportation
- Parcel Public Services



**Pipe repair and replacement at 4025 and 4045 Meadowview Circle**



Photo 1 -- Inlet box at street in good condition



Photo 2 -- Large void in yard at 4025 Meadowview Circle due to pipe deterioration.





Photo 3 -- Several voids and sunken areas throughout both yards; existing storage shed is to be relocated by property owner.



Photo 4 -- Drainage pipe under GreenValley; invert of pipe is silted and pipe does not function properly due to lack of positive drainage away from this section of pipe. Corrective actions to the private drainage pipe will correct this.



Photo 4 -- Neighbors report previous property owner installed metal drums to pipe in open ditch; these metal drums have rusted, collapsed, and mostly disintegrated.

**RESOLUTION NUMBER 4316**

**A RESOLUTION TO PERFORM DRAINAGE REPAIR AND IMPROVEMENTS AT 1317 PARLIAMENT LANE AND 1901 BALFOUR DRIVE**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. Pursuant to Resolution Number 979, duly adopted and approved by the Vestavia Hills City Council on June 17, 1985, the City Engineer is hereby authorized to perform certain drainage repair and improvements at the following locations: 1317 Parliament Lane and 1901 Balfour Drive; and
2. An engineering report completed by the City Engineer is hereby attached to and incorporated into this Resolution Number 4316 as though written fully therein; and
3. Pursuant to Resolution Number 2004, adopted and approved on October 6, 1986, the property owners of said properties shall pay all costs and charges incurred by the City subject to payment by the property owner for said work upon completion of work; and
4. This Resolution Number 4316 shall become effective immediately upon adoption and approval.

**ADOPTED and APPROVED** this the 22<sup>nd</sup> day of October, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor



**CITY OF VESTAVIA HILLS**  
**DEPARTMENT OF PUBLIC SERVICES**  
**OFFICE OF CITY ENGINEER**  
**INTER-DEPARTMENT MEMO**

**October 4, 2012**

To: Rebecca Leavings  
From: Christopher Brady  
RE: various drainage pipe repairs

---

Becky,

I am attaching information on 3 projects proposed for the City to perform drainage pipe repairs on private properties.

1317 Parliament Lane/ 1901 Balfour Drive  
1804/1808 Glendmere Drive  
4045/4025 Meadowview Circle

These are drainage pipes that cross or are along the shared property lines of these properties. We are requesting City Council consent that these be declared a public need. The homeowners/property owners have consented to cover the cost of materials if the City will agree to install. I have broken down approximate costs of materials, as well as approximate costs for City labor and equipment use.

Please let me know if you have any questions or need additional information.

-Christopher



Preliminary Cost Estimate for Pipe Replacement  
1317 Parliament Ln and 1901 Balfour Drive  
08/01/2012

This is an area of drainage pipe that has separated and broken loose and an appearant headwall failure.

Approximate property owner costs

Material \$ 6,457.50

Approximate City labor and equipment use costs

Labor \$ 5,028.15

Equipment \$ 3,968.46

\$ 8,996.61

NOTE: These are approximations of anticipated costs.  
These are not a lump sum costs.



PRICING

1317  
 Project: 1317 Parliament Lane  
 Description: Pipe Replacement

Page No: 1  
 Sheet No: 1  
 Date: 6-30-12  
 T.O. by Jeff Hughes

Description	WS Ref	Quantity		Material Cost		Labor Cost							Equipment Cost			Total Cost	Unit Cost	Unit		
		Total	Unit	Unit Cost	Material Subtotal	Crew	Daily Prod.	Crew Days	Crew Hours	Craft No	Hourly Rate	Labor Subtotal	Equip Piece	Daily Cost	Equip Subtotal					
18" Concrete Pipe		144	LF	12.00	1728.00	custom	72	2.00	16.00	skwk	1	18.82	797.92	hyd exc	180	360	2885.92	20.04	LF	
										eqll	1	16.29								
										clab	1	14.76								
												49.87								
Excavation 6' to 10' Deep 5' x 9' x 145'		241	cy			custom	100	2.41	19.28	skwk	1	18.82	961.48	hyd exc	180	433.6	2943.28	12.21	cy	
										eqll	1	16.29		skis steer	168	404.88				
										clab	1	14.76		dump truck	344	829.04				
												49.87				1687.72				
							100	2.41	19.28	trfl	1	16.29	314.07							
												1275.50								
Bedding # 57 Stone		50	ton	10.50	525.00	custom	72	0.89	5.56	skwk	1	18.82	277.06	hyd exc	180	125	1784.85	35.70	ton	
										eqll	1	16.29		skis steer	168	116.67				
										clab	1	14.76		dump truck	344	537.50				
												49.87				779.17				
							32	1.56	12.50	trfl	1	16.29	203.63							
												480.68								
Fill 5' x 7' x 145'		188	cy			custom	112	1.68	13.43	skwk	1	18.82	669.68	hyd exc	180	302.143	2050.01	10.90	cy	
										eqll	1	16.29		skis steer	168	282.00				
										clab	1	14.76		dump truck	344	577.43				
												49.87				1161.57				
							112	1.68	13.43	trfl	1	16.29	218.76							
												888.43								

Description	WS Ref	Quantity		Material Cost		Labor Cost							Equipment Cost			Total Cost	Unit Cost	Unit	
		Total	Unit	Unit Cost	Material Subtotal	Crew	Daily Prod.	Crew Days	Crew Hours	Craft No	Hourly Rate	Labor Subtotal	Equip Piece	Daily Cost	Equip Subtotal				
Block		156	ea	1.30	202.80	custom	78	2.00	16.00	skwk	1	18.82	773.44				976.24	8.26	ea
										clab	2	14.76							
												46.34							
Bnck		530	ea	0.23	121.90	custom	300	1.77	14.13	skwk	1	18.82	883.21				805.11	1.52	ea
										clab	2	14.76							
												48.34							
Tree Removal		2	ea	1500.00	3000.00												3000.00	1500.00	ea
Trench Box Rental		1	Ls	800.00	800.00												800.00	800.00	Ls
Pine Straw		20	ea	3.95	79.80	custom	60	0.33	2.67	skwk	1	18.82	128.91				208.71	10.44	ea
										clab	2	14.76							
												48.34							
					6457.50								5028.15				3968.46	15,454.11	

18" Plastic Pipe 12.59 Lf





**Pipe Repair and Replacement – 1317 Parliament and 1901 Balfour**



Photo 1 -- Brick headwall has settled and broken loose; pipe attached to headwall has also separated.



Photo 2 -- Headwall movement and pipe separation has created hazardous voids.





Photo 3 -- Erosion around headwall has likely caused failure which has contributed to pipe being dislodged; attached retaining structure has also partially failed.

**RESOLUTION NUMBER 4317**

**A RESOLUTION TO PERFORM DRAINAGE REPAIR AND IMPROVEMENTS AT 1804 AND 1808 GLENDMERE DRIVE**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. Pursuant to Resolution Number 979, duly adopted and approved by the Vestavia Hills City Council on June 17, 1985, the City Engineer is hereby authorized to perform certain drainage repair and improvements at the following location: 1804 and 1808 Glendmere Drive; and
2. An engineering report completed by the City Engineer is hereby attached to and incorporated into this Resolution Number 4317 as though written fully therein; and
3. Pursuant to Resolution Number 2004, adopted and approved on October 6, 1986, the property owners of said properties shall pay all costs and charges incurred by the City subject to payment by the property owner for said work upon completion of work; and
4. This Resolution Number 4317 shall become effective immediately upon adoption and approval.

**ADOPTED and APPROVED** this the 22<sup>nd</sup> day of October, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

**CITY OF VESTAVIA HILLS**  
**DEPARTMENT OF PUBLIC SERVICES**  
**OFFICE OF CITY ENGINEER**  
**INTER-DEPARTMENT MEMO**

**October 4, 2012**

To: Rebecca Leavings  
From: Christopher Brady  
RE: various drainage pipe repairs

---

Becky,

I am attaching information on 3 projects proposed for the City to perform drainage pipe repairs on private properties.

1317 Parliament Lane/ 1901 Balfour Drive  
1804/1808 Glendmere Drive  
4045/4025 Meadowview Circle

These are drainage pipes that cross or are along the shared property lines of these properties. We are requesting City Council consent that these be declared a public need. The homeowners/property owners have consented to cover the cost of materials if the City will agree to install. I have broken down approximate costs of materials, as well as approximate costs for City labor and equipment use.

Please let me know if you have any questions or need additional information.

-Christopher



Preliminary Cost Estimate for Pipe Replacement  
1804 and 1808 Glendmere Drive  
08/01/2012

This is a section of drainage pipe that has separated, broken loose, and deteriorated over time.

Approximate property owner costs

Material \$ 2,765.25

Approximate City labor and equipment use costs

Labor \$ 3,017.52

Equipment \$ 2,317.30

\$ 5,334.82

NOTE: These are approximations of anticipated costs.  
These are not a lump sum costs.



PRICING

Project: 1804 Glondmere Drive  
 Description: Pipe Replacement

Page No: 1  
 Sheet No: 1  
 Date: 6-30-12  
 T.O by: Jeff Hughes

Description	WS Ref	Quantity		Material Cost		Labor Cost						Equipment Cost			Total Cost	Unit Cost	Unit			
		Total	Unit	Unit	Subtotal	Crew	Daily Prod.	Crew Days	Crew Hours	Craft	No	Hourly Rate	Labor Subtotal	Equip Piece				Daily Cost	Equip Subtotal	
18" Plastic Pipe		105	LF	12.59	1321.95	custom	6d	1.75	14.00	skwk	1	18.82	698.18	backhoe	224	392	2412.13	22.97	#	
										eqll	1	16.29								
										clab	1	14.76								
												49.87								
Excavation 6' to 10' Deep 5' x 5' x 105'		97	cy			custom	97	1.00	8.00	skwk	1	18.82	398.96	backhoe	224	224	1265.28	13.04	cy	
										eqll	1	16.29		skis steer	168	168.00				
										clab	1	14.76		dump truck	344	344.00				
												49.87				736				
							97	1.00	8.00	lrlt	1	16.29	130.32							
													579.28							
Bedding # 57 Stone		40	ton	10.50	420.00	custom	72	0.56	4.44	skwk	1	18.82	221.64	backhoe	224	124.444444	1491.85	37.30	ton	
										eqll	1	16.29		skis steer	168	93.33				
										clab	1	14.76		dump truck	344	458.67				
												49.87				676.44				
							30	1.33	10.67	lrlt	1	16.29	173.76							
													395.40							
Fill 5' X 3' X 105'		58.33	cy			custom	112	0.52	4.17	skwk	1	18.82	207.78	backhoe	224	116.66	637.58	14.36	cy	
										eqll	1	16.29		skis steer	168	87.50				
										clab	1	14.76		dump truck	344	308.70				
												49.87				512.86				
							65	0.90	7.18	lrlt	1	16.29	116.95							
													324.73							

Description	WS Ref	Quantity		Material Cost		Labor Cost						Equipment Cost			Total Cost	Unit Cost	Unit			
		Total	Unit	Unit	Subtotal	Crew	Daily Prod.	Crew Days	Crew Hours	Craft	No	Hourly Rate	Labor Subtotal	Equip Piece				Daily Cost	Equip Subtotal	
Block		78	ea	1.30	101.40	custom	78	1.00	8.00	skwk	1	18.82	386.72				488.12	6.26	ea	
										clab	2	14.76								
												48.34								
Brick		530	ea	0.23	121.90	custom	300	1.77	14.13	skwk	1	18.82	683.21				805.11	1.52	ea	
										clab	2	14.76								
												48.34								
Tree Removal		0	ea	1500.00	0.00												0.00	#DIV/0!	ea	
Trench Box Rental		1	s	800.00	800.00												800.00	800.00	ea	
Sod																				

\$ 2,765.25

\$ 3,017.52

\$ 2,317.30

\$ 8,100.07





**Drainage Pipe Repair and Replacement – 1804 / 1808 Glendmere Drive**



Photo 1 -- Drainage inlet box at road in good condition.



Photo 2 -- Sunken spots in grass area.



Photo 3 -- Collapsed section of pipe; box top has caved in.

**RESOLUTION NUMBER 4351**

**A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A CHANGE ORDER TO AN AGREEMENT WITH LANDSCAPE WORKSHOP FOR LANDSCAPING SERVICES ON MONTGOMERY HIGHWAY MEDIAN**

**WHEREAS**, on May 14, 2012, the City Council of the City of Vestavia Hills adopted and approved Resolution Number 4299 to authorize the Mayor to enter into an agreement with Landscape Workshop to sod certain portions of the median of Montgomery Highway from Southwood Road to Old Creek Trail reserving certain portions of median for future landscaping to be completed during the fall; and

**WHEREAS**, the City Engineer has determined the time for the best planting results has arrived and has detailed the remaining landscaping in a memorandum dated October 16, 2012, the change order in an amount not to exceed \$22,000; a copy of which is attached to and incorporated into this Resolution Number 4351 as if written fully therein; and

**WHEREAS**, the Mayor and Council feel it is in the best public interest to complete the landscaping required for the median of Montgomery Highway.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. The Mayor is hereby authorized to execute a change order with Landscape Workshop to complete the areas of landscaping needed on Montgomery Highway pursuant to the details outlined in the above referenced memorandum at an amount not to exceed \$22,000; and
2. This Resolution Number 4351 shall be effective immediately following adoption and approval.

**APPROVED and ADOPTED** this the 5<sup>th</sup> day of November, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

**CITY OF VESTAVIA HILLS**  
**DEPARTMENT OF PUBLIC SERVICES**  
**OFFICE OF CITY ENGINEER**  
**INTER-DEPARTMENT MEMO**

**October 16, 2012**

To: Rebecca Leavings  
 CC: Mayor Zaragoza, City Manager Robertson, B.Davis  
 From: Christopher Brady  
 RE: Highway 31 Median Landscape work

Becky,

In May 2012, City requested and received 3 proposals to perform landscaping services for Hwy 31 median improvements. The City adopted Resolution 4299 – A resolution authorizing the mayor to enter into an agreement with Landscape Workshop for landscaping services on the Montgomery Highway median. The City entered into agreement with Landscape Workshop. Agreement included base bid of sod and additional items. This work was substantially complete in June 2012.

Due to excessive heat and dry conditions during that time of the year, it was recommendation to wait until fall to complete additional/ alternate shrub plantings. We are prepared to complete these plantings in early to mid November.

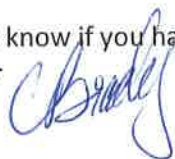
Agreement prices with Landscape Workshop are as follows:

	<u>qty</u>	<u>unit</u>	<u>item</u>	<u>unit price</u>	<u>total</u>
<b>Base Bid</b>	0	ls	clearing and grubbing		\$ -
	0	sy	solid sod	\$ 3.41	\$ -
	40	cy	topsoil	\$ 24.00	\$ 960.00
	50	bale	pinestraw mulch	\$ 6.30	\$ 315.00
	0	lf	wattle	\$ 5.00	\$ -
	0	ls	traffic control signage	\$ 6,620.50	\$ -
	0	ea	channelizing drums	\$ 69.35	\$ -
<b>Alternates</b>	258	ea	shrubs, holly	\$ 16.11	\$ 4,156.38
	134	ea	shrubs, juniper	\$ 16.11	\$ 2,158.74
	546	ea	shrubs, purple pixie	\$ 21.00	\$ 11,466.00
	1	ea	watering	\$ 2,265.00	\$ 2,265.00
	20	ea	cones	\$ 16.00	\$ 320.00
	20	ea	ballast	\$ 9.00	\$ 180.00
					\$ 21,821.12

We are requesting approval of an expenditure of not-to-exceed \$22,000 to complete Highway 31 median landscape improvements.

Please let me know if you have any questions or need additional information.

-Christopher



**RESOLUTION NUMBER 4352**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR CONSTRUCTION ENGINEERING AND INSPECTION (CE&I) SERVICES ON ALDOT PROJECT NUMBER. SRTS-SR09(914) VESTAVIA HILLS SIDEWALKS**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. The Mayor is hereby authorized to enter into an agreement for construction, engineering and inspection (CE&I) services on ALDOT project number SRTS-SR09(914), Vestavia Hills Sidewalks, BECC Proposal Number Q1-12031rr at an estimated cost of \$42,972.12; and
2. A copy of the agreement is attached and incorporated into this Resolution Number 4352 as if written fully therein; and
3. This Resolution Number 4352 shall become effective immediately upon adoption and approval.

**DONE, ORDERED, ADOPTED and APPROVED** this the 5<sup>th</sup> day of November, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor



**CITY OF VESTAVIA HILLS**  
**DEPARTMENT OF PUBLIC SERVICES**  
**OFFICE OF CITY ENGINEER**  
**INTER-DEPARTMENT MEMO**

**October 17, 2012**

To: Rebecca Leavings  
CC: Mayor Zaragoza, City Manager Robertson, B.Davis  
From: Christopher Brady  
RE: Construction Engineering and Inspection services for sidewalk construction

---

Becky,

I am requesting approval of an additional expenditure to complete construction of the current sidewalk projects. This includes STPBH – Canyon and Merryvale, and SRTS – Eastwood, PostOak, and Willoughby. The construction of these projects is roughly 75% complete as of mid-October. Canyon and Eastwood are substantially complete. There are areas along Post Oak and Merryvale that are incomplete. Activity on Willoughby is anticipated to begin soon.

The additional funding needed at this time includes cost to cover CE&I services to be performed by Gresham, Smith and Partners and Birmingham Engineering and Construction Consultants. See Supplemental Agreements attached. To summarize these costs,

	<u>GSP</u>	<u>BECC</u>	<u>potential City cost</u>
SRTS	\$ 29,421.00	\$ 42,972.12	\$ 72,393.12
STPBH*	\$ 57,743.00	incl	\$ 11,548.60
	*subject to reimbursement of upto 80% by ALDOT agreement		\$ 83,941.72
		allowance(15%)	\$ 12,591.26
			<hr/> \$ 96,532.98

I have included an allowance to offset potential approximated costs that may not be covered in the current ALDOT agreement. I am in the process of exploring potential to expand ALDOT agreement to cover this cost.

I am requesting additional expenditure of approximately \$97,000 to cover the cost of this project overrun.

Please let me know if you have any questions or need additional information.

-Christopher



**BECC**

*Birmingham Engineering & Construction Consultants, Inc.*

LISA K. MORRISON  
*President & CEO*

RICHARD A. RHINEHART, PE.  
*Senior Vice President*

MARTIN T. BURFORD, PE.  
*Vice President*

September 26, 2012

Mr. Christopher Brady  
City Engineer  
Vestavia Hills Public Works  
City of Vestavia Hills  
513 Montgomery Highway  
Birmingham, Alabama 35216

**Subject:** Proposal for Additional Construction Materials Testing Services  
For Vestavia Hills Sidewalks  
ALDOT Project Number SRTS-SR09(914)  
Eastwood Road, Post Oak Road and Willoughby Road  
Vestavia Hills, Alabama  
**BECC Proposal Number: Q1-12031rr**

Dear Mr. Brady:

Birmingham Engineering and Construction Consultants, Inc. (BECC) appreciates the opportunity to submit our proposal for call-out construction materials testing services for the subject project. BECC is a certified testing laboratory with certifications from several independent national organizations and we meet the requirements of ASTM E 548. Our technicians and inspectors are certified in materials testing by ACI, NICET, AWS, FAA and ALDOT. BECC is also a certified woman-owned small business (DBE) with the ALDOT.

Based on our knowledge of the project, we anticipate the following inspection and testing may be required:

- Compaction Testing/ Proofrolling
- Concrete Testing
- ALDOT Inspector Services

*Geotechnical, Materials & Environmental Engineers*

360 Industrial Lane • Birmingham, Alabama 35211  
(205) 941-1119 • FAX (205) 941-1198  
<http://www.beccinc.com>

## PROJECT DESCRIPTION

This proposal is for the purpose of expanding BECC original scope of services and schedule for the subject project. We understand that the project will consist of sidewalks and crosswalk additions to the City of Vestavia Hills in Alabama. The project is funded under a grant by the Alabama Department of Transportation (ALDOT). The areas include Vestavia Hills East, West and Central Elementary Schools and Cahaba Heights Elementary School. The sidewalks will be constructed along Eastwood Road, Post Oak Road and Willoughby Road.

BECC will be responsible for construction materials testing that will primarily include concrete testing. All testing procedures will be to ALDOT and ASTM guidelines. We have estimated that the total duration for the additional services is approximately 75 days. Depending on the contractor's schedule, the actual time may vary.

## UNIT RATES AND TERMS

We have provided our unit rates and estimated budget on the attached **Exhibit "A"**. The remaining budget as of February 1, 2012 was subtracted from the proposed amount. This budget was based upon the contractors anticipated schedule and may need to be revised once the project is underway. BECC will use these rates to complete the above Scope of Services. The attached rates are for **call-out** construction materials testing services for this project and do not include engineering consultation or investigation services unless otherwise requested.

For services contracted on a **call-out** basis, the client or his authorized field representative is responsible for requesting and coordinating our services. BECC cannot assume any responsibility for work not tested due to inadequate instructions, or notification by client. Construction monitoring is not insurance, nor does it constitute a warranty or guarantee of any type. The test results are reported to and for the specific use of the client and may not be relied upon by any third party.



**CLOSING**

We appreciate the opportunity to continue our good working relationship with you on this project. We have attached a copy of our Terms and Conditions and if acceptable, please execute the last page of the Terms and Conditions and fax it back to me.

Our primary objective is to provide the necessary services in the most efficient manner to verify specification compliance. If you have any questions regarding this proposal, please do not hesitate to contact our office.

Respectfully submitted,

**Birmingham Engineering & Construction Consultants, Inc.**

A handwritten signature in black ink, appearing to read "Martin T. Burford". The signature is fluid and cursive, with a large initial "M" and "B".

Martin T. Burford, P.E.  
Vice President



# VESTAVIA HILLS SIDEWALKS

ALDOT Project Nos. SRTS-SR09(914)

## EXHIBIT "A"

Fee Proposal for

### Construction Materials Testing and Inspection Services

Vestavia Hills, Alabama

BECC Proposal Nos. Q1-12031rrr

October 1, 2012

Personnel	Work Days	Hours/Day	Hourly Cost	Total
Inspector/ Technicians -Field and Lab (ALDOT Concrete Certified)	75.00	8.00	\$ 22.00	\$ 13,200.00
Inspector/ Technicians -Field and Lab (ALDOT Concrete Certified)-OT	0.00	0.00	\$ 33.00	\$ -
Project Engineer, PE - Report Review/Proj Management	75.00	0.25	\$ 27.89	\$ 522.94
Administrative	0.00	0.25	\$ 14.00	\$ -
<b>Total Direct Labor</b>				<b>\$ 13,722.94</b>
Combined Overhead (%)	<b>169.05</b>			<b>\$ 23,198.63</b>
	170		<b>Sub-Total</b>	<b>\$ 36,921.56</b>
Other Costs	Quantity	Units	Unit Cost	Total
Concrete Cylinders (42 sets of 4 cylinders)	168	cylinders	\$ 8.00	\$ 1,344.00
Mileage	1600	miles	\$ 0.50	\$ 800.00
<b>Sub-Total</b>				<b>\$ 2,144.00</b>
Operating Margin (10%)				\$ 3,906.56
Facilities Cost of Capital- FCC (%)	<b>2.53</b>			\$ 347.19
<b>ESTIMATED FEE</b>				<b>\$ 42,972.12</b>

**Notes:**

This budget was based upon an anticipated schedule of 75 workdays by the contractor. The contractor anticipates that Willoughby will be 45 days, 5 days for Post Oak, 10 days for Eastwood ramps, 10 days for punch list items and approximately 5 days for closeout services.

Minimum call-out time is 4 hours for all field technicians.

All personnel rates are charged portal-to-portal.

Overtime will be charged at a rate of 1.5 times the hourly rate for any hours worked over 8 per working day, over 40 hours per working week, before 7:00 a.m. or after 5:00 p.m., and any hours worked on Saturdays or Sundays. National Holidays will be billed at 2 time the prorated hourly rate.



**BECC**

*Birmingham Engineering & Construction Consultants, Inc.*

Geotechnical, Materials & Environmental Engineers

[www.beccinc.com](http://www.beccinc.com)

## AGREEMENT FOR SERVICES

**SCOPE OF SERVICES** The scope of Birmingham Engineering & Construction Consultants, Inc. (BECC)'s services is described in the Scope of Services section of the Proposal ("Services"), unless Services are otherwise described in Exhibits to this Agreement (which section of exhibit is incorporated into this Agreement). BECC's services do not include the investigation or detection of, nor do recommendations in BECC's reports address occupant safety issues, such as vulnerability to natural disasters, terrorism, or violence. If Services include purchase of software, Client will execute a separate software license agreement. BECC's findings, opinions, and recommendations are based solely upon data and information obtained by and furnished to BECC at the time of the Services.

**ACCEPTANCE** Client agrees that execution of our General Terms and Conditions is a material element of the consideration BECC requires to execute the Services, and if Services are initiated by BECC prior to execution of our General Terms and Conditions as an accommodation for Client, at Client's request, both parties shall consider that commencement of Services constitutes formal acceptance of all terms and conditions of this agreement. Additional terms and conditions may be added or changed only by written amendment to this Agreement signed by both parties. In the event Client uses a purchase order or other form to administer this Agreement, the use of such form shall be for convenience purposes only and any additional conflicting terms it contains are stricken. This Agreement shall not be assigned by either party without prior written consent of the other party.

**RIGHT OF ENTRY AND SAFETY** The Client will provide access to and make all provisions for right of entry of Birmingham Engineering & Construction Consultants, Inc. (BECC) and all necessary equipment in order to perform the work. While BECC will take all reasonable precautions to minimize any damage to the property, it is understood by Client that in the normal course of work some damage may occur, the correction of which is not part of this Agreement. BECC will be responsible for supervision and site safety measures for its own employees, but shall not be responsible for the supervision or health and safety precautions for any other parties, including Client, Client's contractors, subcontractors, or other parties present at the site.

**SAMPLING OR TEST LOCATION** Unless otherwise stated, the fees in this proposal do not include costs associated with surveying of the site for the accurate horizontal and vertical locations of tests. Field tests or boring locations described in our report or shown on sketches are based upon information furnished by others or estimates made in the field by our representatives. Such dimensions, depths or elevations should be considered as approximations unless otherwise stated. If the Client specifies the test or boring location, we reserve the right to deviate a reasonable distance from the location specified. BECC reserves the right to terminate this contract if site conditions prevent drilling at or near the designated boring locations and these conditions were not revealed to us prior to submitting this proposal. If, in order to complete the borings to their designated depths, a redrilling is necessitated by encountering impenetrable subsurface objects, these services will be charged for at the appropriate rates in the fee schedule.

**UTILITIES** In the prosecution of this work, BECC will take all reasonable precautions to avoid damage or injury to subterranean structures or utilities. The Client agrees to hold BECC harmless for any damages to subterranean structures which are not specifically called to BECC's attention in writing and correctly shown on the plans furnished.

**SAMPLES** BECC will retain all soil and rock samples for 30 days. Further storage or transfer of samples can be made at the Owner's expense upon written request.

**INVOICES/PAYMENT** Client's payment for goods or services to be performed shall be set forth in this Agreement unless otherwise agreed to in writing by BECC. If not stated in Agreement, fees will be in accordance with BECC's current fee schedule. BECC's fees are valid for the calendar year in which they are issued. BECC will submit invoices to client monthly and a final bill upon completion of services. Invoices will show charges for different personnel and expense classifications. A more detailed separation of charges and back-up data will be provided at client's request, with an administrative charge of \$50.00 per invoice being levied. Payment is due upon presentation of invoice and is past due thirty (30) days from invoice date. Client agrees to pay a finance charge of one and one-half percent (1 ½%) per month, or the maximum rate allowed by law, on past due accounts. Any attorney fees, collection fees or costs related or incurred in the collection of any past due amount shall be paid by Client. Both parties agreed that the attorneys' fees will be at least 33% of the amount owed. BECC can suspend Services for lack of timely payment.

**OWNERSHIP OF DOCUMENTS** All reports, boring logs, field data, field notes, laboratory test data, calculations, estimates, and other documents prepared by BECC, as instruments of service, shall remain the property of BECC. Furthermore, all of these documents constitute proprietary information and shall be held in confidence by the Client. Client agrees that all reports and other work furnished to the Client or his agent, which is not paid for, will be returned upon demand and will not be used by the Client for any purpose whatever.

**THIRD PARTY RELIANCE** This Agreement and the Services provided are for BECC and Client's sole benefit and exclusive use with no third party beneficiaries intended. Reliance upon the Services and any work product is limited to Client, and is not intended for third parties. For a limited time period not to exceed three months from the date of the report, BECC will issue additional reports to others agreed upon with Client, however, Client understands that such reliance will not be granted until those parties sign and return BECC's reliance agreement and BECC receives the agreed-upon reliance fee.

**STANDARD OF CARE/WARRANTY** Service performed by BECC under this Agreement will be conducted in a manner consistent with that level of care and skill ordinarily exercised by members of the profession currently practicing under similar conditions. No other warranty, express or implied, is made. BECC makes no warranties or guarantees express or implied, relating to BECC's services and BECC disclaims any implied

warranties or warranties imposed by law, including warranties of merchantability and fitness for a particular purpose.

**PHASE I ENVIRONMENTAL SITE ASSESSMENT** A Phase I Environmental Site Assessment (ESA) is limited to a historical search of the property's past usage, a review of the present use of the property, including a site reconnaissance, and a review of applicable Environmental Protection Agency (EPA) and the state regulatory authority listings for record of regulated facilities adjacent to the subject site. The Client should limit his conclusions and use of the report issued by Birmingham Engineering & Construction Consultants, Inc. (BECC) to the degree of the scope of the work performed. BECC does not assume any liability for loss or damage that may occur as a result of the Client's or any third party's use of BECC's report.

**SUBSURFACE RISKS** Client recognizes that special risks occur whenever engineering or related disciplines are applied to identify subsurface conditions. Even a comprehensive sampling and testing program, implemented with the appropriate equipment and experienced personnel under the direction of a trained professional who functions in accordance with a professional standard of care may fail to detect certain conditions such as sinkholes, underground mines, caverns, rock, water, unstable soil, hazardous materials, etc., because they are hidden and therefore cannot be considered in development of a subsurface exploration program. For similar reasons, actual environmental, geologic and geotechnical conditions that BECC properly infers to exist between sampling points may differ significantly from those that actually exist. The passage of time also must be considered, and Client recognizes that, due to natural occurrence or other direct or indirect human intervention at the site or distant from it, actual conditions discovered may quickly change. Client realizes that nothing can be done to eliminate these risks altogether. BECC is available to explain these risks and risk reduction methods to Client, but, in any event, the scope of services included with this proposal is that which Client agreed to or selected in light of his own risk preferences and other considerations. Accordingly, Client waives any claim against BECC, and agrees to defend, indemnify and save BECC harmless from any claims or liability for injury or loss that may arise from failure to detect adverse subsurface conditions that impact the project.

**AQUIFER CONTAMINATION** Subsurface sampling may result in unavoidable contamination of certain subsurface areas, as when a probe or boring device moves through a contaminated area, linking it to an aquifer, underground stream, or other hydrous body not previously contaminated and capable of spreading hazardous materials off-site. Because nothing can be done to eliminate the risk of such an occurrence, and because subsurface sampling is a necessary aspect of the work which BECC will perform on Client's behalf, Client waives any claim against BECC, and agrees to defend, indemnify and hold harmless from any claim or liability for injury or loss which may arise as a result of alleged cross-contamination caused by sampling. Client further agrees to compensate BECC for any time spent or expenses incurred by BECC's prevailing fee schedule and expense reimbursement policy.

**HAZARDOUS SUBSTANCES AND CONSTITUENTS** Client agrees to advise BECC in writing upon execution of this Agreement of any hazardous substances or any condition existing in, on, or near the site presenting a potential danger to human health, the environment, or equipment. Client agrees to provide to BECC continuing information of hazardous conditions or substances as this information becomes available to the Client/Owner. By virtue of entering into this Agreement or of providing services hereunder, BECC does not assume control of, or responsibility for, the site or the person in charge of the site, or undertake responsibility for reporting to any federal, state or local public agencies any conditions at the site that may present a potential danger to public health, safety or the environment. Client agrees to notify the appropriate federal, state or local public agencies as required by law, or otherwise to disclose, in a timely manner, any information that may be necessary to prevent any danger to health, safety, or the environment. In connection with hazardous waste, Client/Owner agrees to the maximum extent permitted by law to defend, hold harmless and indemnify BECC from and against any and all claims and liabilities resulting from:

- (a) Client's violation of any federal, state or local statute, regulation or ordinance relating to the disposal of hazardous substances or constituents;
- (b) Client's undertaking of or arrangement for the handling, removal, treatment, storage, transportation or disposal of hazardous substances or constituents found or identified at the site;
- (c) Changed conditions or hazardous substances or constituents introduced at the site by Client or third persons before or after the completion of services herein.
- (d) Allegations that BECC is a handler, generator, operator, treater or storer, transporter, or disposer under the Resource Conservation and Recovery Act of 1976 as amended or any other similar federal, state or local regulation or law.

**UNFORESEEN OCCURRENCES** If, during the performance of services, any unforeseen hazardous substances or constituents or other unforeseen conditions or occurrences are encountered which, in BECC's sole judgment significantly affect or may affect the services, the risk involved in providing the services, or the recommended scope of services, BECC will promptly notify Client thereof. Subsequent to notification, BECC may:

- (a) If practicable, in BECC's sole judgment, complete the original Scope of Services in accordance with the procedures originally intended in the proposal;
- (b) Agree with Client to modify the Scope of Services and the estimate of charges to include study of the previously unforeseen conditions or occurrences, such revision to be in writing and signed by the parties and incorporated herein; or
- (c) Terminate the services effective on the date specified by us in writing.

**FAILURE TO ENCOUNTER HAZARDOUS MATERIALS** It is possible that document review and site reconnaissance may fail to reveal the presence of hazardous materials at a site. Client understands that BECC's failure to discover hazardous materials does not guarantee that hazardous materials do not exist at the site. Similarly, a site which in fact is unaffected by hazardous materials at the time of BECC's site reconnaissance may become contaminated later as a result of natural phenomena or human intervention. Client/Owner agrees that it would be unfair to hold BECC liable for failing to discover hazardous materials from the scope of the work performed. Accordingly, Client waives any claim against BECC, and agrees to defend, indemnify and save BECC harmless from any claims or liability for injury or loss arising from BECC's failure to detect the presence of hazardous materials. Client also agrees to compensate BECC for any time spent and expenses incurred by BECC in defense of any such claim, with such compensation to be based upon BECC's prevailing fee schedule and expense reimbursement policy relative to recovery of direct project costs.

**CONSTRUCTION ESTIMATES/BID DOCUMENTS** The geotechnical report that is prepared as a part of this contract is for general geotechnical design purposes only and the information may not be sufficient to prepare accurate bids for excavation and rock quantities, dewatering, removal of unsuitable materials or excavation support. An entirely different work scope will be required for quantity estimation purposes. Furthermore, no subsurface exploration program, no matter how comprehensive, can reveal all that is hidden by earth, rock and time.



Misinterpretation, improper or unauthorized use of geotechnical reports by contractors and/or other design professionals in preparing cost and quantity estimates or bid documents is a major cause of construction claims. The Client agrees to indemnify and hold BECC, its agents, and employees harmless against claims, damages, losses including but not limited to attorney's fees arising from any construction claims due to cost or quantity estimates or bid documents prepared by others without BECC's written approval.

**PLANS AND SPECIFICATIONS REVIEW** The Client agrees to contract BECC to review plans and specifications and work with other design professionals who are affected by the geotechnical report. The review of plans and specifications is to assure that the geotechnical issues have been dealt with properly and that geotechnical findings and recommendations are properly interpreted and incorporated in design. It shall be the Client/Owner's responsibility to notify other design professionals of this important and necessary review. The Client/Owner agrees to indemnify and hold BECC, its agents, and employees harmless against claims, damages, losses including but not limited to attorney's fees if the Owner or other design professionals fail to accord BECC the recommended geotechnical review of plans and specifications.

**TESTING AND OBSERVATIONS** Client understands that testing and observation are discrete sampling procedures, and that such procedures indicate conditions only at the depths, locations, and times the procedures were performed. Consultant will provide these results and opinions based on tests and field observations only for the work stated. Client understands that testing and observation are not continuous or exhaustive, and are conducted to reduce – not eliminate– project risk. Client agrees to the level or amount of testing performed and the associated risk. Client is responsible ( even if delegated to contractor ) for notifying and scheduling BECC so BECC can perform these Services. BECC shall not be responsible for the quality and completeness of Client's contractor's work or their adherence to the project documents, and BECC's performance of testing and observation services shall not relieve Client's contractor in any way from its responsibility for defects discovered in its work, or create a warranty or guarantee. BECC will not supervise or direct the work performed by Client's contractor or its subcontractors and is not responsible for their means and methods.

**MONITORING OF CONSTRUCTION** Construction monitoring is not insurance, nor does it constitute a warranty or guarantee of any type. Contractors, et.al., shall retain responsibility for the quality of their work and for adhering to plans and specifications. The Client understands that the presence of our field representative will be for the purpose of providing observation and field testing. Our work does not include supervision or direction of the work of the contractor, his employees or agents. The contractor for this project should be so advised. The contractor should also be informed that neither the presence of our field representative nor the observation and testing by our firm shall excuse him in any way for defects discovered in his work. It is understood that our firm will not be responsible for job or site safety on this project. Job and site safety will be the sole responsibility of the contractor. The Client understands that the words "supervision", "inspection", or "control" shall mean periodic observation of the work (and the taking of pertinent field tests outlined in the project documents) by the engineer or technician for general verification with plans and specifications.

**ON-CALL SERVICES** For services contracted on an on-call basis, the Client or his authorized field representative is responsible for requesting and coordinating our services in a timely manner. BECC cannot assume any responsibility for work not tested due to inadequate instructions, or notification by Client. The Client agrees to provide a minimum 24 hours prior notification for services to allow satisfactory coordination of technical staff. BECC cannot assume any responsibility for delays caused by lack of proper notification.

**LIMITATION OF LIABILITY** Client and consultant have evaluated the risks and rewards associated with this project, including consultant's fee relative to the risks assumed, and agree to allocate certain of the risks so, to the fullest extent permitted by law, the total aggregate liability of consultant (and its related corporations and employees) to client and third parties granted reliance is limited to the lesser of \$50,000.00 or its fee. For any and all injuries, damages, claims, losses, or expenses (including attorney and expert fees) arising out of consultant's services or this agreement regardless of cause(s) or the theory of liability, including negligence, indemnity or other recovery. Upon written request from client, BECC may negotiate a higher limitation of liability amount for an additional fee. Client/Owner shall indemnify, defend and hold harmless BECC, its shareholders, directors, officers, employees, agents, contractors and subcontractors, from and against any actions, claims, proceedings, suits, damages, liabilities, losses, costs and expenses (including reasonable attorneys' fees and disbursements) paid or incurred by BECC for damage to or loss or destruction of property, including the loss of use resulting therefrom, bodily or personal injuries, including death, any time resulting therefrom, sustained by any person or persons which is any way attributable to actual or alleged negligence of the Client/Owner, its employees or agents. Client further agrees to indemnify BECC for any and all claims arising out of or in connection with the products or services provided pursuant to this Agreement, including, but not limited to, claims for injury (including death) to persons, and damage to property, and based on product or service defects which have not been proven to have been caused solely by BECC's negligence. In the event such claims, losses, damages, or expenses are caused by the joint or concurrent negligence of BECC and Client, they shall be borne by each party in proportion to its own negligence under comparative fault principles. Causes of action arising out of BECC's services or this agreement regardless of cause(s) or the theory of liability, including negligence, indemnity or other recovery shall be deemed to have accrued and the applicable statute of limitations shall commence to run not later than the date of BECC's substantial completion of services on the project. For Stormwater monitoring services, the Client shall indemnify, defend and hold harmless BECC, its shareholders, directors, officers, employees, agents, contractors and subcontractors, from and against any actions, claims, proceedings, suits, damages, liabilities, losses, costs and expenses, including attorneys' fees and disbursements, arbitrations, awards, judgments, pertaining to any action brought relating to record keeping and monitoring of the stormwater activities that was reported or inspected by BECC.

**INSURANCE** BECC represents and warrants that it, its agents, staff and consultants employed by it, is and are protected by workman's compensation insurance as required by law and that BECC has such coverage under public liability and property damage insurance policies which BECC deems to be adequate. Certificates for all such policies of insurance shall be provided upon written request. Client and BECC shall waive subrogation against the other party on all general liability and property coverage.

**CONSEQUENTIAL DAMAGES** Neither party shall be liable to the other for loss of profits or revenue; loss of use or opportunity; loss of good will, cost of substitute facilities, goods, or services; cost of capital; or for any special, consequential, indirect, punitive, or exemplary damages.

**DISPUTES** Client shall not be entitled to assert a claim against BECC based on any theory of professional negligence unless and until Client has obtained the written opinion from a registered, independent, and reputable engineer, architect, or geologist that BECC has violated the standard of care applicable to Consultant's performance of the Services. Client shall provide this opinion to BECC and the parties shall endeavor to resolve the dispute within thirty (30) days, after which Client by pursue its remedies at law. This agreement shall be governed by and construed according to Alabama law. In the event that a dispute should arise relating to the performance of the services to be provided under this Agreement, both parties



agree to arbitrate the dispute in accordance with rules of the American Arbitration Association, and should that dispute result in arbitration, it is further agreed that the prevailing party shall be entitled to recover all reasonable costs incurred in the defense of the claim, including staff time, court costs, attorneys' fees, and other claim-related expenses.

**ASSIGNS** Neither the Client nor BECC may delegate, assign, sublet or transfer his duties or interest in this Agreement without written consent of the other party.

**TERMINATION** This Agreement may be terminated by either party upon seven (7) days written notice in the event of substantial failure by the other party to perform in accordance with the terms hereof. Such termination shall not be effective if that substantial failure has been remedied before expiration of the period specified in the written notice. In the event of termination, BECC shall be paid for services performed to the termination notice date plus reasonable termination expenses. In the event of termination, or suspension for more than three (3) months, prior to completion of all reports contemplated by this Agreement, BECC may complete such analyses and records as are necessary to complete its files and may also complete a report on the services performed to the date of notice of termination or suspension. The expenses of termination or suspension shall include all direct costs of BECC in completing such analyses, records and reports.

**CHANGE ORDERS/SCOPE OF WORK CHANGES** Client may request changes to the scope of Services by altering or adding to the Services to be performed. If Client so requests, BECC will return to Client a statement or Change Order setting forth and adjustment to the Services and fees for the requested changes. Following Client's review, Client shall provide written acceptance. If Client does not follow these procedures, but instead directs, authorizes, or permits BECC to perform changed or additional work, the Services are changed accordingly and BECC will be paid for this work according to the fees stated or its current fee schedule. If project conditions change materially from those observed at the site or described to BECC at the time of proposal, BECC is entitled to a change order equitably adjusting its Services and fee.

**FORCE MAJEURE** BECC reserves the right to cancel or modify this Agreement or change any performance dates if BECC's production is delayed on account of strikes in labor, fire, an act of God, governmental order or regulation, or other conditions beyond BECC's control. BECC shall not be liable for delays or defaults in delivery due to fire, an act of God, governmental order or regulation or other unforeseeable causes beyond its control and without its fault or negligence (herein referred to as a "Force Majeure Event"), provided that BECC notifies Client/Owner within thirty (30) days after BECC first knows of same.

**GOVERNING LAW AND CONSENT TO JURISDICTION** This Agreement shall be governed by and construed in accordance with the laws and decisions of the State of Alabama.

**MISCELLANEOUS** This Agreement and any payment or performance due under it may not be assigned, transferred, sublet, subcontracted or delegated, in whole or in part, by Client/Owner without the prior written consent of BECC. No act or failure to act of BECC shall constitute a waiver of any provision contained in this Agreement, and to be valid a waiver of any requirement or obligation under this Agreement must be in writing and signed by BECC. The section headings contained herein are not part of this Agreement, but are included solely for the convenience of the parties. The provisions of this Agreement are severable, and if any provision is held to be unenforceable, the remaining provisions will continue in full force and effect.

**INDEPENDENT CONTRACTORS** Nothing contained in this Agreement shall be construed as creating a partnership or joint venture between Client and BECC, and BECC shall at all times during the term of this Agreement be deemed to be an independent contractor, solely responsible for the manner by and the for in which it fulfills this Agreement. To the extent BECC's obligations under this Agreement require the performance of services by BECC on the premises of Client or any of Client customers, BECC agrees that such services are to be rendered by BECC as an independent contractor .

**AMENDMENT** Except in accordance with the provisions of, this Agreement may be amended only by writing signed by representatives of both BECC and Client, each duly authorized to execute such amendment.

**CLAIMS FOR CONSEQUENTIAL DAMAGES:**

BECC and Client/Owner waive Claims against each other for consequential damages arising out of or relating to this Contract. This mutual waiver includes:

1. damages incurred by the Client for rental expenses, for losses of use, income, profit, financing, business and reputation, and for loss of management or employee productivity or of the services of such persons; and
2. damages incurred by BECC for principal office expenses including the compensation of personnel stationed there, for losses of financing, business and reputation, and for loss of profit except anticipated profit arising directly from the Work.

This mutual waiver is applicable, without limitation, to all consequential damages due to either party's termination in accordance with the terms of this Agreement. Nothing contained in this Agreement shall be deemed to preclude an award of liquidated direct damages, when applicable, in accordance with the requirements of the Contract Documents.

Both parties agree that this document constitutes the entire Agreement between the parties. Any and all representations made by either party are merged into this Agreement and if any representations, whether written or oral, are not contained in this Agreement, they have no effect and are not a part of the Agreement between the parties.

CLIENT

By: \_\_\_\_\_

Title: \_\_\_\_\_

Company : \_\_\_\_\_

Date: \_\_\_\_\_

BIRMINGHAM ENGINEERING &  
CONSTRUCTION CONSULTANTS

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**RESOLUTION NUMBER 4353**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR CONSTRUCTION ENGINEERING AND INSPECTION (CE&I) SERVICES ON ALDOT PROJECT NUMBERS SRTS-SR09(914) AND STPBH-CN10(908) VESTAVIA HILLS SIDEWALKS**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. The Mayor is hereby authorized to enter into an agreement for construction, engineering and inspection (CE&I) services on ALDOT project numbers SRTS-SR09(914) and STPBH-CN10(908), Vestavia Hills Sidewalks, Gresham Smith and Partners Project Number 28542.00 & 28543.00 at an estimated cost of \$99,755.26 (SRTS \$29,421.00, STPBH \$57,743.00 and a 15% allowance of \$12,591.26); and
2. A copy of the agreement is attached and incorporated into this Resolution Number 4353 as if written fully therein; and
3. This Resolution Number 4353 shall become effective immediately upon adoption and approval.

**DONE, ORDERED, ADOPTED and APPROVED** this the 5<sup>th</sup> day of November, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPROVED BY:

Alberto C. Zaragoza, Jr.  
Mayor

**CITY OF VESTAVIA HILLS**  
**DEPARTMENT OF PUBLIC SERVICES**  
**OFFICE OF CITY ENGINEER**  
**INTER-DEPARTMENT MEMO**

**October 17, 2012**

To: Rebecca Leavings  
CC: Mayor Zaragoza, City Manager Robertson, B.Davis  
From: Christopher Brady  
RE: Construction Engineering and Inspection services for sidewalk construction

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Becky,

I am requesting approval of an additional expenditure to complete construction of the current sidewalk projects. This includes STPBH – Canyon and Merryvale, and SRTS – Eastwood, PostOak, and Willoughby. The construction of these projects is roughly 75% complete as of mid-October. Canyon and Eastwood are substantially complete. There are areas along Post Oak and Merryvale that are incomplete. Activity on Willoughby is anticipated to begin soon.

The additional funding needed at this time includes cost to cover CE&I services to be performed by Gresham, Smith and Partners and Birmingham Engineering and Construction Consultants. See Supplemental Agreements attached. To summarize these costs,

	<u>GSP</u>	<u>BECC</u>	<u>potential City cost</u>
SRTS	\$ 29,421.00	\$ 42,972.12	\$ 72,393.12
STPBH*	\$ 57,743.00	incl	\$ 11,548.60
	*subject to reimbursement of upto 80% by ALDOT agreement		\$ 83,941.72
		allowance(15%)	\$ 12,591.26
			<hr/> \$ 96,532.98

I have included an allowance to offset potential approximated costs that may not be covered in the current ALDOT agreement. I am in the process of exploring potential to expand ALDOT agreement to cover this cost.

I am requesting additional expenditure of approximately \$97,000 to cover the cost of this project overrun.

Please let me know if you have any questions or need additional information.

-Christopher



G R E S H A M  
S M I T H   A N D  
P A R T N E R S

October 8, 2012

Mr. Christopher Brady, P.E., City Engineer  
City of Vestavia Hills  
513 Montgomery Hwy.  
Vestavia Hills, AL 35216

**Subject: ALDOT Project No. SRTS-SR09(914) & STPBH-CN10(908)  
Pedestrian Improvements (Sidewalks and Crosswalks) Along  
Various Streets in Vestavia Hills  
Vestavia Hills, AL  
Supplemental CE&I Fee Request  
GS&P Project No. 28542.00 & 28543.00**

Dear Christopher:

As we have discussed, due to unforeseen delays in the completion of the above referenced sidewalk projects, we have expended our entire budget for CE&I and Materials Testing services. The completion of the project has been delayed due to several factors including:

- ADA compliance issues (cross slopes, driveways and ramps)
- Additional work required (additional driveway replacement)
- Issues with the contract plans (missing pay items, inadequate details for certain areas, missing retaining wall on Merryvale Road, missing drainage/errors in drainage layout on Merryvale Road, etc.).

Construction began on July 29, 2011. The original contract time stipulated in the construction contract was 110 working days, which equates to approximately a 6 ½-7 month construction duration. Accordingly, the construction of the project should have been completed around the end of February 2012.

In early March of this year, the City approved additional CE&I fees to allow GS&P to continue providing CE&I services through August 2012, which was the anticipated completion date at that time.

Presently, the project is 76% complete. Below are the areas that remain unfinished and R. E. Grills' estimate of the time it will take to complete these areas:

Design Services For The Built Environment



Mr. Christopher Brady, P.E.  
October 8, 2012  
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<b>Area To Be Completed</b>	<b>Estimated Duration</b>
Merryvale Road Sta. 22+25 to Sta. 24+20 (retaining wall area)	30 working days
Merryvale Road Sta. 21+70 to Sta. 21+95 (corner of Old Montgomery Hwy.)	5 working days
Merryvale Road at US Hwy. 31 (tie-in and ALDOT requested revisions at US 31)	5 working days
Post Oak Road (Ramp at Leona Way, wall & steps at 1817 Post Oak Rd, replace sidewalks with cross slopes greater than 2.0%)	10 working days
Willoughby Road	45 working days
Eastwood Road (reconstruct and complete ramps, replace sidewalks with cross slope greater than 2.0%)	10 working days
Punch list & other corrective work	17 working days (estimated)
<b>TOTAL</b>	<b>122 working days (approx. 7.4 months)</b>

Based on the above areas that need to be completed and the estimated durations, the current anticipated project completion date is the end of May of 2013. In order to allow for Gresham, Smith and Partners (GS&P) to continue to provide CE&I services through the completion of the project, GS&P requests that the City approve additional CE&I fees:

Project No. SRTS-SR09(914)	\$29,421.00
Project No. STPBH-CN10(908)	\$57,743.00 (includes \$31,851 for BECC)

These additional fees will allow us to continue providing normal, ALDOT required CE&I services through the completion of the project. In addition, GS&P will provide the following services:

1. Coordinate with ALDOT and the City to assist in resolving any outstanding ADA compliance questions or issues.
2. Coordination for Change Request/Supplemental Agreement #2 – GS&P will calculate quantities for minor structure concrete and unclassified excavation; obtain, review, negotiate and coordinate unit prices for the above items with the Contractor and ALDOT; review Contractor's time extension request for additional work included in Supplemental Agreement #2 and coordinate/negotiate with the Contractor and ALDOT.
3. Coordination for Change Request/Supplemental Agreement #3 – GS&P will continue to coordinate the information needed for ALDOT to consider this Change Request related to adding the retaining wall, handrailing and other items



Mr. Christopher Brady, P.E.  
October 8, 2012  
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- Center. GS&P will provide a cursory review the revised retaining wall drawings provided by the City and coordinate any needed revisions with ALDOT & the City; submit the revised retaining wall drawings to ALDOT and the Contractor for review; obtain, review and negotiate unit prices with the Contractor and ALDOT; review Contractor's time extension request for the construction of this wall and coordinate/negotiate with the Contractor and ALDOT.
4. At ALDOT's request, GS&P will provide a drawing showing the ALDOT requested revisions to the crosswalk, ramps and sidewalk on Merryvale Road at US Hwy. 31. GS&P will submit this drawing to ALDOT for their review and approval.
  5. Review time extension requests submitted by the Contractor; coordinate additional, supporting information needed with ALDOT and the Contractor; make time extension recommendations to the City and ALDOT; submit time extension requests to ALDOT for review and approval.

The additional fee amount for the STPBH project is eligible for 80% federal reimbursement through ALDOT (up to the maximum funding amount). We recommend that the City submit the additional CE&I amount to ALDOT for their review and approval, which will allow the City to be reimbursed for 80% of this cost (up to the funding limit).

Attached is an updated summary of the CE&I budget and expenses to date for both projects. As requested, we are providing a billing detail report that shows all of the hours that we have spent on these projects for tasks not included in our Scope of Services or are not considered normal CE&I tasks. Some of these tasks include:

- Coordinating ADA issues, questions, etc. with ALDOT, the City and the Contractor.
- Determining locations, profiles and quantities (overruns) for removing and reconstructing driveways to provide 2% cross slope; coordination with ALDOT, FHWA, the City and the Contractor on the driveway reconstruction; provide drawings to Contractor for driveway reconstruction.
- Coordination with ALDOT, the City and the Contractor on the layout of the handicap ramps to comply with ADA, PROWAG and ALDOT requirements.
- Coordination with ALDOT, the City and the Contractor on additional work, pay items and quantities needed (Supplemental Agreement #1 and overruns of existing pay items); compile information for Change Request/Supplemental Agreement #1 and coordinate with ALDOT, City and Contractor.
- Participation in ADA/Accessibility Scoping Field Review with ALDOT; coordination of results of scoping review, remedial work and plan revisions needed with ALDOT, City and Contractor.
- Coordination of the additional retaining wall on Merryvale Road with ALDOT, City and Contractor; review drawings for City; coordination with ALDOT & Contractor.



Mr. Christopher Brady, P.E.  
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- Coordinating drainage revisions on Vestaview Lane, Post Oak Road and Merryvale Road with ALDOT, City and Contractor.
- Documentation/justification of additional work required and project overruns for ALDOT.
- Review of Contractor time extension requests; coordination additional, supporting information needed with ALDOT and the Contractor; recommendation of appropriate time extensions to City and ALDOT.
- Providing CE&I services for replacement of ramps on Vestaview Lane/Canyon Rd. and Post Oak Road for City.

Summary of GS&P Hours and Direct Labor Costs To Date (as of 9/26/12)

Project No.	Total Hours	Direct Labor Cost	Add'l. Svcs. Hours	Add'l. Svcs Direct Labor Cost
SRTS-SR09(914)	611.50	\$21,594.13	204.25	\$7,744.76
STPBH-CN10(908)	671.25	\$24,029.66	187.50	\$7,796.26

I'm sure that no one anticipated the complications that have arisen during this project. We appreciate your understanding, and we look forward to providing continued CE&I services to the City and ALDOT to complete this project. If you have any questions or would like to discuss this request, please don't hesitate to contact me.

Sincerely,

A handwritten signature in blue ink that reads "Blair C. Perry".

Blair C. Perry, P.E.  
Project Manager

BCP

Attachments      CE&I Services Summary (SRTS & STPBH projects)  
Fee Proposal – Supplemental Agreement #2 (STPBH project)  
BECC Supplemental Fee Proposal  
Labor Details – Additional Services (SRTS & STPBH projects)

Copy      Jim Griffo – GS&P (via email)



**CE&I Services Summary**  
**SRTS-SR09(914)**  
**GS&P Project No. 28542.00**  
 Revised 10/8/12

Total Original Fee	\$68,070.00	
Supplemental Agreement #1	\$19,156.00	
<b>Total Fee</b>	<b>\$87,226.00</b>	
Fee Billed Through 9/25/12	\$87,226.00	100.00% % Complete
Unbilled Fee Through 9/25/12	\$1,421.00	
Fee Remaining	\$0.00	
Budget for Project Close-Out Work (GS&P)	\$7,500.00	
BECC Remaining Fee (incl. GS&P markup)	\$0.00	
Greg Hansen Fee Remaining (incl. GS&P markup)	\$0.00	
Fee Remaining for normal (monthly) CE&I work	<b>(\$7,500.00)</b>	

BECC Fee (included in GS&P Total Fee Above)	\$17,380.09	
BECC Fee Billed Through 9/25/12	\$17,380.00	100.00% % Complete
BECC Fee Remaining	\$0.09	

Greg Hansen Fee (included in GS&P Total Fee Above)	\$8,500.00	
Greg Hansen Fee Billed Through 9/25/12	\$8,437.50	99.26% % Complete
Greg Hansen Fee Remaining	\$62.50	

R. E. Grills % Complete Thru 9/30/12 69.56% % Complete

Estimated time for Grills to complete SRTS work		
Post Oak Road	0.5 months	Leona way ramp, wall & steps at 1817 Post Oak Rd.
Willoughby	2.6 months	45 working days (per Grills)
Eastwood	0.5 months	Reconstruct ramps
Punch list & corrective work	0.5 months	
Total estimated time for Grills to complete SRTS work	4.1 months	

Future Estimated CE&I Monthly Cost	Monthly Cost	
GS&P	\$5,000.00	
BECC	\$0.00	See separate BECC additional fee request
Greg Hansen	\$0.00	
<b>Total Estimated CE&amp;I Monthly Cost</b>	<b>\$5,000.00</b>	

Original Budget for Normal (Monthly) CE&I Work	
GS&P	\$9,124.00
BECC	\$4,966.00
Greg Hansen	\$2,429.00
<b>Total</b>	<b>\$16,519.00</b> for 3.5 months (does not include start-up & close-out work)

Total CE&I Cost to Complete (Normal Monthly CE&I Costs - does not include close-out work)	\$20,500.00
Previously unbilled fee amount	\$1,421.00
Cost to complete project close out work	\$7,500.00
<b>Total Cost to Complete</b>	<b>\$29,421.00</b>



**CE&I Services Summary**  
**STPBH-CN10(908)**  
**GS&P Project No. 28543.00**  
*Revised 10/8/12*

Total Fee	\$58,323.00	
Supplemental Agreement #1	\$61,640.00	
<b>Total Fee</b>	<b>\$119,963.00</b>	
Fee Billed Through 9/25/12	\$113,499.92	94.61% % Complete
Fee Remaining	\$6,463.08	
Less Budget for Project Close-Out Work (GS&P)	(\$7,500.00)	
Less BECC Remaining Fee (incl. BECC 8/31/12 invoice not billed to City yet)(incl. GS&P markup)	(\$6,230.19)	
Less Greg Hansen Fee Remaining (incl. GS&P markup)	(\$65.63)	
GS&P Fee Remaining for normal, monthly CE&I work	(\$7,332.73)	

BECC Fee (included in GS&P Total Fee Above)	\$48,032.75	
BECC Fee Billed Through 8/31/12	\$47,249.32	98.37% % Complete
BECC Fee Remaining	\$783.43	

Greg Hansen Fee (included in GS&P Total Fee Above)	\$6,500.00	
Greg Hansen Fee Billed Through 9/25/12	\$6,437.50	99.04% % Complete
Greg Hansen Fee Remaining	\$62.50	

R. E. Grills % Complete Thru 9/30/12 89.02% % Complete

Estimated time for Grills to complete STPBH work		
Vestaview/Canyon	months	
Merryvale (retaining wall area)	1.8 months	30 working days (Per Grills)
Merryvale (complete other areas)	0.5 months	US 31 connection & Old Montgomery Hwy. intersection (Per Grills)
Punch list work & corrective work	0.8 months	
Total estimated time for Grills to complete STPBH work	3.1 months	

Future Estimated CE&I Monthly Cost	Monthly Cost
GS&P	\$4,500.00
BECC	\$10,695.39
Greg Hansen	\$0.00
<b>Total Estimated CE&amp;I Monthly Cost</b>	<b>\$15,195.39</b>

Original Budget for Normal (Monthly) CE&I Work	
GS&P	\$9,004.00
BECC	\$3,287.50
Greg Hansen	\$1,857.00
<b>Total</b>	<b>\$14,148.50</b> for 3.5 months (does not include start-up & close-out work)

Total CE&I Cost to Complete (Monthly Normal CE&I Costs - does not include close-out work) \$46,345.95

Prepare, negotiate, review Supplemental Agreements #2 & #3; Coordinate ADA compliance issues w/ALDOT & City; Prepare drawing for ALDOT requested revisions at Merryvale at US 31. Review/negotiate Contractor time extension requests.	\$4,332.00
Cost to complete project close out work	\$7,500.00
<b>Total cost to complete</b>	<b>\$58,177.95</b>



<b>Project No.</b> STPBH-CN10(908)			
<b>County</b> Jefferson			
<b>Description</b> Sidewalks in Vestavia Hills Along Canyon Road, Vestaview Lane, and Merryvale Road			
<b>Scope of Work</b> CE&I (Supplemental Agreement #2)			
<b>Project Length</b> 1.33 Miles			
<b>Consultant</b> Gresham, Smith and Partners			
<b>Fee Proposal (Construction Engineering &amp; Inspection)</b>			
<b>PERSONNEL COST</b>			
	Man-days x Daily Rate		
Professional Civil Engineer	0.25	\$ 344.00	\$ 86.00
Project Manager	13.29	\$ 296.00	\$ 3,933.84
Senior Inspector	16.13	\$ 232.00	\$ 3,742.16
Level II Inspector	0.00	\$ 192.00	\$ -
Level I Inspector	0.00	\$ -	
Administrative Assistant	4.12	\$ 152.00	\$ 626.24
<b>Total Direct Labor</b>			\$ 8,388.24
Combined Overhead (%)	158.51		\$ 13,296.20
Out-of-Pocket Expenses**			\$ 386.75
<b>Sub-Total</b>			\$ 22,071.19
Operating Margin (10%)			\$ 2,207.12
<b>Sub-Total</b>			\$ 24,278.31
<b>SUB-CONSULTANTS (attach man-day &amp; fee FROM each sub-consultant; show total fee for each here)</b>			
BECC, Inc (Materials Testing, CE&I)			\$ 31,851.39
			\$ -
			\$ -
Subconsultant Administration Expense (5%)			\$ 1,592.57
<b>Sub-Total</b>			\$ 57,722.27
Facilities Capital Cost of Money (% of Direct Labor)	0.25		\$ 20.97
<b>TOTAL FEE</b>			\$ 57,743.24

\*\*See Grand Total Fee sheet

**EXHIBIT BB - Fee Proposal - Supplemental Agreement No. 2**

<b>Project No.</b> STPBH-CN10(908) <b>County</b> Jefferson <b>Description</b> Sidewalks in Vestavia Hills Along Canyon Road, Vestaview Lane, and Merryvale Road <b>Scope of Work</b> CE&I (Supplemental Agreement #2) <b>Project Length</b> 1.33 Miles  <b>Consultant</b> Gresham, Smith and Partners							
<b>Construction Engineering &amp; Inspection Tasks and Hours</b>							
	Hours						
	Professional Civil Engineer	Project Manager	Senior Inspector	Level II Inspector	Level I Inspector	Admin. Assistant	Comments
<b>Individual Tasks</b>							
Coordinate ADA compliance issues with ALDOT & City		4.00					
Change Request/Supplemental Agreement #2 (Minor structure concrete, unclassified excavation) - Calculate pay items & quantities needed; obtain, review and coordinate pricing with Contractor; coordinate pay items, quantities and Contractor unit prices with ALDOT; review Contractor time extension request and coordinate with ALDOT.		4.00				0.25	
Change Request/Supplemental Agreement #3 (Merryvale retaining wall) - Review revised retaining wall drawings & coordinate with City and ALDOT; send revised retaining wall drawings to Contractor; review and negotiate unit price with Contractor; coordinate unit price & Contractor time extension request with Contractor & ALDOT.		12.00	4.00			0.50	
Merryvale Rd at US-31 (re-align crosswalk and ramps). Send to ALDOT for review and approval. Make revisions as needed. Send drawing to Contractor.	2.00	1.00					
Review time extension requests. Coordinate with ALDOT & Contractor on time extensions.		8.00	8.00				
<b>Total Hours - Individual Tasks</b>	<b>2.00</b>	<b>29.00</b>	<b>12.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.75</b>	
<b>Total Man-Days - Individual Tasks</b>	<b>0.25</b>	<b>3.63</b>	<b>1.50</b>	<b>0.00</b>	<b>0.00</b>	<b>0.09</b>	
<b>Monthly Tasks</b>							

**EXHIBIT BB - Fee Proposal - Supplemental Agreement No. 2**

<p align="center"><b>Project No.</b> STPBH-CN10(908)</p> <p align="center"><b>County</b> Jefferson</p> <p align="center"><b>Description</b> Sidewalks in Vestavia Hills Along Canyon Road, Vestaview Lane, and Merryvale Road</p> <p align="center"><b>Scope of Work</b> CE&amp;I (Supplemental Agreement #2)</p> <p align="center"><b>Project Length</b> 1.33 Miles</p> <p align="center"><b>Consultant</b> Gresham, Smith and Partners</p>							
Construction Engineering & Inspection Tasks and Hours							
	Hours						Comments
	Professional Civil Engineer	Project Manager	Senior Inspector	Level II Inspector	Level I Inspector	Admin. Assistant	
Routine Site Visits to Project - Review sidewalk and handicap ramp layouts. Review work completed by Contractor. Look at/address any issues, problems, etc. Coordinate with Project Inspector. Complete Project Observation Notes/Project Diary entry.		6.00	13.00				Project Manager - two (2) visits per month, three (3) hours per visit. Senior Project Inspector one (1) visit per week, four (4) hours per visit.
Review Inspector's Daily Diaries, Quantity Field Books, other ALDOT forms. Transcribe Project Inspector's notes into Project Diary.		2.00	2.00			8.00	
Coordinate materials testing with Materials Testing subconsultant		1.00	3.00				Senior Insepctor - 5-10 min/day.
Attend one (1) Owner, Engineer, Contractor (OEC) meeting per month (includes site visit)		4.00	4.00				
Prepare & distribute meeting notes from OEC meetings		1.00	1.00			0.50	
Review concrete, other materials testing reports & material certifications. Enter onto BMT-38s.		1.00	5.00				Senior Inspector - 1.25 hrs/week average.
Review weekly contractor payroll information & forward to ALDOT.						1.00	Clerical-1 hour per month
Review Contractor DBE reports & forward to ALDOT.		0.25	0.50			0.25	
Review Contractor submittals (schedules, equipment, materials, other technical submittals).		1.00	1.00				Prof. Engineer - 0.5 hrs/week. Senior Inspector - 0.5 hr/week avg.
Misc. coordination with Contractor, ALDOT, City. Review miscellaneous project correspondence.		2.00	2.00			0.25	Prof. Engineer - 0.5 hr/week. Senior Inspector - 1 hr/week.
Misc. site visits as requested by Contractor or City		2.00	2.00				Assume one per month.
Review/verify monthly quantities. Prepare monthly Contractor pay estimates on ALDOT forms. Review quantities with Contractor and resolve quantity differences. Update Overruns/Underruns. Prepare C-20s and send to Contractor & ALDOT.		4.00	2.00			0.25	

**EXHIBIT BB - Fee Proposal - Supplemental Agreement No. 2**

<b>Project No.</b> STPBH-CN10(908)							
<b>County</b> Jefferson							
<b>Description</b> Sidewalks in Vestavia Hills Along Canyon Road, Vestaview Lane, and Merryvale Road							
<b>Scope of Work</b> CE&I (Supplemental Agreement #2)							
<b>Project Length</b> 1.33 Miles							
<b>Consultant</b> Gresham, Smith and Partners							
<b>Construction Engineering &amp; Inspection Tasks and Hours</b>							
	Hours						
	Professional Civil Engineer	Project Manager	Senior Inspector	Level II Inspector	Level I Inspector	Admin. Assistant	Comments
Complete ALDOT monthly pay estimate paperwork & forward to ALDOT.		0.50	1.50			0.25	
Miscellaneous ALDOT paperwork (stored material requests, supplemental agreements, etc.)		1.00	2.00			0.25	
<b>Totals hours per month - Monthly Tasks</b>	<b>0.00</b>	<b>25.75</b>	<b>39.00</b>	<b>0.00</b>	<b>0.00</b>	<b>10.75</b>	
<b>Construction Duration (Months)</b>	<b>3.00</b>	<b>3.00</b>	<b>3.00</b>	<b>3.00</b>	<b>3.00</b>	<b>3.00</b>	Assume 3 additional months of additional CE&I services required to complete STPBH portion of project.
<b>Total Man-Days - Monthly Tasks</b>	<b>0.00</b>	<b>9.66</b>	<b>14.63</b>	<b>0.00</b>	<b>0.00</b>	<b>4.03</b>	
<b>Project Close-Out Activities</b>							
Substantial Completion Inspection							Included in original fee proposal
Prepare, issue Substantial Completion Punch List							Included in original fee proposal
Final Inspection							Included in original fee proposal
Take cross sections at cut driveways. Plot cross sections & calculate unclassified excavation.							Included in Supplemental Agreement #1
Finalize BMT 38s. Obtain any missing information from Contractor or ALDOT. Submit BMT 38s to ALDOT for review. Resolve any issues with BMT 38s.							Included in original fee proposal
Calculate & review final project quantities. Prepare Final Estimate. Send to Contractor for review. Resolve differences with Contractor.							Included in original fee proposal
Finalize Final Estimate. Send Final Estimate to ALDOT.							Included in original fee proposal

**EXHIBIT BB - Fee Proposal - Supplemental Agreement No. 2**

<b>Project No.</b> STPBH-CN10(908)							
<b>County</b> Jefferson							
<b>Description</b> Sidewalks in Vestavia Hills Along Canyon Road, Vestaview Lane, and Merryvale Road							
<b>Scope of Work</b> CE&I (Supplemental Agreement #2)							
<b>Project Length</b> 1.33 Miles							
<b>Consultant</b> Gresham, Smith and Partners							
<b>Construction Engineering &amp; Inspection Tasks and Hours</b>							
	Hours						Comments
	Professional Civil Engineer	Project Manager	Senior Inspector	Level II Inspector	Level I Inspector	Admin. Assistant	
Resolve quantity questions/differences with ALDOT.							Included in original fee proposal
Prepare one (1) set of as-built plans. PE Review & stamp as-builts. Send as-builts to City.							Included in original fee proposal
Coordinate project closeout with ALDOT							Included in original fee proposal
Compile and deliver all project construction records to ALDOT at the completion of the project.							Included in original fee proposal
<b>Total Hours - Project Close-Out Activities</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	
<b>Total Man-Days - Project Close-Out Activities</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	
<b>Total Man-Days</b>	<b>0.25</b>	<b>13.29</b>	<b>16.13</b>	<b>0</b>	<b>0</b>	<b>4.12</b>	



<b>Project No.</b> STPBH-CN10(908)
<b>County</b> Jefferson
<b>Description</b> Sidewalks in Vestavia Hills Along Canyon Road, Vestaview Lane, and Merryvale Road
<b>Scope of Work</b> CE&I (Supplemental Agreement #2)
<b>Project Length</b> 1.33 Miles
<b>Consultant</b> Gresham, Smith and Partners

**Out-of-pocket Expenses (Construction Engineering & Inspection)**

**TRAVEL COST**

Mileage Cost	Trips	Miles/Trip	\$/Mile	Total
Trips to Project (Routine Site Visits, Misc. Site Visits/Meetings, Progress Meetings)	25	15	\$0.510	\$ 191.25
Trips to ALDOT 3rd Division Office	2	25	\$0.510	\$ 25.50
	0	0	\$0.510	\$ -
	0	0	\$0.510	\$ -
<b>Total Mileage Cost</b>				<b>\$ 216.75</b>

Subsistence Cost	Days	# People	\$/Day	Total
Travel allowance (6 hour trips)	0	0	\$11.25	\$ -
Travel allowance (12 hour trips - meal provided by others)	0	0	\$20.00	\$ -
Travel allowance (12 hour trips)	0	0	\$30.00	\$ -
Travel allowance (overnight)***	0	0	\$75.00	\$ -
				\$ -
<b>Total Subsistence Cost</b>				<b>\$ -</b>
<b>Total Travel Cost</b>				<b>\$ 216.75</b>

**PRINTING / REPRODUCTION COST**

Type of printing/reproduction (see attached breakdown)	# of Sets	Sheets/Set	Total Sheets	Cost/Sheet	Total
8 1/2"x11" B/W Prints & Copies	0	0	500	\$ 0.08	\$ 40.00
11"x17" B/W Prints & Copies	0	0	500	\$ 0.16	\$ 80.00
22"x34" B/W Prints & Copies	0	0	0	\$ 0.72	\$ -
	0	0	0	\$ -	\$ -
	0	0	0	\$ -	\$ -
	0	0	0	\$ -	\$ -
<b>Total Printing/Reproduction Cost</b>					<b>\$ 120.00</b>

<b>Communication Cost (telephone, fax, etc.)</b>	<b>Total</b>
	<b>\$ -</b>

<b>Postage Cost (overnight, stamps, etc.)</b>	<b>Total</b>
	<b>\$ 50.00</b>

<b>Other (provide description on next line)</b>	<b>Total</b>
Stakes, construction paint, field books	<b>\$ -</b>

<b>Total Out-of-pocket Expenses</b>	<b>\$ 386.75</b>
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**Comments:**

\*\*\*You must have ALDOT approval for ANY overnight trips of less than 100 miles.



BECC

*Birmingham Engineering & Construction Consultants, Inc.*

LISA K. MORRISON  
*President & CEO*

RICHARD A. RHINEHART, P.E.  
*Senior Vice President*

MARTIN T. BURFORD, P.E.  
*Vice President*

September 26, 2012

Mr. Blair Perry, P.E.  
Gresham Smith & Partners  
3595 Grandview Parkway  
Birmingham, Alabama 35243

**Subject:** Proposal for Additional Construction Materials Testing Services  
For Vestavia Hills Sidewalks  
ALDOT Project Number STPBH-CN10(908)  
Canyon Road, Vestaview Lane and Merryvale Road  
Vestavia Hills, Alabama  
**BECC Proposal Number: Q1-12030rrr**

Dear Mr. Perry:

Birmingham Engineering and Construction Consultants, Inc. (BECC) appreciates the opportunity to submit our proposal for call-out construction materials testing services for the subject project. BECC is a certified testing laboratory with certifications from several independent national organizations and we meet the requirements of ASTM E 548. Our technicians and inspectors are certified in materials testing by ACI, NICET, AWS, FAA and ALDOT. BECC is also a certified woman-owned small business (DBE) with the ALDOT.

Based on our knowledge of the project, we anticipate the following inspection and testing may be required:

- Compaction Testing/ Proofrolling
- Concrete Testing
- ALDOT Inspector Services

*Geotechnical, Materials & Environmental Engineers*

360 Industrial Lane • Birmingham, Alabama 35211  
(205) 941-1119 • FAX (205) 941-1198  
<http://www.beccinc.com>

## PROJECT DESCRIPTION

This proposal is for the purpose of expanding BECC original scope of services and schedule for the subject project. We understand that the project will consist of sidewalks and crosswalk additions to the City of Vestavia Hills in Alabama. The project is funded under a grant by the Alabama Department of Transportation (ALDOT). The sidewalk areas include Vestaview Lane, Canyon Road and Merryvale Road.

BECC will be responsible for inspection and construction materials testing that will primarily include concrete testing. All testing procedures will be to ALDOT and ASTM guidelines. We have estimated that the total duration for the additional services is approximately 55 working days. Depending on the contractor's schedule, the actual time may vary.

## UNIT RATES AND TERMS

We have provided our unit rates and estimated budget on the attached **Exhibit "A"**. The remaining budget as of February 1, 2012 was subtracted from the proposed amount. This budget was based upon the contractors anticipated schedule and may need to be revised once the project is underway. BECC will use these rates to complete the above Scope of Services. The attached rates are for **call-out** construction materials testing services for this project and do not include engineering consultation or investigation services unless otherwise requested.

For services contracted on a **call-out** basis, the client or his authorized field representative is responsible for requesting and coordinating our services. BECC cannot assume any responsibility for work not tested due to inadequate instructions, or notification by client. Construction monitoring is not insurance, nor does it constitute a warranty or guarantee of any type. The test results are reported to and for the specific use of the client and may not be relied upon by any third party.



**CLOSING**

We appreciate the opportunity to continue our good working relationship with you on this project. We have attached a copy of our Terms and Conditions and if acceptable, please execute the last page of the Terms and Conditions and fax it back to me.

Our primary objective is to provide the necessary services in the most efficient manner to verify specification compliance. If you have any questions regarding this proposal, please do not hesitate to contact our office.

Respectfully submitted,

**Birmingham Engineering & Construction Consultants, Inc.**

A handwritten signature in black ink, appearing to read "Martin T. Burford". The signature is fluid and cursive, with the first name "Martin" and last name "Burford" clearly distinguishable.

Martin T. Burford, P.E.  
Vice President



# VESTAVIA HILLS SIDEWALKS

ALDOT Project Nos. STPBH-CN10(908)

## EXHIBIT "A"

Fee Proposal for

### Construction Materials Testing and Inspection Services

Vestavia Hills, Alabama

BECC Proposal Nos. Q1-12030rrr

October 1, 2012

Personnel	Work Days	Hours/Day	Hourly Cost	Total
Inspector/ Technicians -Field and Lab (ALDOT Concrete Certified)	55.00	8.00	\$ 22.00	\$ 9,680.00
Inspector/ Technicians -Field and Lab (ALDOT Concrete Certified)-OT	0.00	0.00	\$ 33.00	\$ -
Project Engineer, PE - Report Review/Proj Management	55.00	0.25	\$ 27.89	\$ 383.49
Administrative	0.00	0.25	\$ 14.00	\$ -
<b>Total Direct Labor</b>				<b>\$ 10,063.49</b>
Combined Overhead (%)	<b>169.05</b>			<b>\$ 17,012.33</b>
<b>Sub-Total</b>				<b>\$ 27,075.81</b>
Other Costs	Quantity	Units	Unit Cost	Total
Concrete Cylinders (35 sets of 4 cylinders)	160.00	cylinders	\$ 8.00	\$ 1,280.00
Mileage	1200	miles	\$ 0.50	\$ 600.00
<b>Sub-Total</b>				<b>\$ 1,880.00</b>
Operating Margin (10%)				\$ 2,895.58
Facilities Cost of Capital- FCC (%)	<b>2.53</b>			\$ 254.61
<b>ESTIMATED FEE</b>				<b>\$ 31,851.39</b>

**Notes:**

This budget was based upon an anticipated schedule of 50 workdays.

Minimum call-out time is 4 hours for all field technicians.

All personnel rates are charged portal-to-portal.

Overtime will be charged at a rate of 1.5 times the hourly rate for any hours worked over 8 per working day, over 40 hours per working week, before 7:00 a.m. or after 5:00 p.m., and any hours worked on Saturdays or Sundays. National Holidays will be billed at 2 time the prorated hourly rate.

		Date	Labor Code	Total Hours
<b>Phase: 08 Extra Service</b>				
02728	Gurney, Bryan	2/8/2012	72085	.50
	Revisions to Driveway calculations for RE Grills Time Extention			
02728	Gurney, Bryan	3/30/2012	72085	.25
	Sidewalk Ramp Calculation			
02728	Gurney, Bryan	4/2/2012	72085	1.00
	Sidewalk Ramp Calculation			
03265	Corlett, Leslie	1/24/2012	72085	1.00
	detour diagram to close post oak rd			
03265	Corlett, Leslie	3/9/2012	72085	2.25
	shooting driveways in field			
03265	Corlett, Leslie	3/12/2012	72085	2.50
	setting up file to work in, driveway plan & profiles, putting in shots from field, calculating quantities from placement and removal			
03265	Corlett, Leslie	3/13/2012	72085	7.50
	driveway plan & profiles, calculating quantities for placement & removal			
03265	Corlett, Leslie	3/14/2012	72085	7.25
	driveway quantities, problems with Microstation, fixing printing, creating pdf's of plan & profile views			
03265	Corlett, Leslie	3/15/2012	72085	7.00
	printing, redoing prf's, out in field with David reshooting several driveways, redrafting some driveway profiles			
03265	Corlett, Leslie	3/16/2012	72085	2.75
	working on driveways, working on quantity spreadsheet			
03265	Corlett, Leslie	3/19/2012	72085	5.00
	valley gutter to curb detail, copied pictures to directory, checking through driveways with Blair, some revisions, adding Canyon & Eastwood			
03265	Corlett, Leslie	3/20/2012	72085	6.50
	getting driveway packages together for ALDOT, writing letter to Geneva Brown			
03265	Corlett, Leslie	3/21/2012	72085	.50
	getting driveway package ready to go out to Christopher Brady, responding to email			
03265	Corlett, Leslie	3/29/2012	72085	1.50
	looking at Don Chappell's response to driveway letter, driveway discrepancies between poured & removed			
03265	Corlett, Leslie	3/31/2012	72085	2.00
	reclass from 28543.00, shooting driveways in field			
03265	Corlett, Leslie	4/2/2012	72085	1.00
	driveways on Willoughby, spreadsheet, sent to Blair, made PDF & copies			
03265	Corlett, Leslie	4/11/2012	72085	4.00
	Merryvale, revising 5 driveway profiles, plan views & quantities per valley gutter insertion			
03265	Corlett, Leslie	4/12/2012	72085	1.25
	revisions to driveways			
03265	Corlett, Leslie	4/13/2012	72085	2.75
	back-checking Blair's retaining wall quantities			
03265	Corlett, Leslie	5/1/2012	72085	1.25
	updated supplemental agreement, printed & organized exhibits & supp agreements for Blair			
03265	Corlett, Leslie	5/16/2012	72085	.50
	review of Blair's letter to Grills from Field Scope Review			
03265	Corlett, Leslie	7/3/2012	72085	.75
	detail for Blair for handicap ramps			
03265	Corlett, Leslie	7/23/2012	72085	.25
	handicap detail ramp changes per Lance Taylor			
03265	Corlett, Leslie	7/24/2012	72085	.75
	altering sheet per changes from Blair			
03265	Corlett, Leslie	7/30/2012	72085	.75
	looking for RPC traffic counts, sorting thru clearzone guidance on residential streets & acceptable clear zone width			
03276	Perry, Blair	7/27/2011	72085	.50
	Driveway/ADA cross slope issue - discuss w/C Brady & ALDOT			
03276	Perry, Blair	8/1/2011	72085	.50
	Driveway ADA cross slope issue - research FHWA & Access Board guidelines, coord. w/Greg Hansen & ALDOT			
03276	Perry, Blair	8/4/2011	72085	.25

		Date	Labor Code	Total Hours
	ADA/drive cross slope issue - review & respond to Greg Hansen comments; coord. w/C Brady			
03276	Perry, Blair	8/5/2011	72085	.25
	Coord. ADA/driveway cross slope issue w/C Brady; ADA/driveway cross slope confirmation e-mail to C. Brady, others			
03276	Perry, Blair	8/14/2011	72085	.50
	Correction from 8/10 - Coord. driveway ADA cross slopes w/City & ALDOT; Addl easements-discuss addl easements, required donation language w/C Brady, B Wisener & ALDOT			
03276	Perry, Blair	8/17/2011	72085	.50
	ADA Driveway cross slope issue-discuss w/ALDOT & City; missing items in plans-brick paver qty takeoff for HC ramps			
03276	Perry, Blair	8/18/2011	72085	.25
	Brief PIC on ADA driveway cross slope issue, misc. driveway cross slope coord.			
03276	Perry, Blair	8/19/2011	72085	2.75
	ADA ramp research & coord. w/City; Coord. Ty C C&G areas & other addl pay items needed w/City; Addl pay items-pay item research, quantity takeoff and letter to Grills requesting pricing, coord. w/C Brady			
03276	Perry, Blair	8/22/2011	72085	.25
	Letter to grills re pricing for additional pay items needed			
03276	Perry, Blair	8/23/2011	72085	1.25
	Add'l pay items & qtys- memo re guardrail on Merryvale at ret wall; quantity takeoff & letter to Grills re additional pay items needed; talk to Marty Burford at BECC about asphalt drive buildups			
03276	Perry, Blair	8/24/2011	72085	.50
	Review & coord. addl HC ramp details w/G Hansen; send driveway typical section & HC ramp details to Grills; talk to Grills re addl pay items; send CB ALDOT ROW donation letter			
03276	Perry, Blair	8/25/2011	72085	.50
	Add driveway detail & HC ramp details to plans; Addl pay items-coord. pricing for addl pay items			
03276	Perry, Blair	9/8/2011	72085	.50
	Talk to R Swann at Grills about pricing for additional pay items; Calculate qtys for concrete driveway overruns			
03276	Perry, Blair	9/12/2011	72085	1.75
	Additional concrete drive removal and required qtys; calculate other overruns; stationing problem on Willoughby; aggregate surfacing qtys (overrun)			
03276	Perry, Blair	10/13/2011	72085	.25
	Coord. pricing for Change Request #1 w/Rick Swann at Grills; Email & coord. need for channelizing drums w/ALDOT			
03276	Perry, Blair	10/17/2011	72085	.50
	Review & update overruns/underruns for items left out of project; coord. Change Request #1 w/Grills & City			
03276	Perry, Blair	10/26/2011	72085	.50
	Research ADA & FHWA guidelines on HC ramps & crosswalks, typical detail sketch for HC ramps & crosswalks; Review Hansen CAD files; Coord. HC ramps & crosswalks w/City			
03276	Perry, Blair	11/14/2011	72085	2.50
	Review existing overruns; calculate additional overruns; update overrun/underrun report			
03276	Perry, Blair	11/15/2011	72085	.50
	PM-review invoices from BECC (field concrete testing) & Greg Hansen. Finish Estimate 3 package & send to City. Send overrun/underrun report to City.			
03276	Perry, Blair	11/16/2011	72085	1.50
	Change Request #1 - Review pricing information from Grills, prepare letter to ALDOT, prepare summary spreadsheet of pay items, quantities & costs, compile Change Request 1 package to send to ALDOT			
03276	Perry, Blair	11/18/2011	72085	.25
	Finalize Change Request #1 information & send to ALDOT			
03276	Perry, Blair	12/7/2011	72085	.50
	Talk to Geneva Brown, Danny Reid & Adriana Dunn at ALDOT about Change Request work/items/prices			
03276	Perry, Blair	12/8/2011	72085	.25
	Talk to C Brady & D Key about ALDOT comments/concerns w/Change Request #1			
03276	Perry, Blair	12/14/2011	72085	.50
	Talk to R Swann at Grills about need for uncl. exc. for driveway reconstruction, force account work, Change Request 1; Talk to C Brady about Change Request, force account			
03276	Perry, Blair	12/19/2011	72085	.25
	Coord. Change Request 1 draft letter for City, letter to ALDOT w/D Key			
03276	Perry, Blair	1/3/2012	72085	.75
	Handicap ramps-coord. w/C Brady, G Hansen & ALDOT; Review R.E. Grills letter re time extension & uncl. exc. for drives			
03276	Perry, Blair	1/6/2012	72085	.25
	Station equations on Willoughby & Post Oak			
03276	Perry, Blair	1/9/2012	72085	1.50



	Date	Labor Code	Total Hours
03276	1/10/2012	72085	1.00
Coord. grading revisions at 1817 Post Oak w/City & G Hansen; Draft letter re items to remove from Change Request 1 for City; Site visit at 1817 Post Oak Rd to look at need for ret wall			
03276	1/11/2012	72085	3.00
Coord. grading revisions/ret wall at 1817 Post Oak; Handicap ramps-prepare for meeting w/ALDOT			
03276	1/12/2012	72085	1.25
Mtg. w/ALDOT, FHWA & City to discuss curb ramps, inspection, traffic control, etc.; Site visit on Post Oak Rd. w/City to look at plan revisions; Markup Post Oak plan revisions to submit to ALDOT			
03276	1/13/2012	72085	.50
Coordinate plan revisions on Post Oak w/ALDOT & City; Look at plan revisions needed on Post Oak Rd.; send marked up plans & summary of Post Oak Plan revisions to ALDOT			
03276	1/14/2012	72085	.75
Expense report (Post Oak plan revisions site visit); Talk to Rick at Grills about time extension request for drives, Change Request #1, Post Oak plan revisions			
03276	1/15/2012	72085	.25
Correction from 1/9-Site visit w/Greg Hansen on Post Oak Rd to look at grading at 1817 Post Oak Rd, drainage & curb&gutter layout on Post Oak Rd			
03276	1/16/2012	72085	.25
Correction from 1/10-Coord. Post Oak plan revisions, grading revisions at 1817 Post Oak Rd w/City & ALDOT			
03276	1/18/2012	72085	1.00
Coord. plan revisions on Post Oak, Contractor driveway time extension request, other misc. CE&I w/JDK			
03276	1/20/2012	72085	1.50
Coord. plan revisions on Post Oak Rd. w/C Brady;Site visit to measure existing pavement widths, look at water main location on Post Oak w/C Brady			
03276	1/24/2012	72085	.25
Discuss/evaluate Grills time extension request for driveways, add'l information needed from ALDOT;Progress meeting-discuss issue w/curb ramps w/ALDOT & City; Send detailed description of Post Oak plan revisions to City			
03276	1/30/2012	72085	.50
Time extension request for drives -Review add'l info from Grills, send to City			
03276	1/31/2012	72085	.25
Post Oak plan revisions-coord. Post Oak plan revisions, add'l pay items needed w/ALDOT & C Brady. Coord. curb ramps, driveways & overall construction & CE&I w/C Brady. Coord. future inspection w/C Brady			
03276	2/3/2012	72085	.25
Coord. plan revisions on Post Oak Rd. w/C Brady.			
03276	2/8/2012	72085	1.00
Post Oak Plan Revisions & TCP Detour - Coord. w/ALDOT & City.			
03276	2/13/2012	72085	.50
Driveway time extension & uncl. exc. request-review information from Grills, letter to City re time extension & uncl. exc, discuss time extension w/Grills, review/revise estimated qtys. for uncl. exc.			
03276	2/14/2012	72085	2.00
Coordinate project w/C Brady - Post Oak plan revisions, curb ramps, additional CE&I, etc.			
03276	2/16/2012	72085	.50
Proj. Mgmt.-review CE&I fees spent to date vs. budget, estimate fees needed to complete project. Meet w/City to review CE&I fees, budget, est. amount to complete, discuss additional FT CE&I.			
03276	2/17/2012	72085	1.25
Coord. Post Oak plan revisions w/ALDOT			
03276	2/20/2012	72085	.75
Additional driveways-review letter to City re: Grills time extension request, unclassified excavation. Review additional driveways & estimated qty for uncl. exc. Coord. add'l driveways w/J Hughes.			
03276	3/5/2012	72085	.50
Coord. Change Request #1, Post Oak plan revisions w/ALDOT. Coord. invoices & add'l CE&I proposal w/Greg Hansen.			
03276	3/7/2012	72085	.25
Review overruns, plan revisions, monthly estimates, time charges w/D. Pendley at ALDOT.			
03276	3/9/2012	72085	.25
Coord. profiles needed for additional driveways to be removed and reconstructed.			
03276	3/12/2012	72085	.25
Coordinate driveway profiles w/JDK & LBC.			
03276	3/13/2012	72085	2.50
Additional driveway profiles & quantities to provide 2% max cross slope. Coord. Post Oak Rd plan revisions & Change Request #1 w/ALDOT.			

		Date	Labor Code	Total Hours
	Meeting on site w/ALDOT & City to look at curb ramp at Post Oak & Merryvale. Look at curb ramps on Post Oak Rd w/ALDOT. Talk to ALDOT about Post Oak Rd. plan revisions. Review overruns w/ALDOT.			
03276	Perry, Blair	3/14/2012	72085	2.75
	Additional driveway profiles & qtys. Request pricing for new pay items from Grills, coord. w/Grills. Review overruns w/JDK. Coord. w/C. Brady. Coord. Post Oak plan revisions, Change Request #1, curb ramps w/ALDOT.			
03276	Perry, Blair	3/15/2012	72085	3.50
	Work on quantities & profiles for additional driveways to provide 2% cross slope. Talk to R Swann at Grills re delays, Change Request #1, delays. Curb ramps replacement-field review on Post Oak Rd to mark & measure curb ramps to be replaced.			
03276	Perry, Blair	3/16/2012	72085	2.25
	Curb ramp removals & reconstruction-site visit on Post Oak & Eastwood to measure removal and reconstruction qtys & mark new ramp locations. Quantities for curb ramp removal & reconstruction. Coord. curb ramp removal & reconstruction w/City.			
03276	Perry, Blair	3/19/2012	72085	1.25
	Review/revise additional driveway removal and reconstruction qtys, sketches & profiles. Site visit-measure cross slope of driveway at Sta. 20+40 Willoughby.			
03276	Perry, Blair	3/20/2012	72085	3.00
	Print/file misc. correspondence(Change Request #1, curb ramps). Add'l driveway quantities & package for ALDOT. Send add'l drive info to ALDOT. Revise & resubmit Change Request #1. Talk to RE Grills re changes, progress meeting, Change Request 1.			
03276	Perry, Blair	3/29/2012	72085	1.50
	Additional driveway quantities-coord. w/ALDOT & City; review/respond to FHWA questions about driveway quantities.			
03276	Perry, Blair	3/30/2012	72085	1.25
	Expense report. Driveway quantities for additional driveways on Willoughby Rd. Progress meeting agenda. Research/drawing for parallel curb ramp at Post Oak & Leona Way. Progress meeting to discuss Change Request 1, driveways, time extension, other issues			
03276	Perry, Blair	4/1/2012	72085	4.00
	Reclass from 28543.00-Work on additional driveway quantities, sketches, profiles coordination, etc. on March 7,9,11,13,14,15,19,20			
03276	Perry, Blair	4/2/2012	72085	.25
	Coordinate easements needed for Willoughby driveways w/City.			
03276	Perry, Blair	4/3/2012	72085	.25
	Meeting w/G Brown & A Dunn at ALDOT to discuss Change Request 1, driveways, ramps, misc.			
03276	Perry, Blair	4/4/2012	72085	.50
	Update C Brady on ramp issue, ramp replacement & additional driveways. Coordinate ramps w/ALDOT, City & BECC.			
03276	Perry, Blair	4/5/2012	72085	.25
	Coordinate detailed drawings for ramps w/LBC. Coordinate ramps w/C Brady.			
03276	Perry, Blair	4/11/2012	72085	.50
	Review revised driveway profiles on Merryvale & send revised profile information to City & M Manning.			
03276	Perry, Blair	4/12/2012	72085	1.75
	Additional driveways on Merryvale-review revised profiles & plans & send to City & Mark. Calculate/update overruns.			
03276	Perry, Blair	4/13/2012	72085	2.00
	Review/update overruns & underruns. Check Willoughby retaining wall quantities.			
03276	Perry, Blair	4/16/2012	72085	.25
	Ramp/PROWAG issue-talk to Geneva Brown at ALDOT about ramps/PROWAG issues, communicate w/C Brady			
03276	Perry, Blair	4/19/2012	72085	.25
	Talk to Contractor about monthly estimate & current ADA issues			
03276	Perry, Blair	4/23/2012	72085	.75
	Coord project w/City Engineer. Prepare project cost summary for City Council.			
03276	Perry, Blair	4/24/2012	72085	.25
	Revise supplemental agreement #1.			
03276	Perry, Blair	4/26/2012	72085	.25
	Talk to C. Brady about ramp issues, mtg. w/ALDOT			
03276	Perry, Blair	4/30/2012	72085	.50
	Project management - review April labor & expenses; invoicing. Talk to D Pendley at ALDOT about overruns. Prepare Supplemental Agreement #1.			
03276	Perry, Blair	5/1/2012	72085	.75
	Project management-prepare Supplemental CEI Agreement. Misc. project coordination.			
03276	Perry, Blair	5/7/2012	72085	2.50
	ADA/Accessibility Issues-field review w/ALDOT to look at cross slopes, driveways, ramps on Eastwood			
03276	Perry, Blair	5/9/2012	72085	1.50
	ADA/Accessibility Issues-research curb ramps in 2010 & 1991 ADA & 2004 ADAAG. Meeting notes from field review w/ALDOT on 5/7.			

		Date	Labor Code	Total Hours
03276	Perry, Blair	5/10/2012	72085	2.75
	ADA/Accessibility scoping field review w/ALDOT on Willoughby Rd & Post Oak Rd.			
03276	Perry, Blair	5/11/2012	72085	1.00
	ADA/Accessibility scoping field review w/ALDOT on Post Oak Rd.			
03276	Perry, Blair	5/13/2012	72085	-1.00
	Correction from 5/9			
03276	Perry, Blair	5/16/2012	72085	1.75
	Memo to Grills about results of ALDOT ADA/accessibility scoping review and work that needs to be completed. Coord. ramp details w/ALDOT. Proj Mgmt-Process CE&I Suppl. Agreement #1.			
03276	Perry, Blair	5/18/2012	72085	.25
	Talk to D. Pendley at ALDOT about Supplemental Agreements & contractor time extension request & uncl. exc. request for add'l driveways.			
03276	Perry, Blair	5/21/2012	72085	.25
	Coord. Change Request/Supplemental Agreement #1 & time extension request for add'l driveways w/D Peneley at ALDOT.			
03276	Perry, Blair	5/22/2012	72085	.75
	Review Grills letter re ramp price & time ext request for ramps. Coord. info needed for add'l driveway time ext w/Grills & ALDOT. Coord. info needed for revised driveway conc unit price w/ALDOT & Grills. Coord. Willoughby easements w/City. Talk to D Noone			
03276	Perry, Blair	5/23/2012	72085	1.00
	Review/print/file corr re time ext requests. Coord. ramp price & time ext requests, Change Request #1, addl driveway uncl exc w/ALDOT & City. Coord. Willoughby work & easements w/C Brady.			
03276	Perry, Blair	5/24/2012	72085	1.00
	Coord. work on Post Oak Road (ADA scoping review) w/D Willingham @ BWSC. Update overruns/underruns. Coord. info needed for ramp change request w/ALDOT.			
03276	Perry, Blair	5/25/2012	72085	.25
	ALDOT ADA Scoping field review memo-finalize & send out			
03276	Perry, Blair	5/27/2012	72085	-.50
	Correction from 5/24			
03276	Perry, Blair	5/29/2012	72085	.50
	Revise Change Request #1, draft City concurrence letter & send to City.			
03276	Perry, Blair	6/12/2012	72085	1.00
	Talk to Grills about time extension for addl driveways, unclassified excavation for addl cut driveways, price for HC ramps. Send Grills info on uncl exc quantities for addl cut driveways.			
03276	Perry, Blair	6/13/2012	72085	.50
	Coordinate project, Willoughby easements w/C Brady at City. Coord. several issues/questions w/ G Brown at ALDOT.			
03276	Perry, Blair	6/18/2012	72085	1.00
	Meet w/Contractor on site to review work to be completed on Post Oak Rd. Re-mark ramp locations on Post Oak Rd.			
03276	Perry, Blair	6/21/2012	72085	.75
	Meet w/G Brown at ALDOT to discuss several outstanding issues (dwg for HC ramps, Contractor Change Requests, labor compliance reviews, Willoughby easements, Change Request #1). Meet w/C Brady at City to coord. Change Request #1.			
03276	Perry, Blair	6/25/2012	72085	.25
	Coord. Willoughby easements, misc. w/C Brady.			
03276	Perry, Blair	6/27/2012	72084	1.25
	Coord. status of ALDOT ADA/accessibility scoping review report & 1817 Post Oak Rd w/D Willingham (ALDOT ADA consultant). Site visit - mark revised ramp locations on Post Oak Rd & coordinate w/Contractor.			
03276	Perry, Blair	6/29/2012	72084	.50
	Coordinate outstanding Change Requests, Contractor time extension requests w/ALDOT.			
03276	Perry, Blair	7/5/2012	72084	.25
	Handicap ramp detail-review/revise detail & send to ALDOT			
03276	Perry, Blair	7/9/2012	72084	.25
	Coord. w/Contractor on add'l information needed re time ext requests, uncl exc for driveways, HC ramp price, updated schedule of operations			
03276	Perry, Blair	7/11/2012	72084	.50
	Coordinate w/D Pendley at ALDOT on time extensions, C-20s, change requests. Review Change Request letters from City & forward to ALDOT. Coordinate ramp reconstruction w/Inspector.			
03276	Perry, Blair	7/15/2012	72084	.50
	Timesheet correction for 7/10 - Talk to C Brady at City about change requests, Willoughby easements, Change Requests, other issues.			
03276	Perry, Blair	7/16/2012	72084	.25
	Coord. handicap ramps, layout of parallel handicap ramp at Post Oak and Leona Way w/others.			
03276	Perry, Blair	7/17/2012	72084	.25

		Date	Labor Code	Total Hours
03276	Coord. potential changes needed (add inlet) for ramp on Leona Way w/City & ALDOT. Ramp coordination w/City & Contractor. Perry, Blair	7/20/2012	72084	1.25
03276	Meet with ALDOT staff to look at need for additional inlet on Leona Way at ramp. Research clear zone for Willoughby retaining wall and coordinate with ALDOT & City. Perry, Blair	7/23/2012	72084	.25
03276	Coord. ramp and additional inlet at Leona Way w/ALDOT & City. Review/revise drawing for ramps for ALDOT. Perry, Blair	7/26/2012	72084	2.00
03276	Coordinate changes needed at Leona Way ramp w/ALDOT; stop contractor from working on Leona Way ramp per ALDOT. Talk to Contractor about information for Change Requests, time extension requests, ramp issues, etc. Coord. Minor Structure Concrete w/ALDOT. Perry, Blair	7/29/2012	72084	.25
03276	Timesheet correction for 7/25 - Coordinate additional work at ramp at east side of Leona Way w/ALDOT & Contractor Perry, Blair	7/30/2012	72084	.25
03276	Coordinate information for Change Requests w/Contractor. Proj. Mgmt-review July labor & expense reports, invoicing. Perry, Blair	7/31/2012	72084	.25
03276	Coordinate project w/PIC. Review/revise handicap ramp detail & send to ALDOT. Scheduling progress meeting. Perry, Blair	8/2/2012	72084	.25
03276	Review/file misc. project correspondence. Coord. contract time & liquidated damages w/D Pendley at ALDOT. Perry, Blair	8/7/2012	72084	.50
03276	Review Project Diary and June quantities in field book. Coord. w/Inspector. Prepare agenda for Progress Mtg. Progress Mtg. w/Grills, ALDOT & City. Coord. time charges w/JDK. Perry, Blair	8/8/2012	72084	.50
03276	Coordinate time charges, time extensions, controlling item of work w/ALDOT. Markup pictures of incorrect ramps at Post Oak and Southridge. Perry, Blair	8/9/2012	72084	.50
03276	Talk to D Pendley about bad headwalls. Review revisions needed to ramps on Post Oak Rd w/JDK. Perry, Blair	8/12/2012	70084	.25
03276	Correction from 8/9 - Talk to D. Pendley at ALDOT about time charges, controlling item(s) of work, information needed for Change Requests Perry, Blair	8/13/2012	70084	.25
03276	Review letter from Grills re additional time & unclassified excavation for additional driveways. Perry, Blair	8/16/2012	70084	1.50
03276	Coord. outstanding items w/ALDOT. Review letter from Grills re time extension for add'l driveways. Mtg. w/Rick Swann w/ Grills re time extension, time charges. Talk to D. Pendley at ALDOT about info needed minor str. conc., uncl. exc. Perry, Blair	8/21/2012	70084	1.25
03276	Talk to D Pendley & A Dunn at ALDOT about minor structure concrete cost & qty and uncl. exc. for add'l driveways. Site visit to measure steps & thickened edge sidewalk (minor str. conc.) on Post Oak Rd, Leona Way & Post Oak Rd. Perry, Blair	8/22/2012	70084	1.50
03276	Site visit-look at ramp layout, minor structure concrete area at Leona Way ramp. Coord. Leona Way ramp layout w/ALDOT. Review ramp layout at Post Oak & Southridge. Perry, Blair	8/23/2012	70084	.75
03276	Diary entries for 8/21 & 8/22 (Leona Way ramp). Meet w/David Nooney w/Grills to discuss contract time, Change Requests, plan issues, other issues. Perry, Blair	8/24/2012	70084	.50
03276	Coord. Leona Way ramp w/Grills Supt., ALDOT & JDK. Research detectable warning and landing requirements in ADA & PROWAG (Leona Way ramp) & coord. w/ALDOT. Perry, Blair	8/27/2012	70084	.25
03276	Talk to C Brady at City about misc. issues, Leona Way ramp, Willoughby Rd.work Perry, Blair	8/28/2012	70084	1.00
03276	Coordinate Leona Way ramp & Eastwood ramp modifications (truncated dome placement) w/Contractor & ALDOT. Site visit to look at Eastwood ramps (truncated dome placement) w/Contractor. Perry, Blair	8/29/2012	70084	.75
03276	Coord. Eastwood ramps, Leona Way ramp w/JDK & A Dunn at ALDOT. Coord. ADA Scoping review letter w/A Dunn at ALDOT. Coord. Willoughby Rd. easements w/ALDOT. Perry, Blair	8/30/2012	70084	1.25
03276	Update overruns. Review/revise C-20s. Coord. w/ALDOT on time charges. Letter to Contractor re work to be completed & controlling work. Perry, Blair	8/31/2012	70084	.50
03276	Coordinate review of driveway time extension request w/Project Inspector & ALDOT. Coordinate funding, ADA issues, ramps, Willoughby easements, other issues w/C Brady at City. Perry, Blair	9/10/2012	70084	.25

		Date	Labor Code	Total Hours
	Review/file misc. project correspondence. Review driveway time extension information w/JDK.			
03276	Perry, Blair	9/11/2012	70084	1.00
	Driveway time extension request analysis. Talk to C. Brady about Willoughby Rd work-status of easements, traffic counts. Talk to R. Swann about Leona Way work, minor structure concrete.			
03276	Perry, Blair	9/12/2012	70084	2.00
	Review/compile information re additional driveway time extension request.			
03276	Perry, Blair	9/13/2012	70084	1.75
	Compile information re addl driveway time extension, letter to ALDOT. Review draft ADA Scoping review reports, send C Brady comments, coord. w/C Brady. Review Grills letter re Merryvale sidewalk time ext request.			
03276	Perry, Blair	9/14/2012	70084	1.25
	Mtg. w/City & Contractor to discuss ADA issues, time extension request, Supplemental Agreements, Willoughby Rd work, Willoughby Rd easements, Willoughby Rd retaining wall/clear zone, sidewalk cro			
03276	Perry, Blair	9/17/2012	70084	.50
	Coord. R. E. Grills time extension request, time charges, ADA issues w/D Pendley at ALDOT.			
03276	Perry, Blair	9/18/2012	70084	.50
	Coord. time extensions for addl driveways w/D Pendley at ALDOT. Revise driveway time extension information.			
03276	Perry, Blair	9/19/2012	70084	.50
	Additional driveway time extension - Coord. w/D Pendley at ALDOT & City, make revisions & re-send to City. Qtys. for Minor Structure Concrete.			
03276	Perry, Blair	9/20/2012	70084	.75
	Calculate minor structure conc. & uncl. exc. qtys for Leona Way ramp. Review qtys. for additional driveways; costs for additional driveways. Update overruns.			
03276	Perry, Blair	9/21/2012	70084	1.50
	Calculate minor structure concrete qtys for Post Oak steps & footing under sidewalk. Uncl excavation qtys. Discuss time charges, time extension calculation & liquidated damages w/D Pendley at ALDOT.			
03276	Perry, Blair	9/24/2012	70084	.25
	Coordinate revisions to C-20s, time extensions w/JDK & ALDOT.			
03276	Perry, Blair	9/25/2012	70084	.25
	Unclassified excavation qtys for add'l driveways, minor structure concrete quantities to for ALDOT (Change Request #2). Coord. revisions to C-20s w/JDK.			
03315	Ashley, Theresa	9/13/2012	67080	.75
	Daily Log Prep- copying			
04265	Key, John	1/9/2012	97088	1.00
	Evaluate change order justification			
04265	Key, John	3/9/2012	97088	2.75
	Take level shots for additional driveways			
04265	Key, John	3/11/2012	97088	2.25
	Reallocated per Blair Perry-Survey for driveway profile			
04265	Key, John	3/15/2012	97088	4.00
	Driveway survey with leslie			
04265	Key, John	3/16/2012	97088	4.00
	Driveway survey with leslie			
04265	Key, John	4/10/2012	97088	2.00
	Remeasure Merryvale Road Driveways			
04265	Key, John	4/13/2012	97088	2.00
	Investigate driveway questions-removed vs poured			
04265	Key, John	4/23/2012	97088	2.00
	jeff hughes-driveway questions-removed vs poured.			
04265	Key, John	4/24/2012	97088	.50
	Revisions to change request and summmary sheet.			
04265	Key, John	8/30/2012	97088	1.00
	Review and revise C-20 concerning vestavia ramps			
04265	Key, John	9/7/2012	97088	.50
	Review data submitted by Grills for the additional time requested due to the added driveways.			
04265	Key, John	9/11/2012	97088	1.00
	Driveway Review for requested time			
04265	Key, John	9/12/2012	97088	1.00
	Grills Driveway Review with Blair			
04265	Key, John	9/13/2012	97088	.50

		<b>Date</b>	<b>Labor Code</b>	<b>Total Hours</b>
	Driveway Review for requested time and deliver documents to ALDOT			
04265	Key, John	9/24/2012	97088	2.00
	Back check Daily with C-20 from day 1			
04265	Key, John	9/25/2012	97088	2.00
	Meeting with ALDOT			
<b>Total for 08</b>				<b>204.25</b>

		Date	Labor Code	Total Hours
<b>Phase: 08 Extra Service</b>				
02728	Gurney, Bryan	2/3/2012	72085	1.00
	Backcheck Retaining Wall Plan & Profile versus comments			
02728	Gurney, Bryan	2/8/2012	72085	.50
	Revisions to Driveway calculations for RE Grills Time Extention			
02728	Gurney, Bryan	4/4/2012	72085	1.00
	Deliever Driveway Profiles to Mark Manning			
03265	Corlett, Leslie	2/15/2012	72085	1.25
	looking @ sag pt for inlets on Merryvale, import text file as gps coordinates			
03265	Corlett, Leslie	3/9/2012	72085	2.00
	shooting driveways in field			
03265	Corlett, Leslie	3/16/2012	72085	2.00
	inlet on Merryvale			
03265	Corlett, Leslie	3/19/2012	72085	.50
	inlet on Merryvale			
03265	Corlett, Leslie	3/20/2012	72085	1.50
	inlet on Merryvale			
03265	Corlett, Leslie	3/31/2012	72085	-2.00
	reclass to 28542.00, shooting driveways in field			
03265	Corlett, Leslie	4/2/2012	72085	1.00
	modify inlet & junction box @ post oak rd, changes, pdf			
03265	Corlett, Leslie	4/4/2012	72085	.50
	plan/profile merryvale, sent to Mark at BECC			
03265	Corlett, Leslie	5/1/2012	72085	1.25
	updated supplemental agreement, printed & organized exhibits & supp agreements for Blair			
03265	Corlett, Leslie	5/16/2012	72085	.25
	review of Blair's letter to Grills from Field Scope Review			
03265	Corlett, Leslie	7/3/2012	72085	.75
	detail for Blair for handicap ramps			
03265	Corlett, Leslie	7/23/2012	72085	.25
	handicap detail ramp changes per Lance Taylor			
03265	Corlett, Leslie	7/24/2012	72085	.75
	altering sheet per changes from Blair			
03265	Corlett, Leslie	7/30/2012	72085	.50
	looking for RPC traffic counts, sorting thru clearzone guidance on residential streets & acceptable clear zone width			
03276	Perry, Blair	7/27/2011	72085	.50
	Driveway/ADA cross slope issue - discuss w/C Brady & ALDOT			
03276	Perry, Blair	8/1/2011	72085	.50
	Driveway ADA cross slope issue - research FHWA & Access Board guidelines, coord. w/Greg Hansen & ALDOT			
03276	Perry, Blair	8/5/2011	72085	.25
	Coord. ADA/driveway cross slope issue w/C Brady; ADA/driveway cross slope confirmation e-mail to C. Brady, others			
03276	Perry, Blair	8/14/2011	72085	.50
	Correction from 8/10 - Coord. driveway ADA cross slopes w/City & ALDOT; Addl easements-discuss addl easements, required donation language w/C Brady, B Wisener & ALDOT			
03276	Perry, Blair	8/17/2011	72085	.75
	ADA Driveway cross slope issue-discuss w/ALDOT & City; Missing items from plans-brick paver qty takeoff, retaining wall, ramps & sidewalk on Merryvale			
03276	Perry, Blair	8/18/2011	72085	.50
	Brief PIC on ADA driveway cross slope issue; coord. w/City & Greg Hansen on missing retaining wall on Merryvale			
03276	Perry, Blair	8/19/2011	72085	2.75
	ADA ramp research & coord. w/City; Coord. Ty C C&G areas & other addl pay items needed w/City; Addl pay items-pay item research, quantity takeoff and letter to Grills requesting pricing, coord. w/C Brady; Merryvale retaining wall-coord. w/C Brady; coord.			
03276	Perry, Blair	8/22/2011	72085	1.50
	Merryvale retaining wall-field review to look at retaining wall location; letter to Grills re pricing for additional pay items needed			
03276	Perry, Blair	8/23/2011	72085	2.25
	Merryvale retaining wall-talk to C Brady about ret wall, need for guardrail; memo re guardrail on Merryvale at ret wall; quantity takeoff & letter to Grills re additional pay items needed; talk to Marty Burford at BECC about asphalt drive buildups			
03276	Perry, Blair	8/24/2011	72085	1.25



	Date	Labor Code	Total Hours
03276	Perry, Blair	8/25/2011 72085	.50
Send C Brady ALDOT ROW donation letter; Merryvale ret wall-misc. corr; review & coord. add' ramp details w/G Hansen; talk to Grills about pricing for addl pay items; coord. Civil Ctr & asphalt drives w/C Brady			
03276	Perry, Blair	8/28/2011 72085	.25
Add driveway detail & HC ramp details to plans; Addl pay items-coord. pricing for addl pay items			
03276	Perry, Blair	9/8/2011 72085	.75
Correction from 8/25 - Copy plans for Jeff. Co. Environmental Svcs for City			
03276	Perry, Blair	9/9/2011 72085	.75
Talk to R Swann at Grills about pricing for additional pay items & Merryvale retaining wall; Corrd. Merryvale ret wall w/TPZ; Calculate qtys for concrete driveway overruns			
03276	Perry, Blair	9/12/2011 72085	1.00
Talk to ALDOT about design of Merryvale retaining wall; calculate qtys for concrete driveway overruns			
03276	Perry, Blair	9/13/2011 72085	2.25
Additional concrete drive removal and required qtys; calculate other overruns; stationing problem on Willoughby; aggregate surfacing qtys (overrun); discuss missing Merryvale retaining wall w/ALDOT			
03276	Perry, Blair	9/18/2011 72085	-.25
Overrun quantity calculations & spreadsheet (concrete driveways, retaining wall, agg surfacing, etc.)			
03276	Perry, Blair	9/21/2011 72085	.25
Correction from 9/9			
03276	Perry, Blair	10/4/2011 72085	2.00
Coord. Merryvale missing retaining wall w/C Brady			
03276	Perry, Blair	10/6/2011 72085	.25
Change Request #1 letter (Merryvale retaining wall, handrailing, landscaping); coord. Change Request #1 w/C Brady, G Hansen			
03276	Perry, Blair	10/12/2011 72085	.25
Discuss Change Request #1 & Merryvale Retaining wall w/ALDOT & City in Progress meeting			
03276	Perry, Blair	10/13/2011 72085	.50
Review Grills pricing for Change Request #1 & coord. w/Grills			
03276	Perry, Blair	10/17/2011 72085	.50
Coord. pricing for Change Request #1 w/Rick Swann at Grills; Email & coord. need for channelizing drums w/ALDOT			
03276	Perry, Blair	10/20/2011 72085	.25
Review & update overruns/underruns for items left out of project; coord. Change Request #1 w/Grills & City			
03276	Perry, Blair	10/26/2011 72085	.50
Coord. flasher on Vestaview Ln w/C Brady; coord. Merryvale retaining wall w/C Brady			
03276	Perry, Blair	11/11/2011 72085	.75
Research ADA & FHWA guidelines on HC ramps & crosswalks, typical detail sketch for HC ramps & crosswalks; Review Hansen CAD files; Coord. HC ramps & crosswalks w/City			
03276	Perry, Blair	11/14/2011 72085	1.25
Calculate/update overruns			
03276	Perry, Blair	11/16/2011 72085	1.50
Review existing overruns; calculate additional overruns; update overrun/underrun report			
03276	Perry, Blair	11/18/2011 72085	.25
Change Request #1 - Review pricing information from Grills, prepare letter to ALDOT, prepare summary spreadsheet of pay items, quantities & costs, compile Change Request 1 package to send to ALDOT			
03276	Perry, Blair	11/28/2011 72085	.25
Finalize Change Request #1 information & send to ALDOT			
03276	Perry, Blair	11/29/2011 72085	.25
Review overruns w/DP at ALDOT, revise overrun spreadsheet			
03276	Perry, Blair	12/7/2011 72085	2.25
Talk to C Brady about pay item & ALDOT Std Dwg for Merryvale retaining wall			
03276	Perry, Blair	12/8/2011 72085	1.00
Merryvale retaining wall-research backfill specs & pay item behind wall & send to G Hansen; Talk to G Brown, D Reid & A Dunn at ALDOT about Change Request work, pay items & prices; Phone memo re conv. w/ALDOT about Change Request wrok			
03276	Perry, Blair	12/9/2011 72085	.75
Merryvale retaining wall - Talk to C Brady about ALDOT comments on Change Request 1, landscaping vs. handrailing; Coord. Change Request w/D Key; talk to C Brady about HC ramps on Vestaview/Canyon; Coord. planing measurements at HC ramps w D Key			
03276	Perry, Blair	12/13/2011 72085	.25
Coord. pay items/payment for JB's on Vestaview w/C Brady, D Key, ALDOT; review plans & specs			
Coordinate junction boxes for SRTS project w/ALDOT & City; Coord. Change Request #1 w/City & Contractor			

		Date	Labor Code	Total Hours
03276	Perry, Blair	12/14/2011	72085	1.00
	Talk to R Swann at Grills about need for uncl. exc. for driveway reconstruction, force account work, Change Request 1; Talk to C Brady about Change Request, Merryvale retaining wall, ALDOT options for ret wall, force account			
03276	Perry, Blair	12/16/2011	72085	.50
	Talk to C Brady about Change Request & Merryvale retaining wall			
03276	Perry, Blair	12/19/2011	72085	.25
	Coord. Change Request 1 draft letter for City, letter to ALDOT w/D Key			
03276	Perry, Blair	1/3/2012	72085	.75
	Handicap ramps-coord. w/C Brady, G Hansen & ALDOT; Review R.E. Grills letter re time extension & uncl. exc. for drives			
03276	Perry, Blair	1/5/2012	72085	.25
	Coordinate meeting about HC ramps on Canyon w/ALDOT & City			
03276	Perry, Blair	1/6/2012	72085	.50
	Coord. handicap ramp issue w/C Brady & G Hanson & ALDOT, research diagonal handicap ramps			
03276	Perry, Blair	1/9/2012	72085	.50
	Draft letter re items to remove from Change Request 1 for City; Coord. Change Request, review of Grills time ext & uncl letter w/JDK			
03276	Perry, Blair	1/10/2012	72085	.50
	Handicap ramps-prepare for meeting with ALDOT			
03276	Perry, Blair	1/11/2012	72085	3.50
	Attend mtg w/ALDOT, FHWA & City to discuss curb ramps on Canyon Rd.; Site visit on Merryvale to look at plan revisions; Markup plan revisions on Merryvale to submit to ALDOT			
03276	Perry, Blair	1/12/2012	72085	1.00
	Coordinate plan revisions on Merryvale w/ALDOT & City; Look at plan revisions needed on Merryvale Rd.; send marked up plans & summary of Merryvale Plan revisions to ALDOT			
03276	Perry, Blair	1/13/2012	72085	1.25
	Coord. new inlet on Merryvale w/JDK; Merryvale retaining wall-quantity takeoffs, coordinate/negotiate w/Grills on unit price; Talk to Grills about time extension request for drives, Change Request #1, Merryvale retaining wall			
03276	Perry, Blair	1/15/2012	72085	2.25
	Correction from 1/10-Canyon curb ramps-review information from Greg Hansen, research on curb ramps, memo to ALDOT on how Canyon curb ramps got changed in field, coord. ALDOT mtg w/C Brady			
03276	Perry, Blair	1/15/2012	72085	.50
	Meeting notes from 1/11 meeting with ALDOT, City & FHWA on curb ramps on Canyon			
03276	Perry, Blair	1/16/2012	72085	.25
	Coord. plan revisions on Merryvale, Contractor driveway time extension request, other misc. CE&I w/JDK			
03276	Perry, Blair	1/17/2012	72085	.50
	Merryvale valley gutter/curb & gutter revisions-review w/JDK, site visit to review			
03276	Perry, Blair	1/18/2012	72085	.75
	Look at curb & gutter vs. valley gutter changes & AT&T box conflict on Merryvale w/C Brady; Coord. plan revisions w/C Brady			
03276	Perry, Blair	1/20/2012	72085	.25
	Discuss/evaluate Grills time extension request for driveways, add'l information needed from ALDOT;Progress meeting-discuss issue w/curb ramps w/ALDOT & City			
03276	Perry, Blair	1/23/2012	72085	.25
	Merryvale retaining wall-coord. retaining wall pay items w/G Hansen			
03276	Perry, Blair	1/24/2012	72085	1.00
	Merryvale retaining wall-coord. pay items & ALDOT specs for stone w/G Hansen; Time extension request-review add'l info from Grills, coord. w/City & Grills; Curb ramps removal-coord. w/Grills			
03276	Perry, Blair	1/26/2012	72085	1.25
	Merryvale retaining wall-print, review plans for City & provide City comments. Coord. Merryvale retaining wall w/C Brady & G Hansen.			
03276	Perry, Blair	1/30/2012	72085	.50
	Merryvale Retaining Wall-Coord. comments/revisions on retaining wall plans w/ C Brady. Merryvale Plan Revisions-Coord. Merryvale plan revisions, pay items needed, etc. w/ALDOT & C Brady. Coord. future inspection w/C Brady			
03276	Perry, Blair	2/1/2012	72085	.25
	Merryvale plan/drainage revisions-Coordinate EOP shots & drainage revisions w/JDK			
03276	Perry, Blair	2/2/2012	72085	.25
	Coord. curb ramps issue & Merryvale retainign wall w/C Brady			
03276	Perry, Blair	2/3/2012	72085	.50
	Merryvale retaining wall-review retaining wall plans & provide comments to C Brady. Coord. w/C Brady			
03276	Perry, Blair	2/8/2012	72085	1.00

	Date	Labor Code	Total Hours
03276	Perry, Blair	72085	.25
Driveway time extension & uncl. exc. request-review information from Grills, letter to City re time extension & uncl. exc, discuss time extension w/Grills, review/revise estimated qtys. for uncl. exc.			
03276	Perry, Blair	72085	.25
Merryvale retaining wall-review revised wall drawings & coord. w/City			
03276	Perry, Blair	72085	.25
Coord. AT&T easement on Merryvale at Windward w/C Brady.			
03276	Perry, Blair	72085	.25
Coordinate project w/C Brady - Merryvale plan revisions, Merryvale retaining wall, Post Oak plan revisions, curb ramps, additional CE&I, etc.			
03276	Perry, Blair	72085	1.50
Proj. Mgmt.-review CE&I fees spent to date vs. budget, estimate fees needed to complete project. Meet w/City to review CE&I fees, budget, est. amount to complete, discuss additional FT CE&I.			
03276	Perry, Blair	72085	.75
Coord. EOP shots on Merryvale (looking for sags) w/LBC. Proj. Mgmt-review/coord. sub invoice w/Greg Hansen			
03276	Perry, Blair	72085	.75
Project Management-Coord. sub invoice & Merryvale retaining wall w/Greg Hansen			
03276	Perry, Blair	72085	1.25
Additional driveways-review letter to City re: Grills time extension request, unclassified excavation. Review additional driveways & estimated qty for uncl. exc. Coord. add'l driveways w/J Hughes.			
03276	Perry, Blair	72085	.50
Coord. Change Request #1, Merryvale plan revisions, Merryvale retaining wall w/ALDOT. Coord. invoices & add'l CE&I proposal w/Greg Hansen.			
03276	Perry, Blair	72085	1.50
Talk to C. Brady about STPBH overruns, Merryvale plan revisions, additional CN & CE&I funding needed, Merryvale retaining wall. Review/revise overrun spreadsheet.			
03276	Perry, Blair	72085	.50
Review overruns, plan revisions, monthly estimates, time charges w/D. Pendley at ALDOT.			
03276	Perry, Blair	72085	5.75
Field review plan revisions needed on Merryvale Rd. Site visit to look at drainage revisions needed at Merryvale Sta. 10+30. Draft letter for City on Merryvale plan revisions.			
03276	Perry, Blair	72085	4.75
Coord. profiles needed for additional driveways to be removed and reconstructed. Merryvale Plan Revisions-draft letter for C. Brady, mark up plans showing revisions, cost estimate for revisions, deliver copies to C. Brady			
03276	Perry, Blair	72085	.25
Coord. Merryvale plan revisions w/C. Brady.			
03276	Perry, Blair	72085	.25
Coordinate driveway profiles w/JDK & LBC.			
03276	Perry, Blair	72085	.25
Timesheet correction from 3/9 - Driveway profiles & quantities for additional driveways to provide 2% max cross slope			
03276	Perry, Blair	72085	.25
Additional driveway profiles & quantities to provide 2% max cross slope. Coord. Merryvale Rd plan revisions & Change Request #1 w/ALDOT.			
03276	Perry, Blair	72085	3.50
Additional driveway profiles & quantities (2% cross slope issue). Site visit on Merryvale to look at plan revisions w/ALDOT. Review overruns w/ALDOT. Meet w/C. Brady & Grills to review Merryvale plan revisions. Discuss Merryvale plan revisions w/ALDOT.			
03276	Perry, Blair	72085	2.25
Additional driveway profiles & qtys. Request pricing for new pay items from Grills, coord. w/Grills. Review overruns w/JDK. Coord. w/C. Brady. Coord. Merryvale plan revisions, Change Request #1, curb ramps w/ALDOT. Coord. Merryvale ret wall x-sections w/C			
03276	Perry, Blair	72085	2.50
Work on quantities & profiles for additional driveways to provide 2% cross slope. Talk to R Swann at Grills re delays, Change Request #1, delays. Curb ramps replacement-field review on Canyon to mark & measure curb ramps to be replaced.			
03276	Perry, Blair	72085	2.75
Curb ramp removals & reconstruction-site visit on Canyon Rd. to measure removal and reconstruction qtys & mark new ramp locations. Quantities for curb ramp removal & reconstruction. Coord. curb ramp removal & reconstruction w/City.			
03276	Perry, Blair	72085	1.50
Review/revise additional driveway removal and reconstruction qtys, sketches & profiles. Look at drainage at Merryvale and Post Oak. Review valley gutter to S-inlet transition detail and forward to ALDOT.			
03276	Perry, Blair	72085	3.50
Print/file misc. correspondence(Merryvale gutter change, Change Request #1, curb ramps). Add'l driveway quantities & package for ALDOT. Merryvale drainage Sta. 6+80-review & coord. w/ALDOT. Send add'l drive info to ALDOT. Revise & resubmit Change Request			

		Date	Labor Code	Total Hours
03276	Perry, Blair	3/26/2012	72085	.25
	Follow up w/ALDOT on junction box locations, retaining wall			
03276	Perry, Blair	3/28/2012	72085	.25
	Site visit-Merryvale			
03276	Perry, Blair	3/29/2012	72085	.50
	Additional driveway quantities-coord. w/ALDOT & City; review/respond to FHWA questions about driveway quantities.			
03276	Perry, Blair	3/30/2012	72085	.75
	Expense report. Driveway quantities for additional driveways on Willoughby Rd. Progress meeting agenda. Progress meeting to discuss Change Request 1, driveways, time extension, other issues			
03276	Perry, Blair	3/31/2012	72085	.50
	Timesheet correction from 3/26-Coordinate Merryvale retaining wall, drainage, additional driveways w/ALDOT.			
03276	Perry, Blair	4/1/2012	72085	-4.00
	Reclass to 28542.00-Work on additional driveway quantities, sketches, profiles coordination, etc. on March 7,9,11,13,14,15,19,20			
03276	Perry, Blair	4/2/2012	72085	.25
	Revise drainage layout on Merryvale at Post Oak Road based on field observations.			
03276	Perry, Blair	4/3/2012	72085	.25
	Meeting w/G Brown & A Dunn at ALDOT to discuss Change Request 1, driveways, ramps, misc.			
03276	Perry, Blair	4/4/2012	72085	.50
	Update C Brady on ramp issue, ramp replacement & additional driveways. Coordinate ramps w/ALDOT, City & BECC. Coordinate add'l driveways on Merryvale w/Mark, City.			
03276	Perry, Blair	4/5/2012	72085	.25
	Coordinate detailed drawings for ramps w/LBC. Coordinate ramps w/C Brady.			
03276	Perry, Blair	4/6/2012	72085	.25
	Coordinate additional driveways on Merryvale w/C Brady, LBC & JDK.			
03276	Perry, Blair	4/9/2012	72085	.25
	Driveway profiles-coordinate questions about drive profiles w/LBC			
03276	Perry, Blair	4/10/2012	72085	.50
	Review Merryvale driveway profiles w/LBC & JDK.			
03276	Perry, Blair	4/16/2012	72085	1.25
	Ramp/PROWAG issue-talk to Geneva Brown at ALDOT about ramps/PROWAG issues, communicate w/C Brady. Update overruns/underruns			
03276	Perry, Blair	4/17/2012	72085	1.75
	Review to date quantities vs. plan quantities, update overruns/underruns.			
03276	Perry, Blair	4/18/2012	72085	.25
	Coordinate Merryvale work, ramp issue w/C Brady			
03276	Perry, Blair	4/19/2012	72085	.25
	Talk to Contractor about monthly estimate & current ADA issues			
03276	Perry, Blair	4/23/2012	72085	.75
	Coord project w/City Engineer. Prepare project cost summary for City Council.			
03276	Perry, Blair	4/24/2012	72085	.50
	Revise supplemental agreement #1. Coord. w/ALDOT on ramp issues & extension of sidewalk to US 31.			
03276	Perry, Blair	4/25/2012	72085	1.00
	Coordinate drainage revisions at Merryvale & Post Oak Rd w/C Brady & JDK. Ramp issue-talk to Geneva Brown to get update. Merryvale sidewalk extension-talk to G Brown at ALDOT			
03276	Perry, Blair	4/26/2012	72085	1.50
	Merryvale sidewalk extension-talk to ALDOT about environmental document, send information to G Brown at ALDOT. Merryvale drainage revisions coord. Talk to C. Brady re ramps, other issues			
03276	Perry, Blair	4/27/2012	72085	.25
	Project coordination w/ALDOT & City.			
03276	Perry, Blair	4/29/2012	72085	-.25
	Correction from 4/24			
03276	Perry, Blair	4/30/2012	72085	1.00
	Project management - review April labor & expenses; invoicing. Talk to D Pendley at ALDOT about overruns. Prepare Supplemental Agreement #1.			
03276	Perry, Blair	5/1/2012	72085	.75
	Project management-prepare Supplemental CEI Agreement. Misc. project coordination.			
03276	Perry, Blair	5/7/2012	72085	2.00
	ADA/Accessibility Issues-field review w/ALDOT to look at cross slopes, driveways, ramps on Merryvale			
03276	Perry, Blair	5/8/2012	72085	.25

		Date	Labor Code	Total Hours
	ADA/accessibility ramps issue-research, talk to ALDOT accessibility consultant			
03276	Perry, Blair	5/9/2012	72085	1.50
	ADA/Accessibility Issues-research curb ramps in 2010 & 1991 ADA & 2004 ADAAG. Meeting notes from field review w/ALDOT on 5/7.			
03276	Perry, Blair	5/10/2012	72085	2.25
	Meet w/Contractor in field to discuss ALDOT direction on Merryvale handicap ramps. ADA/Accessibility scoping field review w/ALDOT on Merryvale Rd.			
03276	Perry, Blair	5/11/2012	72085	2.00
	ADA/Accessibility scoping field review w/ALDOT on Vestaview/Canyon Rd.			
03276	Perry, Blair	5/13/2012	72085	-.75
	Correction from 5/9			
03276	Perry, Blair	5/14/2012	72085	.25
	Misc. project coordination.			
03276	Perry, Blair	5/15/2012	72085	.25
	Coordinate revised Change Request #1 w/JDK, City & Whisenant.			
03276	Perry, Blair	5/16/2012	72085	1.75
	Memo to Grills about results of ALDOT ADA/accessibility scoping review and work that needs to be completed. Coord. ramp details w/ALDOT. Proj Mgmt-Process CE&I Suppl. Agreement #1.			
03276	Perry, Blair	5/18/2012	72085	.25
	Talk to D. Pendley at ALDOT about Supplemental Agreements & contractor time extension request & uncl. exc. request for add'l driveways.			
03276	Perry, Blair	5/21/2012	72085	.25
	Coord. Change Request/Supplemental Agreement #1 & time extension request for add'l driveways w/D Peneley at ALDOT.			
03276	Perry, Blair	5/22/2012	72085	.75
	Review Grills letter re ramp price & time ext request for ramps. Coord. info needed for add'l driveway time ext w/Grills & ALDOT. Coord. info needed for revised driveway conc unit price w/ALDOT & Grills. Coord. Merryvale ret wall w/City. Talk to D Noone			
03276	Perry, Blair	5/23/2012	72085	1.75
	Review/print/file corr re time ext requests. Coord. ramp price & time ext requests, Change Request #1, add'l driveway uncl exc w/ALDOT & City. Review Merryvale wall dwgs w/City. Look at ramp at Merryvale & Old Mont Hwy in field w/City.			
03276	Perry, Blair	5/24/2012	72085	1.00
	Update overruns/underruns. Coord. info needed from Contractor on ramp change request w/ALDOT.			
03276	Perry, Blair	5/25/2012	72085	1.00
	Project Management-Prepare and send out amendment to BECC agreement for CE&I & materials testing			
03276	Perry, Blair	5/29/2012	72085	.75
	Revise Change Request #1, draft City concurrence letter & send to City.			
03276	Perry, Blair	6/12/2012	72085	1.50
	Merryvale Rd. sidewalk extension-review ALDOT crosswalk, ramp, sidewalk revisions, revise overruns, coord. w/field inspector. Coord. w/Grills on time extension requests, add'l work, price for ramps, uncl exc for add'l driveways; Send Grills info on uncl ex			
03276	Perry, Blair	6/13/2012	72085	.50
	Coordinate project, Merryvale retaining wall drawings w/C Brady at City. Coord. several issues/questions w/ G Brown at ALDOT.			
03276	Perry, Blair	6/18/2012	72085	1.75
	Meeting w/Contractor on site to review ramps on Merryvale, coordinate project w/Contractor.			
03276	Perry, Blair	6/19/2012	72085	.25
	Coord. misc. issues w/C. Brady & D Key.			
03276	Perry, Blair	6/21/2012	72085	1.00
	Meet w/G Brown at ALDOT to discuss several outstanding issues (dwg for HC ramps, Contractor Change Requests, labor compliance reviews, Merryvale retaining wall dwgs, Change Request #1). Meet w/C Brady at City about Change Request #1, Merryvale ret wall dw			
03276	Perry, Blair	6/25/2012	72085	.25
	Coord. Merryvale retaining wall dwgs. w/C. Brady.			
03276	Perry, Blair	6/26/2012	72084	.25
	Coordinate misc. outstanding issues (Merryvale wall drawings, Willoughby easements, Change Requests, etc.) w/City.			
03276	Perry, Blair	6/27/2012	72084	1.00
	Site visit-mark revised ramp locations on Merryvale & coordinate ramps w/Contractor. Merryvale @ US 31 sidewalk revisions-look at & measure overrun quantities. Coord. valley gutter replacements on Canyon w/City.			
03276	Perry, Blair	6/28/2012	72084	.25
	Letter to ALDOT re replacement of broken conc. gutter on Vestaview/Canyon.			
03276	Perry, Blair	6/29/2012	72084	1.00
	Vestaview/Canyon gutter replacement-coord. locations & qty's w/R Saenz, letter to ALDOT. Coord. outstanding Change Requests, time extension requests, issues w/ALDOT.			

		Date	Labor Code	Total Hours
03276	Perry, Blair	7/1/2012	72084	.25
	Correction from 6/25 - Review field books/quantities, coordinate project w/Ronnie Saenz (BECC), update overruns/underruns			
03276	Perry, Blair	7/2/2012	72084	3.00
	Merryvale retaining wall-review retaining wall plans & send comments to C Brady.			
03276	Perry, Blair	7/3/2012	72084	.25
	Coordinate misc. outstanding issues w/C Brady.			
03276	Perry, Blair	7/5/2012	72084	.50
	Handicap ramp detail-review/revise detail & send to ALDOT			
03276	Perry, Blair	7/9/2012	72084	.25
	Coord. w/Contractor on add'l information needed re time ext requests, uncl exc for driveways, HC ramp price, updated schedule of operations			
03276	Perry, Blair	7/11/2012	72084	.50
	Coordinate w/D Pendley at ALDOT on time extensions, C-20s, change requests. Review Change Request letters from City & forward to ALDOT. Coordinate ramp reconstruction w/Inspector.			
03276	Perry, Blair	7/15/2012	72084	.50
	Timesheet correction for 7/10 - Talk to C Brady at City about change requests, Merryvale retaining wall drawings, Change Requests, other issues.			
03276	Perry, Blair	7/16/2012	72084	1.00
	Merryvale retaining wall-review revised retaining wall drawings for City, send comments to C Brady.			
03276	Perry, Blair	7/19/2012	72084	1.00
	Merryvale retaining wall-letter to ALDOT transmitting retaining wall drawings, cost estimate for retaining wall			
03276	Perry, Blair	7/20/2012	72084	1.00
	Merryvale retaining wall-compile letter, drawings & cost estimate for Merryvale retaining wall and take to ALDOT, coordinate with ALDOT staff. Research clear zone for retaining wall and send information to ALDOT & City.			
03276	Perry, Blair	7/26/2012	72084	1.25
	Talk to Contractor Supt. about ramp layout on Merryvale. Talk to Contractor about information needed for Change Requests, time extension request, ramp issues, etc. Send Merryvale retaining wall drawings to Contractor.			
03276	Perry, Blair	7/30/2012	72084	.50
	Coord. Merryvale ramp at Old Montgomery Hwy w/Inspector, City & Contractor. Coord. information for Change Requests w/Contractor. Proj. Mgmt-review July labor & expense reports, complete ALDOT SACP form.			
03276	Perry, Blair	7/31/2012	72084	.25
	Coordinate project w/PIC. Review/revise handicap ramp detail & send to ALDOT. Scheduling progress meeting.			
03276	Perry, Blair	8/2/2012	72084	.25
	Review/file misc. project correspondence. Coord. contract time & liquidated damages w/D Pendley at ALDOT.			
03276	Perry, Blair	8/6/2012	72084	.25
	Talk to C. Brady about Change Requests, ramp replacement on Canyon Rd, AT&T conflict on Merryvale Rd, easements on Willoughby Rd, Merryvale retaining wall			
03276	Perry, Blair	8/7/2012	72084	1.25
	Review Project Diary and June quantities in field book. Coord. w/Inspector. Prepare agenda for Progress Mtg. Progress Mtg. w/Grills, ALDOT & City. Coord. time charges w/JDK. Site visit to look at ALDOT changes at Merryvale & US 31.			
03276	Perry, Blair	8/8/2012	72084	.50
	Coordinate time charges, time extensions, controlling item of work w/ALDOT. Coordinate bad headwalls w/ALDOT.			
03276	Perry, Blair	8/9/2012	72084	.75
	Talk to D Pendley about bad headwalls. Send drawings/information for ramp & crosswalk evisions at Merryvale & US-31 to Contractor, others.			
03276	Perry, Blair	8/12/2012	70084	.75
	Correction from 8/9 - Talk to D. Pendley at ALDOT about time charges, controlling item(s) of work, information needed for Change Requests			
03276	Perry, Blair	8/13/2012	70084	.25
	Review letter from Grills re additional time & unclassified excavation for additional driveways.			
03276	Perry, Blair	8/16/2012	70084	1.50
	Coord. outstanding items w/ALDOT. Review letter from Grills re time extension for add'l driveways. Mtg. w/Rick Swann w/Grills re time extension, time charges, add'l driveways, HC. Talk to D. Pendley at ALDOT about info needed minor str. conc., uncl. exc.			
03276	Perry, Blair	8/21/2012	70084	.75
	Talk to D Pendley & A Dunn at ALDOT about minor structure concrete cost & qty and uncl. exc. for add'l driveways. Site visit to measure steps (minor str. conc.) on Canyon Rd.			
03276	Perry, Blair	8/22/2012	70084	3.00
	Site visit-Look at ramp/sidewalk layout at Merryvale & Old Montgomery Hwy, Canyon Rd. at Beverly Hills Dr and Canyon at no-name circle w/ALDOT & City. Request suppl. drawing for Merryvale @ OMH from ALDOT. Coord. Canyon @ Beverly Hills ramp layout w/Cont			
03276	Perry, Blair	8/23/2012	70084	.75

		Date	Labor Code	Total Hours
	Diary entries for 8/21 & 8/22 (Canyon ramps, Old Montgomery Hwy ramp/SW layout). Meet w/David Nooney w/Grills to discuss contract time, Change Requests, plan issues, other issues.			
03276	Perry, Blair	8/29/2012	70084	1.25
03276	Coord. ADA Scoping review report w/A Dunn at ALDOT. Coord. sod & sidewalk issues at 1833 Merryvale w/City & PIC.			
	Perry, Blair	8/30/2012	70084	2.50
03276	Update overruns. Review/revise C-20s. Coord. w/ALDOT on time charges. Letter to Contractor re work to be completed & controlling work.			
	Perry, Blair	8/31/2012	70084	1.00
03276	Coordinate review of driveway time extension request w/Project Inspector & ALDOT. Coordinate funding, ADA issues, ramps, Merryvale retaining wall/water main potholing, other issues w/C Brady at City.			
	Perry, Blair	9/10/2012	70084	.50
03276	Review/file misc. project correspondence. Review driveway time extension information w/JDK.			
	Perry, Blair	9/11/2012	70084	.75
03276	Driveway time extension request analysis. Coordinate project w/City (Merryvale Rd retaining wall, work at US 31, corrective sod work at 1833 Merryvale Rd.). Talk to R. Swann at Grills re work at US 31, driveway time ext. request, drawings needed. Request			
	Perry, Blair	9/12/2012	70084	2.00
03276	Review/compile information re additional driveway time extension request.			
	Perry, Blair	9/13/2012	70084	2.00
03276	Compile information re addl driveway time extension, letter to ALDOT. Review draft ADA Scoping review reports, send C Brady comments, coord. w/C Brady. Review Grills letter re Merryvale sidewalk time ext request.			
	Perry, Blair	9/14/2012	70084	1.50
03276	Review supplemental drawing for Merryvale/Old Montgomery Hwy intersection from ALDOT, coord. add'l info needed w/ALDOT. Mtg. w/City & Contractor to discuss ADA issues, time extension request, Supplemental Agreements, Merryvale retaining wall, sidewalk cro			
	Perry, Blair	9/17/2012	70084	.75
03276	Coord. R. E. Grills time extension request, time charges, ADA issues w/D Pendley at ALDOT.			
	Perry, Blair	9/18/2012	70084	.75
03276	Coord. time extensions for addl driveways w/D Pendley at ALDOT. Revise driveway time extension information.			
	Perry, Blair	9/19/2012	70084	.50
03276	Additional driveway time extension - Coord. w/D Pendley at ALDOT & City, make revisions & re-send to City. Qtys. for Minor Structure Concrete.			
	Perry, Blair	9/20/2012	70084	1.25
03276	Calculate minor structure conc. qty needed for steps on Canyon Rd. Review qtys. for additional driveways; costs for additional driveways. Update overruns.			
	Perry, Blair	9/21/2012	70084	1.25
03276	Coordinate time extension calculation, C-20s, driveway time extension, liquidated damages w/D Pendley at ALDOT. Compile Uncl Exc. qtys for add'l driveways.			
	Perry, Blair	9/24/2012	70084	.25
03276	Coordinate revisions to C-20s, time extensions w/JDK & ALDOT.			
	Perry, Blair	9/25/2012	70084	.50
03315	Unclassified excavation qtys for add'l driveways, minor structure concrete quantities to for ALDOT (Change Request #2). Coord. revisions to C-20s w/JDK.			
	Ashley, Theresa	9/13/2012	67080	.75
04059	Daily Log Prep- copying			
	Humphrey, Joseph	9/19/2012	97084	.25
04265	Coordinating with BWWB to get water main located for Merryvale retaining wall			
	Key, John	1/9/2012	97088	1.00
04265	Evaluate change order justification			
	Key, John	2/1/2012	97088	2.50
04265	GPS on Merryvale			
	Key, John	3/9/2012	97088	2.25
04265	Take level shots for additional driveways			
	Key, John	3/11/2012	97088	-2.25
04265	Reallocated per Blair Perry			
	Key, John	4/24/2012	97088	.50
04265	Revisions to change request and summary sheet.			
	Key, John	4/25/2012	97088	2.00
04265				
	Key, John	8/30/2012	97088	2.00
04265	Review and revise C-20 concerning vestavia ramps			
	Key, John	9/7/2012	97088	1.00



		<b>Date</b>	<b>Labor Code</b>	<b>Total Hours</b>
	Review data submitted by Grills for the additional time requested due to the added driveways.			
04265	Key, John	9/11/2012	97088	2.00
	Driveway Review for requested time			
04265	Key, John	9/12/2012	97088	2.00
	Grills Driveway Review with Blair			
04265	Key, John	9/13/2012	97088	1.50
	Driveway Review for requested time and deliver documents to ALDOT			
04265	Key, John	9/24/2012	97088	4.00
	Back check Daily with C-20 form day 1			
04265	Key, John	9/25/2012	97088	2.00
	Meeting with ALDOT			
<b>Total for 08</b>				<b>187.50</b>

**ORDINANCE NUMBER 2315-A**

**AN ORDINANCE AMENDING SECTION 3(c) OF ORDINANCE  
NUMBER 2315 REGARDING ISSUE FEES**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF  
VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. Section 3(c) of Ordinance Number 2315, adopted and approved on November 23, 2009, is hereby amended in its entirety as follows:

**“SECTION 3. License term.**

The license term and the minimum amount for a business license are, as follows:

- (a) **Issue Fee.** For each license issued there shall be an issue fee of twelve dollars (\$12.00) collected and it shall be collected in the same manner as the license tax.”

**SECTION 25. Effective date.**

This Ordinance shall become effective immediately upon adoption and following publication and/or posting thereof as required by Alabama law.

**SECTION 26. Severability.**

The sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by a court of competent jurisdiction, then such ruling shall not affect any other paragraphs and sections, since the same would have been enacted by the municipality council without the incorporation of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 27. Repealer.**

All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

**DONE, ORDERED, ADOPTED AND APPROVED**, this the 5<sup>th</sup> day of November, 2012.

Steve Ammons  
Council President

ATTESTED BY:

Rebecca Leavings  
City Clerk

APPOINTED BY:

Alberto C. Zaragoza, Jr.  
Mayor

**CERTIFICATION:**

I, Rebecca H. Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2315 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 5<sup>th</sup> day of November, 2012, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

Rebecca Leavings  
City Clerk