

ORDINANCE NUMBER 3185**AN ORDINANCE AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE AND DELIVER AN ENGINEERING AGREEMENT WITH ENGINEERING DESIGN STUDIO FOR LANDSCAPE IMPROVEMENTS OF HIGHWAY 31 TO INCLUDE PEDESTRIAN PLAZA AREAS, MEDIANS, ENTRY GATEWAY IMPROVEMENTS, ASSISTANCE/COORDINATION AND ENGINEERING SUPPORT SERVICES**

WHEREAS, the effort of improved landscaping along Highway 31 (Montgomery Highway) was deemed a high priority focus area in the City's 2023 Strategic Plan; and

WHEREAS, the City's Public Works Director, in a memorandum dated July 17, 2023 indicates that a proposal from Engineering Design Studio ("EDS") has proposed to develop plans for design of pedestrian plaza areas, highway medians, entry gateway improvements, permitting assistance/coordination and civil engineering support services at a cost of \$118,600; and

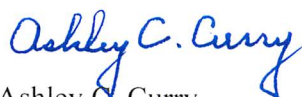
WHEREAS, a copy of said memo and proposal is marked as Exhibit A, attached to and incorporated into this Ordinance Number 3185 as if written fully therein; and

WHEREAS, the Mayor and City Council feel it is in the best public interest to accept said proposal and authorize the Mayor and City Manager to execute and deliver the City's standard Agreement for Professional Services ("the Agreement"), a copy of which is marked as Exhibit B, attached to and incorporated into this Ordinance Number 3185 as if written fully therein.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:

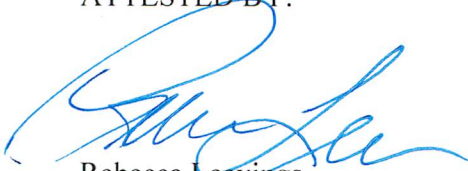
1. The Mayor and City Manager are hereby authorized to execute and deliver the Agreement and accept the proposal from EDS as set forth in Exhibits A & B, attached; and
2. Said funding shall be expensed to the City's Capital Projects Fund; and
3. This Ordinance Number 3185 shall be effective immediately upon approval and publishing/posting as required by Alabama Law.

DONE, ORDERED, ADOPTED and APPROVED this the 14th day of August, 2023.



Ashley C. Curry
Mayor

ATTESTED BY:

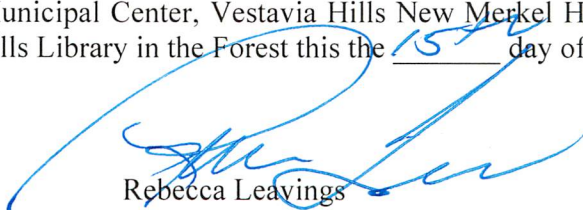


Rebecca Leavings
City Clerk

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 Number 3185 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 14th day of August, 2023 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills New Merkel House, Vestavia Hills Civic Center and Vestavia Hills Library in the Forest this the 15th day of August, 2023.



Rebecca Leavings
City Clerk



Environmental Design Studio

Site Planning
Garden Design
Signage & Wayfinding
Landscape Architecture

Friday, June 23, 2023

Lori Beth Kearley, P.E.
Department of Public Services
1032 Montgomery Highway
Vestavia Hills, AL 35216
P 205 978 0236

Re: Vestavia Hills- Highway 31 Landscape Improvements

Lori Beth:

Thank you for the opportunity to respond to your request for landscape architecture services. We look forward to working with you on this project.

Please accept this as our proposal for Landscape Architectural Services for the proposed Landscape Improvements for U.S. Highway 31 in Vestavia Hills.

We propose our scope of service to be as follows:

I. **Pedestrian Plazas:**

1. **Pre-Design:**

- A. Review of ordinances and DOT policies relative to our scope of work.
- B. Develop base maps utilizing existing surveys and site plans as supplied by the client.
- C. Site visit to determine opportunities and constraints.

2. **Schematic Design**

- A. Preparation of a Schematic Plan to demonstrate the possible options and opportunities.
- B. Meeting with the city staff for review.

3. **Design Development:**

- A. Preparation of 75% documents for coordination and review.
- B. Meeting with the city staff for review.

4. **Construction Documents:**
 - A. Preparation of 100% Construction Documents based on review and comment.
 - B. Drawings can be used for bidding and construction.
 - C. Drawings will include planting plan with related specification sections.
5. **Construction Observation:**
 1. Site visit: Two site visits for construction observation.
 2. Preparation of punch-list.
 3. Review of submittals related to scope of work.

II. Highway Medians:

1. **Pre-Design:**
 - A. Review of ordinances and DOT policies relative to our scope of work.
 - B. Develop base maps utilizing existing surveys and site plans as supplied by the client.
 - C. Site visit to determine opportunities and constraints.
 - D. Distillation and classification of median types.
2. **Schematic Design**
 - A. Preparation of a Schematic Plans for each general class or type of median.
 - B. Meeting with the city staff for review.
3. **Design Development:**
 - A. Preparation of plans and sections for use in future improvements.
 - B. Meeting with the city staff for review.
4. **Construction Documents:**
 1. Not a part of this scope.
5. **Construction Observation:**
 1. Not a part of this scope.

III. Entry Gateway Improvements:

1. **Pre-Design:**
 - A. Review of ordinances and DOT policies relative to our scope of work.
 - B. Develop base maps utilizing existing surveys and site plans as supplied by the client.
 - C. Site visit to determine opportunities and constraints.
2. **Schematic Design**
 - A. Preparation of a Schematic Plans to demonstrate the possible options and opportunities for one large sign and one small sign with adjacent plantings at the intersection.
 - B. Preparation of a conceptual site/grading plan for adjacent property so as to determine impact of grading, retaining walls, etc.
 - C. Preparation of schematic design for the smaller entry monument sign

adjacent to Chevron and for the larger entry monument sign adjacent to Issis and Sons.

- D. Preparation of schematic designs to describe and convey proposed upgrades to the Temple Replica. These improvements would include elements such as color, letters, lighting and planting.
- E. Meeting with the city staff for review.
- F. Submittal (1) to ALDOT for review.

3. **Design Development:**

- A. Design efforts to implement and incorporate input from the City.
- B. Preparation of 75% documents for coordination and review.
- C. Meeting with the city staff for review.
- D. Submittal (1) to ALDOT for review.

4. **Construction Documents:**

- A. Preparation of 100% Construction Documents based on review and comment.
- B. Drawings can be used for bidding by the City and construction.
- C. Drawings will include planting plan with related specification sections.
- D. Submittal (1) to ALDOT for approval.

5. **Construction Observation:**

- 1. Site visit: Four site visits for construction observation.
- 2. Preparation of punch-list.
- 3. Review of submittals related to scope of work.

IV. **Civil Engineering Services:**

- 1. Coordinate as required with the Architect and Owner Coordinate with Vestavia Hills and ALDOT as required
- 2. Preparation of topographic survey (LBVD, Inc. to associate with a registered land surveyor)
- 3. Preparation of the design plans
 - A. Conceptual layout plan
 - B. Conceptual grading plan for Issis & Sons property
 - C. Storm drainage profiles and calculations as required
 - D. Erosion control and sedimentation plan
 - E. Traffic control plan
 - F. Cast-in-place retaining wall design for signage
 - G. Civil details
- 4. Preparation of Alabama Dept. of Transportation permit application
- 5. Site work specifications & front-end document preparation assistance
- 6. Project meetings (up to 3 included)
- 7. Submittals for approval
- 8. Construction administration

- A. Bidding and negotiating (attend one pre-bid and one pre-construction conference)
 - B. Review of shop drawings and submittals
 - C. Site visits (up to 4 included)
 - D. Miscellaneous administration
 - E. Minor revisions to plans due to field conditions
9. Preparation of Alabama Dept. of Environmental Management (ADEM) Notice of Intent (NOI) permit application. It is our understanding that the site is classified by ADEM as a priority construction site and therefore a full Construction Best Management Practices Plan (CBMPP) is required. Our scope of services includes preparation of the permit application, preparation of the CBMPP and submittal of the package to ADEM. The owner should be aware that receiving this permit can be a long lead time item from date of submission and the project schedule should be established with this fact in mind. Note that any permit renewals, termination, and responses to any violation letters will be billed as an additional service upon preparation of the documents.

Exclusions and Clarifications

Services do not include surveying; geotechnical, civil, structural, or electrical engineering; and/or architecture. Specifically excluded is public hearings or presentations. Irrigation design is excluded. This proposal assumes that the plans are for general maintenance of planting and improvements in the US Highway 31 right-of-way and are not subject to extensive review and complicated redesign of existing elements.

Additional Services:

Additional Services consist of any professional services provided which are not specifically described above and as mutually agreed upon between the Client and the Landscape Architect. Additional Services will be billed on an hourly basis per our Schedule of Hourly Rates.

Schedule of Hourly Rates:

Principal:	\$190.00/hr.
Designer II:	\$150.00/hr.
Designer I:	\$135.00/hr.
Draftsman/Intern:	\$95.00/hr.
Administrative/Clerical:	\$75.00/hr.

Client Responsibilities

The Client will provide full information and program regarding requirements for the project. The Client will furnish computer base documents for the Landscape Architect's use.

Reimbursable expenses such as printing, copies and mileage will be billed at our cost plus a 10% administrative fee. We will invoice for services on a percent complete basis through the completion of the project.

Environmental Design Studio, Inc. proposes to provide services as follows:

Pedestrian Plazas	\$16,600.
Highway Medians	\$7,200.
Entry Gateway Improvements	\$28,000.
ALDOT Permit Applications (Estimated Hourly)	\$1,800
Construction Administration (Estimated Hourly)	\$2,600

Civil Engineering Services:

Partial topographic survey	\$14,400
Construction documents	\$30,720
Dept. of Transportation permit application (Estimated Hourly)	\$4,560
Best Management Practices	\$5,760
Permit application (CBMPP) & NOI BMP Permit terminations (NOT)	\$1,440
Construction administration (Estimated Hourly)	\$5,520

Payment for services is due within 21 days of date of invoice. In the event a payment is more than 15 days late, the client agrees to pay a late fee equivalent to five percent (5%) of the outstanding balance. If payment is more than 30 days past due then the purchaser will be in default of said contract. In the event of default the purchaser agrees to pay all costs of collecting the amount owed to Environmental Design Studio, Inc. under this agreement, including court costs, filing fees, and reasonable attorney fees if the outstanding balance owed exceeds \$500.00 and the debt is referred to collection.

The client agrees that, in no event will Environmental Design Studio, Inc. or any of its officers be liable for any work performed on the project in excess of the proposal amount.

Thank you for the opportunity to provide this proposal. We know that we can be of great service to the project.

Regards,

Environmental Design Studio, Inc.



Duane R. Pritchett, RLA
President, Environmental Design Studio, Inc.

Your signature will authorize us to proceed.

Name:

Title:

Date: