

**PRE-MEETING AGENDA  
MOUNTAIN BROOK CITY COUNCIL**

**CITY HALL COUNCIL CHAMBER (A108)  
56 CHURCH STREET  
MOUNTAIN BROOK, AL 35213**

**MAY 8, 2023, 6:00 P.M.**

**As a matter of convenience, members of the public are invited to listen, observe and participate in public meetings by Internet video conference. Presenters and others interested in a particular matter for discussion are encouraged to attend the meeting in-person. The City is not responsible for technical issues that may occur that interfere with the virtual meeting. The City Council, at its sole discretion, may proceed with its in-person business meeting regardless of whether virtual attendees can hear and/or observe the proceedings. The City intends to make the meeting available by way of the Zoom app (re: Meeting ID 801-559-1126, password 05082023)**

1. Jemison Park bids-Joel Eliason of Nimrod Long & Associates (See attached information. This item may be added to the formal agenda.)
2. Property swap with the Board of Education: Tot Lot and Crestline Field-Billy Pritchard
3. Teresa Callahan to address the City Council regarding the ban on dogs on public playing fields (See attached information.)
4. Executive Session

**THE CITY OF MOUNTAIN BROOK, ALABAMA**

PROJECT: Jerrison Trail, Bid No. B-20230311-857

**CERTIFIED TABULATION OF BIDS**  
AS TABULATED BELOW, BIDS WERE RECEIVED:

DATE: 25-Apr-23      TIME: 2:00 PM

CONTRACTOR	GEN. CONTR. LICENSE NO.	SURETY	BASE BID	BID ALT #1	BID ALT #2	BID ALT #3	BID ALT #4	BID ALT #5	NOTATIONS
Landscape Services Inc.	8601	Bid Bond	\$3,989,923.22	\$84,419.35	\$73,375.00	\$16,744.00	\$199,088.45	\$23,250.00	Addenda 1 and 2 acknowledged
CS Beatty Construction, Inc.	24758	Bid Bond	\$3,697,203.00	\$84,419.00	\$56,600.00	\$45,209.00	\$180,240.00	\$54,836.00	Addend 1 and 2 acknowledged
*No Bid Submitted									

I CERTIFY THAT THE ABOVE BIDS WERE RECEIVED SEALED AND WERE PUBLICLY OPENED AND READ ALOUD AT THE TIME AND PLACE INDICATED AND THAT THIS IS A TRUE AND CORRECT TABULATION OF ALL BIDS RECEIVED FOR THIS PROJECT.

SWORN AND SUBSCRIBED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_

BY: \_\_\_\_\_  
TYPED OR PRINTED NAME OF PROJECT MANAGER

L.S.

**Todd Ketner**

---

**From:** Todd Ketner  
**Sent:** Tuesday, May 2, 2023 1:08 PM  
**To:** Joel Eliason (JEliason@nimrodlong.com)  
**Cc:** Craig Beatty  
**Subject:** Jemison Trail VE  
**Attachments:** 042723 Proposed VE Items.pdf

<b>Tracking:</b>	<b>Recipient</b>	<b>Delivery</b>
	Joel Eliason (JEliason@nimrodlong.com)	
	Craig Beatty	Delivered: 5/2/2023 1:08 PM

Joel,

We are pleased to present the value engineering (VE) for the Jemison Trail project. As discussed, we have evaluated the proposed VE options and have achieved \$300,000 in savings. We have referenced the attached sketch provided by Nimrod Long & Associates showing the areas to be deleted. Please see the itemized listing below:

1. Delete one picnic terrace and associated asphalt trail per attached plan mark-up: <\$27,678.00>
2. Delete stone border in picnic area per attached plan mark-up: <\$31,120.00>
3. Delete two stone end piers at picnic area and parking per attached plan mark-up: <\$4,285.00>
4. Delete new parking area and area and associated asphalt path west of picnic area per attached plan mark-up: <\$22,005.00>
5. Use precast concrete headwalls (see attached sketch from Alcrete for proposed headwall) with stone veneer and cap instead of stone headwall design shown in Detail 9/HD-2: <\$41,145.00>
  - a. Please note that the stone veneer will be installed on the front, sides and exposed apron of the headwall.
6. Revise stone end treatment to No 34 moss rock stone and based on the dimension below: <\$56,767.00>
  - a. 15" diameter pipe – 6' x 6'
  - b. 18" & 24" diameter pipe – 8' x 8'
  - c. 30" & 36" diameter pipe – 12' x 10'
7. Delete penalty/bonus clause: <\$50,000.00>
8. Allow contractor access to entire project site to compress overall schedule: <\$67,000.00>

The total savings if all VE options are accepted is a reduction in project cost of \$300,000.00.

Please let me know if you have any questions. I hope this will help make the project move forward.

Thank you,

**Todd Ketner**  
Chief Estimator

tketner@csbeatty.com  
Office: 205 879 5788  
Direct: 205 795 0505  
Mobile: 205 600 3709

C.S. Beatty Construction, Inc.  
1 Civitan Place  
Birmingham, AL 35213  
csbeatty.com

5/3/23

What, the low bid was \$3,697,203.<sup>00</sup>

The city will accept deducts 1 thru 4 of \$84,419.<sup>00</sup>, \$56,600.<sup>00</sup>, \$45,209.<sup>00</sup> and \$180,240.<sup>00</sup> for a total deduct of \$366,468.<sup>00</sup>. The city will sign a contract for \$3,330,735.<sup>00</sup> with CS Beatty.

The city will then waive the requirement for a bond, saving \$37,500.

Once the contract has been signed, CS Beatty has agreed to further cost savings of \$300,000.<sup>00</sup>.

Joel Ericson (NLR) will initiate the change order requests for the list of savings listed in CS Beatty's Todd Ketwer's email dated 5/2/23 which I will forward to everyone.

Contract amount	\$3,330,735. <sup>00</sup>
- BOND	37,500. <sup>00</sup>
- Change Orders	300,000. <sup>00</sup>
Revised Amount	2,993,235. <sup>00</sup>
- City pay \$	1,610,000. <sup>00</sup>
- Friends pay \$	1,383,235. <sup>00</sup>
- Balance	0

## Sam Gaston

---

**From:** Nimrod Long <nimrod@nimrodlong.com> on behalf of Nimrod Long  
**Sent:** Wednesday, May 03, 2023 2:55 PM  
**To:** Whit Colvin  
**Cc:** Billy Pritchard; Virginia C Smith; Sam Gaston; Joel Eliason; Nimrod Long; Sally Worthen; Jenny McCain -; Graham Smith; Craig Beatty  
**Subject:** Jemison Park  
**Attachments:** Todd Ketner.pdf

Whit:

The two attached scans review a way to get the Park construction contract signed on Monday.

It shows the city paying \$1,610,000 and Friends paying \$1,383,235. Of the total reduced contract amount after deducts, bond waiver and change order of \$2,993,235.

Please remember the Friends have already spent \$350,000 for the design, engineering, survey and Woodland Trail, so our grand total will be \$1,733,235.

I've copied Joel Eliason and Craig Beatty so they can check my math and correct if needed. One question I have is should we deduct the bond before or after the contract is signed.

Whit was going to review the plan and write the limited number of appropriate documents, so the contract can be signed on Monday and CSBEATTY can start construction.

We need to do the change orders after the contracts are signed because the paperwork required is significant it seems logical to me you need to sign the contract before you can process a change order.

Thanks for everyone's assistance in getting this done for contract signature on Monday by the city.

Nim

Nimrod W.E. Long

**Date:** April 6, 2023

**To:** Council Members

**From:** Shanda Williams, Parks and Recreation

**Subject:** Feedback on Dog Ban

It has been about 6-7 months since dogs have been banned from the parks and sports fields. I asked representatives from each sports group and the principals from each school about their experience since then.

I have not heard from everyone, but the feedback has been mixed.

MBA hasn't been through a whole season yet, but they have not had any negative issues with dogs like they have had in the past. I believe they are still supportive of the ban.

The Jr High field has been under construction for most of the time so they do not have any feedback.

Soccer and the MBHS principal have a neutral stance on the subject.

MBE would like to keep the ban in place, but have better enforcement. They are still seeing dogs during school hours and evidence of dogs being on the field.

I still need to hear back from Crestline Elementary and may have more information to offer by Monday. With the construction going on there, they may not have much feedback to give.

As far as our department's experiences go, things have been better. Our fields and parks are looking better with no yellow spots or holes. We don't get as much dog waste in the tires of the mowers and tracked elsewhere as much. We still see evidence that a few people are bringing dogs to the Athletic Complex and other fields and letting them defecate on the concrete and fields (including the turf fields) and leaving it.

Overall, I think we need more time to evaluate the effects of not having dogs in the parks and fields. Sports haven't had a full season and PE/recess will be more active as the weather warms up. We may be able to re-visit this before summer and get more feedback from everyone.