

RESOLUTION NO. 2021-02-08A

A RESOLUTION AMENDING THE CITY OF ARGO'S TRANSPORTATION PLAN AND TO REALLOCATE THE ACCOUNTS FROM WHICH THE FUNDS FOR THE PAVING OF CERTAIN CITY MAINTAINED ROADWAYS WITHIN ITS CORPORATE LIMITS ARE TO BE PAID FROM.

WHEREAS, the City of Argo, Alabama, ("City") receives certain funds allocated from gasoline and diesel excise tax pursuant to Act 2019-2 which is commonly referred to as the "Rebuild Alabama Act" ("RAA;") and

WHEREAS, the RAA requires the City to annually discuss and publish its transportation plan on or before August 31 of each year; and

WHEREAS, as part of the City's transportation plan for 2020-2021, the City Council previously approved the holding of these funds for future use in the event of emergencies that necessitated road repairs; and

WHEREAS, on August 31, 2020, the City Council approved expenditure of funds for the purpose of resurfacing certain municipally maintained roadways within its corporate limits in the amount of \$236,088.72 and

WHEREAS, those City funds were to be expended as follows: \$118,044.36 allocated from the City's "road accounts" and \$118,044.36 allocated from the "610" account; and

WHEREAS, the City Council, having further reviewed the paving contract and allocation of funds finds it prudent and in the best interest of the City, to reallocate the amounts from which the contract for paving will be paid; and

WHEREAS, in compliance with Act 2019-2 ("RAA") the City is amending its RAA transportation plan to allow for the expenditure of the RAA funds to be used for the purposes of resurfacing Free Mountain Road, Masters Road, Cedar Creek Road, Rocky Ridge Road, and In Tha Woods Road; and

WHEREAS, the City Council reaffirms the resurfacing contract for those roadways and passes this resolution as it is in the best interest of the health, safety, and welfare of its citizens.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Argo, Alabama, the paving contract previously entered into between the City and McCartney Construction for the resurfacing of Free Mountain Drive, Master Road, Cedar Creek Road, Rocky Ridge Road, and In Tha Woods Road, all roads that lie within the corporate limits of the City and are public roads maintained by the City, dated September 18, 2020, be and is hereby reaffirmed (a copy of which is attached hereto as Exhibit "A".)

BE IT FURTHER RESOLVED that the City's Transportation Plan be and is hereby amended to state that the RAA funds shall be used for the resurfacing of Free Mountain Road, Masters Road, Cedar Creek Road, Rocky Ridge Road, and In Tha Woods Road, all roads that lie within the

corporate limits of and maintained by the City, and the expenditure of these funds complies with the requirements of the RAA.

BE IT FURTHER RESOLVED the amount the City shall pay to McCartney Construction, Inc. in consideration for performing the resurfacing under the terms of the attached agreement an amount of \$231,772.62 that is to be paid from the following accounts:


- (a) from the "10 cent"/RAA account: \$40,000.00;
- (b) from the "7 cent" account: \$37,943.16;
- (c) from the "4 cent" account: \$37,943.15; and
- (d) from the "610" account: \$115,886.31.

For a total of \$231,772.62.

BE IT FURTHER RESOLVED the Mayor is hereby authorized to take any necessary and reasonable action to implement this resolution and effectuate the terms of the attached Agreement, and the City Clerk is hereby authorized and directed to remit payments as stated pursuant to the terms of the attached Agreement.

ADOPTED and **APPROVED** this the 8th day of February, 2021.

APPROVED:


BETTY BRADLEY
MAYOR

ATTEST:


TIFFANY WESTBROOK
CITY CLERK