

RESOLUTION 2009-10

**Authorizing the Mayor to enter into an agreement with Baldwin County  
For Street and Road Resurfacing and Drainage Upgrades**

**WHEREAS,** the Town of Magnolia Springs has completed a Master Drainage Plan and a Survey of all streets and roads within the town limits; and

**WHEREAS,** the Town of Magnolia Springs wishes to repave the surfaces of several paved roads and rights of way and upgrade several drainage pipes within the Town; and

**WHEREAS,** the Office of the Attorney General of the State of Alabama has consistently stated that contracts between public entities are not required to be competitively bid; and

**WHEREAS,** the Baldwin County Highway Department estimates that the cost to complete said work and improvements is \$58,000.00; and

**WHEREAS,** the Town is due \$30,000.00 from the Baldwin County Commission as consideration for taking over the roads and rights of way within the Town of Magnolia Springs, and such amount shall be credited in favor of the Town against said estimated costs; and

**WHEREAS,** the Town agrees to remit to Baldwin county the amount due over and above said \$30,000.00 credit, estimated to be \$28,000.00; and

**WHEREAS,** the Town council finds that it is in the best interest of the Town of Magnolia Springs to contract with the Baldwin County Commission to perform said work and improvements.

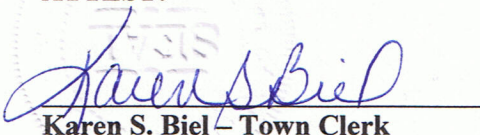
**NOW THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Magnolia Springs, Alabama, that the Mayor is hereby authorized to execute on behalf of the Town of Magnolia Springs a contract with the Baldwin County Commission to repave the surfaces of several paved roads and rights of way and remove and upgrade several drainage pipes within the Town of Magnolia Springs. Payment for said work and improvements as provided above shall not exceed \$28,000.00.

Adopted this the 15<sup>th</sup> day of December, 2009



Charles S. Houser – Mayor

ATTEST:

  
Karen S. Biel – Town Clerk