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Safe Step. North America's #1 Walk-In Tub. Comprehensive lifetime warranty. Top-of-the-line installation and service. Now featuring our FREE shower package and \$1600 Off for a limited time! Call today! Financing available. Call Safe Step 1-844-871-6175

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## COMPLETION OF WORK

### NOTICE OF COMPLETION

McCord Construction, Inc. hereby gives Legal Notice of Completion of Contract with City of Huntsville, Project Name: Wade Road Sewer Service, located in the City of Huntsville, Alabama. All Claims should be filed at City of Huntsville, Public Service Building, 320 Fountain Cir, Huntsville, Alabama during this period of advertisement, March 13th, March 20th, March 27th, and April 3rd.

### NOTICE OF COMPLETION

McCord Construction, Inc. hereby gives Legal Notice of Completion of the Contract with the City of Huntsville, Project Name: Taylor Road Sewer Main Extension, located in the City of Huntsville, Alabama. All Claims should be filed at the City of Huntsville, Public Service Building, 320 Fountain Cir, Huntsville, Alabama, during this advertisement period: March 20, March 27, April 3, and April 10.

### NOTICE OF COMPLETION

McCord Construction, Inc. hereby gives Legal Notice of Completion of the Contract with the City of Huntsville, Project Name: Meridian Street Sewer Main, located in the City of Huntsville, Alabama. All Claims should be filed at the City of Huntsville, Public Service Building, 320 Fountain Cir, Huntsville, during this period of advertisement, April 3, April 10, April 17, and April 24.

### FORM OF

### ADVERTISEMENT OF COMPLETION

### LEGAL NOTICE

In accordance with Section 16, Title 50 Code of Alabama, 1940 notice is hereby given that \_\_\_\_\_

Porter Roofing Contractors Inc.

Contractor(s) have completed the Contract for (Construction, Reconstruction, Alteration, Equipment, or Improvement) of \_\_\_\_\_

New Roof and Repairs to the Public Works South Maintenance and Sanitation Buildings

Huntsville, Alabama

(Insert location data in County or City)

For the State of Alabama and the County-City of Owner(s), and have made request for final settlement of said Contract.

Porter Roofing Contractors Inc

Contractor(s)

9057 Manchester Hwy  
Morrisson, TN 37357

Business Address

### NOTICE OF COMPLETION

In accordance with Chapter 1, Title 39, Code of Alabama 1975, notice is hereby given that Bestway Construction Group, LLC, Contractor, has completed the contract for 5016 Powell Drive NW, Huntsville, AL 35810 for the State of Alabama, County of Madison and the City of Huntsville for Family Services Center, Owner(s), and has made request for final settlement of said contract. All persons having any claim for labor, materials or otherwise in connection with this project should immediately notify Bestway Construction Group, LLC 262 Golden Harvest, New Market, AL 35761.

### NOTICE OF COMPLETION

In accordance with Chapter 1, Title 39, Code of Alabama 1975, notice is hereby given that Bestway Construction Group, LLC, Contractor, has completed the contract for 2803 Chrenshaw Drive NW, Huntsville, AL 35810 for the State of Alabama, County of Madison and the City of Huntsville for Family Services Center, Owner(s), and has made request for final settlement of said contract. All persons having any claim for labor, materials or otherwise in connection with this project should immediately notify Bestway Construction Group, LLC 262 Golden Harvest, New Market, AL 35761.

### NOTICE OF COMPLETION

J. C. Cheek Contractors, Inc. hereby gives notice of completion of Purchase Order 71-18-SP24 with the City of Huntsville for South Shawnee Road Purchase Order Number 20243830 and has made request for final settlement of said Purchase Order. This notice shall run for four (4) consecutive weeks beginning March 27, 2024 and ending April 20, 2024. All claims should be filed at 320 Fountain Circle, Huntsville, AL 35801 during this time.

## PUBLIC NOTICES

### NOTICE TO THE PUBLIC

Public notice is hereby given that the regular meeting of the Huntsville Historic Preservation Commission will be held on Monday, April 8, 2024, at 4:30 p.m. in the City Council Chambers on the 1<sup>st</sup> floor of the Municipal Building, 308 Fountain Circle, Huntsville, Alabama. The Commission will take action on the following items:

508 Randolph Avenue - Wes Clayton, applicant.  
Modify previously approved front porch with playroom addition.

109 Calhoun Street - Rob Owens for Amy and Steven Cornelius, applicants.  
Replace front porch flooring with synthetic flooring.

206 Coleman Street - Matthew Stewart, applicant.  
Install shutters on front elevation.

811 Ward Avenue - Jennifer and David Dalton, applicants.  
Construct rear addition, change paint colors, replace roof and windows, and construct detached garage.

1320 Pratt Avenue - Josh Smith for Carolyn Lankford, applicant.  
Construct porch addition with patio, sidewalk, parking and fencing.

209 Lincoln Street - Marc Matheny for Kelly and Randy Schrimsher, applicants.  
Renovate from multi-family to single-family residence, replace roof, repair stucco, replace rotten wood railing, balusters and roof brackets, replace all windows, adjust location of select windows, construct projecting roof canopy on front elevation and construct single-car garage addition.

411 Echols Avenue - Ned Jones for Maxine and Jeff Sikes, applicants.  
Construct rear stairwell and replace part of the rear deck with a den and laundry addition, install new windows in kitchen and breakfast area and replace select basement windows.

412 Randolph Avenue - Mark Brubaker for Kate and Mark Purvis, applicants.  
Enclose second floor porch with glass and relocate one window on right elevation.

### PREQUALIFICATION AND ADVERTISEMENT FOR BIDS

Sealed Bid Proposals will be received by The University of Alabama at Birmingham Facilities Planning Design and Construction at the Facilities Administration Building Conference Center, 801 6<sup>th</sup> Avenue South, Birmingham, Alabama 35294, Thursday, May 2, 2024, until 2:00 pm CST for UAB Project No. 230393: Lyons-Harrison Faculty Office Tower 11<sup>th</sup> Floor Renovation at which time they will be opened and read.

Prime Contractors that are properly licensed for this type of work are required to prequalify in order to bid. For more information about the project and how to prequalify, please go to the UAB Facilities Bid Calendar at [www.uab.edu/facilities/pdc/bids](http://www.uab.edu/facilities/pdc/bids), refer to the bid date above, and click on the specific project number. Prequalification submissions must be received prior to the Prebid Conference.

A Prebid Conference for all Prequalified Prime Contractors will be held at the Facilities Administration Building Conference Center at the above address at **10:00 AM CST** on Wednesday, April 17, 2024.

Bid Documents will be available from the UAB Facilities Bid Calendar prior to the Prebid Conference.

## HUNTSVILLE HOUSING AUTHORITY INVITATION FOR BIDS (IFB) NO. 2024-04 REROOFING FOR NORTHWOODS

Huntsville Housing Authority (HHA) is requesting bids from qualified, licensed, and insured contractors to bid on HHA Lead Abatement.

A pre-submission meeting is scheduled for **April 9, 2024 at 2:00 P.M. CST** at Huntsville Housing Authority Central Office located at 200 Washington Street, Huntsville, AL 35801.

Separate, sealed bids to provide this service will be received by Huntsville Housing Authority at 200 Washington Street, Huntsville, Alabama 35801, no later than **2:00 P.M. local time, April 25, 2024**. Electronic bid documents are available through Housing Agency Market Place E-Procurement, by accessing the following website: [https://ha.economicengine.com/requests.html?company\\_id=978](https://ha.economicengine.com/requests.html?company_id=978), or on our website at [www.hsvha.org](http://www.hsvha.org).

HHA reserves the right to reject any/or all bids, make the determination as to what is equal to the specifications and/or scope of work, or to waive any informality in the bids received, and to accept any bid, which, in its opinion, may be in the best interest of HHA.

HUNTSVILLE HOUSING AUTHORITY  
ANTONIO MCGINNIS, SR., EXECUTIVE DIRECTOR

## NOTICE TO CONTRACTORS

Family Services Center, Inc (FSC) announces an invitation for bids of, up to six (6), single-family new homes with funding provided by the HOME program of the US Department of Housing and Urban Development, administered by the City of Huntsville Department of Community Development. There will be a mandatory pre-bid conference for all prospective bidders at 1:00 pm CST on Wednesday, April 10, 2024 at FSC-520 Madison St SE, Suite B in Huntsville, AL 35801. Bid packets will be distributed at the conference and sealed bids will be due at the same location by 1:00 pm CST on Wednesday, April 24, 2024 with bid opening at 2:00 pm the same day. FSC welcomes, encourages and supports the response and active participation of Section 3 qualified businesses owned by minorities and/or women. Compliance with Section 3 of the Housing and Urban Development Act of 1968 will be required of the bid awardee. Please email questions to [dgeiger@fsc-hsv.org](mailto:dgeiger@fsc-hsv.org).

### NOTICE OF SECURED CREDITOR'S SALE

Sale Date: April 3, 2024 at 11:30 a.m. (Central Standard Time)

Location: Front or main door of the Madison County Courthouse, 100 North Side Square, Huntsville, Alabama 35801.

Debtor: Sava Wind, Inc. f/k/a American Wind, Inc. (the "Debtor").

Description of Property to be Sold: The following personal property (collectively, the "Collateral"), all tangible personal property of which is located at the Debtor's business premises at 211-C Palmer Road, Madison, Alabama 35758:

a. All of Debtor's tangible personal property, including without limitation all present and future inventory, equipment (including items of equipment that are or become fixtures), now owned or hereafter acquired;

b. All patents (to expressly include Patent Nos. 9,062,654 and 9,331,534) and patent applications and the inventions and improvements described and claimed therein, including without limitation, all patents and patent applications described hereto, together with (i) all reissues, divisionals, continuations, renewals, substitutions, extensions and continuations-in-part thereof, (ii) all income, royalties, damages and payments now or hereafter due or payable under and with respect thereto, including without limitation, damages and payments for past, present and future infringements thereof, (iii) the right to sue for past, present and future infringements thereof, and (iv) all rights corresponding, incident or relating thereto (collectively, the "Patents");

c. All licenses and similar agreements and covenants not to sue with respect to all Patents or any of them (other than any existing license agreements or covenants not to sue which by their terms prohibit assignment, transfer or the grant of a security interest by Debtor or give the other party thereto the right to terminate the same upon an assignment, transfer or grant of a security interest therein, which licenses or covenants not to sue do not in the aggregate have a material adverse effect on the value or utility of the Patents or other assets of Debtor individually or as a whole), together with (i) all renewals, extensions, supplements and continuations thereof and supplements thereto, (ii) income, royalties, damages and payments now or hereafter due or payable with respect thereto, including without limitation, damages and payments for past, present and future breaches thereof, (iii) the

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4886-5773-1244

right to sue for past, present and future breaches thereof, and (iv) all rights corresponding, incident or relating thereto (collectively, the "Licenses");

d. To the extent that such rights are assignable, all of Debtor's other intangible personal property other than the property covered by subsection (c) below, including, without limitation, all present and future accounts (to expressly include deposit accounts), accounts receivable, trademarks and trade secrets, contract rights, permits, licenses, general intangibles, chattel paper, documents, and instruments, now owned or hereafter acquired; and

e. Any and all additions to any of the foregoing, and any and all replacements, products and proceeds (including insurance proceeds) of any of the foregoing.

Steve Oak Lending, LLC, a Tennessee limited liability company, as secured creditor (the "Secured Party"), will sell to the highest qualified bidder all of its right, title and interest in and to the Collateral at the date and location set forth above. Secured Party's rights in the Collateral flow from that certain Security Agreement, dated September 26, 2023, together with all other documents, agreements, and materials evidencing, arising out of, and/or relating to said Security Agreement and all amendments thereto (collectively, the "Security Agreement"), executed by Debtor for the benefit of Secured Party, as perfected by virtue of those certain UCC Financing Statement No. 23-7516002, filed of record with the Office of the Secretary of State of Alabama on November 30, 2023 and UCC Financing Statement No. 24-7102524 filed of record with the Office of the Secretary of State of Alabama on March 7, 2024 (as thereafter amended, continued and/or assigned to Secured Party)

Secured Party will sell the Collateral pursuant to Section 9-610 of the Uniform Commercial Code (Alabama Code §7-9A-610). Secured Party makes no warranty relating to title, use, possession, quiet enjoyment or the like regarding the Collateral. The Collateral will remain subject to any prior or superior liens, judgments, or other interests of record regarding the Collateral, including any unpaid taxes.

THE COLLATERAL IS SOLD AS IS AND THERE ARE NO WARRANTIES, EXPRESSED OR IMPLIED, OF MERCHANTABILITY, FITNESS OR OTHERWISE.

Terms of sale will be payment in full of the purchase price by certified or cashier's check at the time of sale. The Secured Party or its designee reserves the right to bid for the Collateral at the sale and the right to credit bid some or all of its secured debt towards the purchase price.

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Inquiries should be directed to: Matthew M. Cahill, Esq., [mcahill@bakerdonelson.com](mailto:mcahill@bakerdonelson.com); 1901 Sixth Avenue North, Suite 2600, Birmingham, Alabama, 35203.

Newspaper Publication: *Speakin Out News* (Madison County, Alabama): March 20, 2024; March 27, 2024; and April 3, 2024.

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### NOTICE OF MORTGAGE FORECLOSURE SALE

Default having been made in the payment of the indebtedness described in and secured by the terms of that certain mortgage executed by TYTIAUANA GILLIAM, an unmarried woman, to MERS, AS NOMINEE FOR SYNOVUS BANK, A CORPORATION, dated July 16, 2021, and recorded on July 21, 2021, as Instrument Number 2021-00059559, in the Office of the Judge of Probate of Madison County, Alabama; and said Mortgage having been assigned via an Assignment of Note, Security Instrument and Other Loan Documents by SYNOVUS BANK, a Georgia Banking Corporation, to GREEN PRAIRIES, LLC, a Nevada limited liability company, dated December 1, 2022, as recorded on December 14, 2022, in Mortgage Book 2022, at Page 278279, in the Office of the Judge of Probate of Madison County, Alabama; and said default continuing; and the undersigned holder of said mortgage having declared the entire indebtedness due and payable in accordance with the terms and conditions of said mortgage, notice is hereby given that the undersigned, GREEN PRAIRIES, LLC, will, under the terms of said mortgage, sell at public outcry for cash to the highest bidder in front of the Courthouse door of Madison County, Alabama, in Huntsville, Madison County, Alabama, during the legal hours of sale on **Wednesday, May 8, 2024**, the following described property:

**Lot 30, Block 1, according to the map of survey of Highland Village Subdivision, Third Addition, as the same appears of record in the Office of the Judge of Probate of Madison County, Alabama, in Plat Book 4, Page 62.**

This property will be sold on an as is, where is basis, subject to any easements, encumbrances, and exceptions reflected in the mortgage and those contained in the records of the Office of the Judge of Probate of the county where the above-described property is situated. This property will be sold without warranty or recourse, expressed or implied as to title, use and/or enjoyment and will be sold subject to the right of redemption of all parties entitled thereto. *Alabama law gives some persons who have an interest in property the right to redeem the property under certain circumstances. Programs may also exist that help persons avoid or delay the foreclosure process. An attorney should be consulted to help you understand these rights and programs as a part of the foreclosure process.* This sale is made for the purpose of paying the indebtedness secured by said mortgage, as well as the expenses of foreclosure. The Mortgagee reserves the right to bid for and purchase the real estate and to credit its purchase price against the expenses of sale and the indebtedness secured by the real estate. This sale is subject to postponement or cancellation; contact H. Samuel Prim, III at the phone number shown below prior to attendance at sale.

Dated this the 27<sup>th</sup> day of March, 2024.

**GREEN PRAIRIES, LLC:**

BY: H. Samuel Prim, III  
Prim & Mendheim, LLC  
Attorney for Mortgagee  
103 Jamestown Boulevard  
Dothan, Alabama 36301  
(334) 671-9555  
(File No.: 24-436)

### PUBLIC NOTICES

#### NOTICE TO CONTRACTOR

Huntsville Utilities  
IFB 24-022

Sealed proposals will be received by the City of Huntsville, a municipal corporation within the State of Alabama, d/b/a/ Huntsville Utilities, at the office of Miranda Duke, Senior Buyer, 112 Spragins Street, Huntsville, Alabama, 35801, until 1:00 PM CST, April 30, 2024, at which time the proposals will be publicly opened.

The packets are being solicited for the IFB 24-022 Swancott West Project for Huntsville Utilities in Huntsville, Alabama.

The plans, specifications and Scope of Work are on file for examination in the offices of Miranda Duke, Senior Buying Agent, 112 Spragins St, Huntsville, Alabama, 35801. All questions should be submitted to Miranda Duke at [Miranda.Duke@hsvutil.org](mailto:Miranda.Duke@hsvutil.org). No paper plans will be issued. As part of the prequalification process, prospective bidders are required to attend a mandatory pre-bid meeting to be held on April 16, 2024, at 1:00 PM CST in the Huntsville Utilities Downtown Office Building, 112 Spragins St., Huntsville, AL 35801.

Bids will be accepted only from qualified General Contractors licensed by the State of Alabama. Only bids of such Contractors who are licensed by the State of Alabama prior to the date of the bid opening will be considered. The project will consist of approximately 4,450' of 16" HDPE waterline on the northeast side of Swancott Road that will connect to an 8" water line on the south side of Swancott Road at the intersection of Rockhouse Road. The 16" HDPE will also connect to a 5" water line on the west side of Swancott Road at the intersection with Pryor Road. Also included in the project will be a 600' HD Bore beneath Beaverdam Creek. Other line items (if applicable) as described in the Specifications and Contract Documents are an integral part of this Contract. The work shall be performed according to the plans and specifications.

A cashier's check or a bid bond payable to the City of Huntsville, Alabama, d/b/a/ Huntsville Utilities for an amount not less than 5% of the contractor's bid, but in no event more than \$10,000.00, will be required to accompany each contractor's bid. Performance and Payment bonds are required for this project. This is a State Revolving Fund reimbursable project from Alabama Department of Environmental Management.

The right to reject any and all bids is reserved.

Miranda Duke – Purchasing Department  
City of Huntsville, d/b/a/ Huntsville Utilities

PHJ/A/2225GV  
MOBILE COUNTY ARPA PROJECT: ARP05 101-22  
FEDERAL GRANT NUMBER: SLFRP2103

ITEM 1

#### ADVERTISEMENT FOR BIDS

Sealed bids will be received by the County Commission, in the Mobile Government Plaza, Eighth Floor South Tower, Mobile, AL, until **10:00 AM, MAY 8, 2024**, and then publicly opened for furnishing all labor and materials, and performing all work required by Mobile County and described as follows:

**Project Name:** EQUIPMENT UPGRADES TO METRO JAIL SEWER SYSTEM FOR MOBILE COUNTY COMMISSION

**Project Location:** 451 ST. EMANUEL STREET, MOBILE ALABAMA

**Project Number.:** ARP05 101-22

**Project Summary:** The project upgrades the sanitary system for the Mobile Metro Jail. This is being achieved by modifying Mobile Area Water & Sewer System (MAWSS) sanitary system to separate the Mobile Metro Jail from the sanitary system around the jail. This requires modifying flow from several jail buildings, capturing all the buildings together on the main sanitary line that runs through the jail complex diverting it to a capture equipment that removes all non-biological waste before connecting back to MAWSS's sanitary system.

**Two Hundred Forty (240) calendar days** are allowed for the construction of the project.

All bids must be on blank forms provided in the Specifications and submitted in its entirety. A cashier's check drawn on an Alabama bank or a Bidder's Bond, payable to Mobile County, Alabama, for an amount not less than five percent (5%) of the amount bid, but no more than five thousand (\$10,000) dollars, shall be filed with the proposal, the Bidder's Bond being prepared on the form specified and signed by a bonding company authorized to do business in the State of Alabama.

A Performance Bond in the form and terms approved by the County in an amount not less than the contract price will be required at the signing of the contract. A labor and materials bond in form and terms approved by the County in an amount not less than the contract price, insuring payment for all labor and materials, shall also be required at the signing of the contract. In addition, the Contractor must furnish to the County at the time of the signing of the contract a certificate of insurance coverage as provided in the specifications. The right is reserved to reject any and/or all bids and to waive informalities and to furnish any item of material or work to change the amount of said Contract.

Liquidated damages for non-completion of the work within the time limit agreed upon will be assessed in accordance with the terms of the Contract.

Specifications are on file and may be seen at the Facilities Design and Construction Engineering, 7<sup>th</sup> Floor West, South Tower of Government Plaza, at 205 Government Street, Mobile, Alabama, and at the offices of PH&J Architects, Inc., 807 South McDonough Street, Montgomery, Alabama.

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PHJ/A/2225GV  
MOBILE COUNTY ARPA PROJECT: ARP05 101-22  
FEDERAL GRANT NUMBER: SLFRP2103

**Obtaining Bid Documents:** Electronic images of bid documents may be viewed on-line at no cost through Alabama Graphics web site ([www.algraphicsplanroom.com](http://www.algraphicsplanroom.com)). Questions pertaining to accessing the web site should be directed to Bryant Haynie 334/263-0529. Access jobs under "PUBLIC JOBS" for the above-named project. Bidders may obtain Bid Documents as directed below. Bid Documents may only be obtained from:

Alabama Graphics  
350 E. Fred D. Gray Ave  
Montgomery, Alabama 36104

**Bid Documents:** Bid Documents either paper copies OR full sets of electronic copies (pdf format) may be purchased through the Alabama Graphics DPR web site upon payment to Alabama Graphics. The cost will be **\$180.00 per set**. This is the full cost of printing, handling, and distribution. General Contractors who submit a responsive bid may receive a refund of the cost of the documents upon return of hard copy sets in good condition, within ten (10) days of bid date. Those wishing to receive such refund, shall submit a check to Alabama Graphics made out to PH&J Architects.

Official interpretations will be based on complete, full-size sets. Bid documents may be used only for the purpose of bidding and constructing this project. Documents may not be copied in whole or in part by electronic or other means. Anyone placing an order for plans and specifications will be notified of all addenda by e-mail. The architect retains all copyrights and ownership of the documents.

All prospective bidders shall have a representative present at a **MANDATORY** Pre-bid Conference that will be held on **10:00 AM, APRIL 24, 2024**, on-site **451 ST. EMANUEL STREET, MOBILE, ALABAMA**. All contractors not having a representative at this meeting will be disqualified from bidding on this project.

No bids will be considered unless the bidder, whether resident or non-resident of Alabama, is properly licensed and qualified to submit a proposal for this construction in accordance with all applicable laws of the State of Alabama. This shall include evidence of holding a current license from the State Licensing Board for General Contractors, Montgomery, Alabama, as required by Chapter 8 of Title 34, of the Code of Alabama, 1975. In addition, non-residents of the State, if a corporation, shall show evidence of having qualified with the Secretary of State to do business in the State of Alabama.

Prior to the award of a competitively bid contract to a contractor having one or more employees in the state of Alabama, Alabama law requires that the contractor provide the county proof of enrollment in E-Verify (see [www.uscis.gov/everify](http://www.uscis.gov/everify)).

This project is Federally assisted, and the contractor must adhere to non-discrimination requirements and other provisions.

If applicable to a contract resulting from this bid invitation, the successful bidder must comply with the Mobile County Contractor Felony Investigation, available in the Engineering Department, or online at <https://www.mobilecountyal.gov/uploads/investigationpolicy1107.pdf>.

No bid shall be withdrawn for a period of thirty (30) days subsequent to the opening of bids without the consent of the County Commission of Mobile County.

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PHJ/A/2225GV  
MOBILE COUNTY ARPA PROJECT: ARP05 101-22  
FEDERAL GRANT NUMBER: SLFRP2103

Contractors and suppliers wishing to do business with Mobile County may now review Bids and Requests for Proposals (RFPs) on Facebook, Instagram, Twitter, and at Mobile County Bid Alerts.

<https://www.instagram.com/mobilecountybidsalerts/>  
<https://twitter.com/MCCBidAlerts>  
<https://www.facebook.com/MCCbidsalerts/>  
[www.mobilecountyal.gov/bids/](http://www.mobilecountyal.gov/bids/)

COUNTY COMMISSION OF  
MOBILE COUNTY, ALABAMA  
BY: RANDALL DUEITT, PRESIDENT

FOLLOWING DATES:

#### PUBLISH LAGNIAPPE

**APRIL 3, 2024**  
**APRIL 10, 2024**  
**APRIL 17, 2024**

#### PUBLISH MONTGOMERY ADVERTISER

**APRIL 3, 2024**

#### PUBLISH ALABAMA MESSENGER

**APRIL 3, 2024**

#### PUBLISH HUNTSVILLE STEPPIN' OUT NEWS

**APRIL 3, 2024**

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PHJ/A/2225GV  
MOBILE COUNTY ARPA PROJECT: ARP05 101-22  
FEDERAL GRANT NUMBER: SLFRP2103

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#### RESOLUTION NO. 24-136

**WHEREAS**, certain property has recently been annexed to the City of Huntsville, Alabama; and

**WHEREAS**, said property is now legally part of the incorporated municipality of the City of Huntsville, Alabama, and as such is subject to the laws and ordinances governing the City of Huntsville, Alabama; and

**WHEREAS**, said property, having been outside the boundaries of the City of Huntsville, Alabama, prior to the annexing of same to the City of Huntsville, Alabama, has never been subject to the Zoning Ordinances of the City of Huntsville, Alabama; and

**WHEREAS**, the Planning Commission of the City of Huntsville, Alabama, has given consideration to an amendment to the Zoning Ordinance, a synopsis of said amendment being as follows:

- (1) The zoning of 10.04 acres of land lying on the west of South Green Mountain Road and south of Knotty Walls Road to Residence 2 District.
- (2) The first publication of this resolution, this synopsis, and the ordinance hereinafter set out at length shall be in the Speakin' Out News on the 27<sup>th</sup> day of **March**, 2024, and the second publication shall be one week thereafter on the 3<sup>rd</sup> day of **April**, 2024, both of which publications shall be at least 15 days in advance of the date of the public hearing hereinafter referred to.

**WHEREAS**, it is the judgement and opinion of the City Council of the City of Huntsville, Alabama, that consideration should be given to the adoption of an amendment to the Zoning Ordinance of the City of Huntsville, Alabama, in accordance with said request;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama, as follows:

- 1. That the City Council of the City of Huntsville, Alabama, shall meet at 5:30 p.m. on the 25<sup>th</sup> day of **April**, 2024, in the Council Chambers of the City of Huntsville Administration Building at 308 Fountain Circle in the City of Huntsville, Alabama, for the purpose of holding a public hearing at which time and place all persons, parties in interest and cities who desire, shall have an opportunity to be heard in opposition to or in favor of said Ordinance No. 24-137, which was introduced by the City Council of the City of Huntsville on the 14<sup>th</sup> day of **March**, 2024, amending the Zoning Ordinance of the City of Huntsville, Alabama.
- 2. That the proposed amendment to the Zoning Ordinance of the City of Huntsville, Alabama, is substantially in words and figures as follows:

#### ORDINANCE NO. 24-137

#### AN ORDINANCE TO AMEND THE ZONING ORDINANCES OF THE CITY OF HUNTSVILLE, ALABAMA

The public welfare requiring it, and under authority granted by Section 11-52-78 of the 1975 Code of Alabama, **BE IT ORDAINED** by the City Council of the City of Huntsville, Alabama, as follows:

1. That the following area, land lying on the west of South Green Mountain Rd and south of Knotty Walls Road, which area is a newly annexed area of the City of Huntsville, Madison County, Alabama, and which has not been zoned previously, shall be shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Residence 2 District, in the Zoning Ordinances of the City of Huntsville, Alabama, said property being particularly described as follows:

All that part of Section 14, Township 05 South, Range 01 East and Section 23, Township 05 South, Range 01 East of the Huntsville Meridian, in the City of Huntsville, Madison County, Alabama; more particularly described as commencing at the Northwest Corner of Lot 6 of Grayson Springs as recorded in Plat Book 20, Page 72 in the Office of the Judge of Probate, Madison County, Alabama; said point being on the South Margin of a 60 foot right of way for Knotty Walls Road; thence leaving said right of way, South 01 Degree 12 Minutes 01 Second West, 1,068.28 feet to the Point of Beginning. Thence from the Point of Beginning, South 88 Degrees 47 Minutes 59 Seconds East, 384.17 feet; thence North 01 Degree 12 Minutes 01 Second East, 1,030.13 feet to a point in the center of said road; thence along said centerline, South 70 Degrees 13 Minutes 05 Seconds East, 31.66 feet; thence leaving said centerline, South 01 Degree 12 Minutes 01 Second West, 810.06 feet; thence South 88 Degrees 47 Minutes 59 Seconds East, 231.74 feet; thence South 01 Degree 12 Minutes 01 Second West, 32.50 feet; thence South 88 Degrees 47 Minutes 59 Seconds East, 177.65 feet; thence South 01 Degree 12 Minutes 01 Second West, 110.27 feet; thence North 84 Degrees 59 Minutes 59 Seconds East, 32.69 feet; thence South 01 Degree 12 Minutes 01 Second West, 447.31 feet; thence North 89 Degrees 06 Minutes 16 Seconds West, 856.07 feet; thence North 01 Degree 12 Minutes 01 Second East, 381.10 feet back to the Point of Beginning and containing 10.04 Acres, more or less.

2. The boundaries of the above district as described and defined above are hereby established and shall be shown on the Official Zoning Maps of the City of Huntsville, Alabama, on file in the Planning Division of the Urban Development Department, in accordance with the various classifications herein enumerated and hereafter the regulations governing said district under the Zoning Ordinance of the City of Huntsville, Alabama, shall apply to the area so described.

3. This ordinance shall take effect from and after the date of publication.

#### ORDINANCE NO. 24-137 (Cont.)

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
President of the City Council of  
the City of Huntsville, Alabama.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor of the City of Huntsville, Alabama

#### RESOLUTION NO. 24-136 (Cont.)

ADOPTED this 14<sup>th</sup> day of **March**, 2024.

\_\_\_\_\_  
President of the City Council  
of the City of Huntsville, Alabama

APPROVED this 14<sup>th</sup> day of **March**, 2024.

\_\_\_\_\_  
Mayor of the City of Huntsville,  
Alabama

#### RESOLUTION NO. 24-138

**WHEREAS**, the Planning Commission of the City of Huntsville, Alabama, has given consideration to an amendment to the Zoning Ordinance, a synopsis of said amendment being as follows:

- (1) The rezoning of certain land lying on the east side of Pulaski Pike NW and south of Bob Wade Lane from Planned Industrial District to Residence 2 District.
- (2) The first publication of this resolution, this synopsis, and the ordinance hereinafter set out at length shall be in the Speakin' Out News on the 27<sup>th</sup> day of **March**, 2024, and the second publication shall be one week thereafter on the 3<sup>rd</sup> day of **April**, 2024, both of which publications shall be at least 15 days in advance of the date of the public hearing hereinafter referred to.

**WHEREAS**, it is the judgement and opinion of the City Council of the City of Huntsville, Alabama, that consideration should be given to the adoption of an amendment to the Zoning Ordinance of the City of Huntsville, Alabama, in accordance with said request;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama, as follows:

- 1. That the City Council of the City of Huntsville, Alabama, shall meet at 5:30 p.m. on the 25<sup>th</sup> day of **April**, 2024, in the Council Chambers of the City of Huntsville Administration Building at 308 Fountain Circle in the City of Huntsville, Alabama, for the purpose of holding a public hearing at which time and place all persons, parties in interest and cities who desire, shall have an opportunity to be heard in opposition to or in favor of said Ordinance No. 24-139, which is introduced by the City Council of the City of Huntsville on the 14<sup>th</sup> day of **March**, 2024, amending the Zoning Ordinance of the City of Huntsville, Alabama.
- 2. That the proposed amendment to the Zoning Ordinance of the City of Huntsville, Alabama, is substantially in words and figures as follows:

#### ORDINANCE NO. 24-139

#### AN ORDINANCE TO AMEND THE ZONING ORDINANCES OF THE CITY OF HUNTSVILLE, ALABAMA

The public welfare requiring it, and under authority granted by Section 11-52-78 of the 1975 Code of Alabama, **BE IT ORDAINED** by the City Council for the City of Huntsville, Alabama, as follows:

1. That the following area, land lying on the east side of Pulaski Pike NW and south of Bob Wade Lane, which area is now shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, Planned Industrial District, shall be shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Residence 2 District, in the Zoning Ordinances of the City of Huntsville, Alabama, said property being particularly described as follows:

All that part of the Southwest Quarter of Section 33, Township 02 South, Range 01 West of the Huntsville Meridian, Madison County, Alabama, particularly described as commencing the Southwest Corner of said Section 33; thence North 01 Degree 20 Minutes 48 Seconds East 365.44 feet to a point; said point is further described as the Point of True Beginning; thence from the Point of True Beginning, North 00 Degrees 16 Minutes 42 Seconds East 591.96 feet to a point; thence North 90 Degrees 00 Minutes 00 Seconds East 21.61 feet to a point; thence South 76 Degrees 03 Minutes 31 Seconds East 42.01 feet to a point; thence South 84 Degrees 50 Minutes 04 Seconds East 1479.50 feet to a point; thence South 73 Degrees 46 Minutes 32 Seconds West 8.63 feet to a point; thence South 73 Degrees 44 Minutes 44 Seconds West 1594.19 feet to the Point of Beginning and containing 10.38 acres, more or less.

2. The boundaries of the above district as described and defined above are hereby established and shall be shown on the Official Zoning Maps of the City of Huntsville, Alabama, on file in the Planning Division of the Urban Development Department, in accordance with the various classifications herein enumerated and hereafter the regulations governing said district under the Zoning Ordinance of the City of Huntsville, Alabama, shall apply to the area so described.

3. This ordinance shall take effect from and after the date of publication.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
President of the City Council of  
the City of Huntsville, Alabama.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor of the City of Huntsville, Alabama

#### RESOLUTION NO. 24-138 (Cont.)

ADOPTED this the 14<sup>th</sup> day of **March**, 2024.

\_\_\_\_\_  
President of the City Council  
of the City of Huntsville, Alabama

APPROVED this the 14<sup>th</sup> day of **March**, 2024.

\_\_\_\_\_  
Mayor of the City of Huntsville,  
Alabama

#### ORDINANCE NO. 24-58

#### AN ORDINANCE TO AMEND THE ZONING ORDINANCES OF THE CITY OF HUNTSVILLE, ALABAMA

The public welfare requiring it, and under authority granted by Section 11-52-78 of the 1975 Code of Alabama, **BE IT ORDAINED** by the City Council for the City of Huntsville, Alabama, as follows:

1. That the following area, land lying on the west side of US 431 S Hwy and south of Miller Lane, which area is a newly annexed area of the City of Huntsville, Madison County, Alabama, and which has not been zoned previously, shall be shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Highway Business C-4 District, in the Zoning Ordinances of the City of Huntsville, Alabama, said property being particularly described as follows:

All that part of Section 23, Township 04 South, Range 01 East of the Huntsville Meridian, in the City of Huntsville, Madison County, Alabama more particularly described as beginning at a point located at the Southeast Corner of said Section 23; thence North 46 Degrees 05 Minutes 27 Seconds West 2517.78 feet to a point; said point is further described as the Point of True Beginning; thence from the Point of True Beginning, North 23 Degrees 45 Minutes 02 Seconds West 417.76 feet to a point; thence South 80 Degrees 36 Minutes 46 Seconds West 407.55 feet to a point; thence South 13 Degrees 19 Minutes 24 Seconds East 319.32 feet to a point; thence South 89 Degrees 24 Minutes 06 Seconds East 496.79 feet back to the Point of True Beginning and containing 3.66 acres, more or less.

2. The boundaries of the above district as described and defined above are hereby established and shall be shown on the Official Zoning Maps of the City of Huntsville, Alabama, on file in the Planning Division of the Urban Development Department, in accordance with the various classifications herein enumerated and hereafter the regulations governing said district under the Zoning Ordinance of the City of Huntsville, Alabama, shall apply to the area so described.

3. This ordinance shall take effect from and after the date of publication.

ADOPTED this the 28<sup>th</sup> day of **March**, 2024.

\_\_\_\_\_  
President of the City Council of  
the City of Huntsville, Alabama

APPROVED this the 28<sup>th</sup> day of **March**, 2024.

\_\_\_\_\_  
Mayor of the City of Huntsville,  
Alabama

#### ORDINANCE NO. 24-170

#### Ordinance to Declare Property as Surplus and Authorizing and Directing its Conveyance

**WHEREAS**, the City of Huntsville, an Alabama municipal corporation ("City"), is the owner of certain real property situated in Huntsville, Madison County, Alabama, containing 1.97 acres, more or less, as more particularly described as follows in Exhibit "A" attached hereto (the "Subject Property"); and

**WHEREAS**, The National Children's Advocacy Center, Inc. an Alabama non-profit corporation ("NCAC"), which provides prevention, intervention, and treatment services to physically, mentally, and sexually abused children and their families, has requested that the City declare the Subject Property as surplus and offer the same for conveyance for the use, operation, and maintenance of the National Children's Advocacy Center (the "Children's Advocacy Center"); and

**WHEREAS**, the City Council of the City of Huntsville, Alabama, as evidenced by Resolution No. 99-901 and 08-252, expressed its support for NCAC and the Children's Advocacy Center, authorizing and approving the City's lease of the Subject Property to the NCAC for the operation of the Children's Advocacy Center and such related purposes; and

**WHEREAS**, it is the opinion of the Mayor and the City Council of the City of Huntsville, Alabama, that pursuant to §11-47-20 of the Alabama Code (1975), that the Subject Property is no longer used or needed for municipal purposes; and

**WHEREAS**, the Mayor of the City of Huntsville is hereby authorized to enter into that certain Donation Agreement between the City of Huntsville and NCAC, attached hereto as Exhibit "B" (the "Agreement"), pursuant to the terms and conditions contained therein, the Subject Property will be donated to NCAC in exchange for Ten and No/100 Dollars (\$10.00), and subject to the condition that the Subject Property be used, operated, and maintained as the Children's Advocacy Center campus, which provides multi-agency training, educational programs and comprehensive services to victims and their families; and

**WHEREAS**, in the opinion of the Mayor and the City Council of the City of Huntsville, Alabama, said compensation is fair and reasonable compensation for the Subject Property, and that donation of the Subject Property to NCAC for its use, operation, and maintenance as the Children's Advocacy Center, and the services provided by NCAC constitute a legitimate public service and benefits the citizens of the City of Huntsville and surrounding areas; and

**WHEREAS**, it is necessary for the Mayor to execute a statutory warranty deed for the Subject Property to NCAC and such deed shall contain a reversionary clause that the Subject Property shall be used, operated, and maintained for the Children's Advocacy Center and other related purposes, as set forth by and as further described within the Agreement; and

**WHEREAS**, a general and permanent ordinance is necessary to effect declaration of surplus property, for the transfer or sale of said surplus property, and to authorize the Mayor to execute a deed to the grantee of surplus property.

#### NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HUNTSVILLE, ALABAMA, AS FOLLOWS:

- 1. The Subject Property is found and determined not to be needed for public or municipal purposes by the City of Huntsville and is hereby declared as surplus property in accordance with the requirements of §11-47-20 of the Code of Alabama (1975); and
- 2. The Mayor of the City of Huntsville is hereby authorized and directed to execute the Agreement and to execute and deliver all documents required to close said conveyance and donation for and on behalf of the City; and
- 3. The City Clerk for the City of Huntsville is hereby instructed to publish notice of this Ordinance in accordance with §11-45-8 of the Code of Alabama (1975); and
- 4. A copy of said real estate closing documents, as legally required, will be kept on file in the office of the City Clerk of the City of Huntsville, Alabama; and
- 5. This ordinance shall become effective upon its approval, adoption, enactment, and publication by posting as set forth in §11-45-8(b) of the Code of Alabama (1975).

ADOPTED this the 28<sup>th</sup> day of **March**, 2024.

\_\_\_\_\_  
President of the City Council of  
the City of Huntsville, Alabama

APPROVED this the 28<sup>th</sup> day of **March**, 2024.

\_\_\_\_\_  
Mayor of the City of Huntsville,  
Alabama

S:\SRG\CITY National Childrens Advocacy Center\Ordinance to Declare Surplus\NCAC.docx

#### EXHIBIT "A" (Legal Description of Subject Property)

The following described property located in Madison County, Alabama:

Lot 1, Block 320 according to the Quigley Map as recorded in the Office of the Judge of Probate of Madison County, Alabama; and

Lots 6-11 Moores Field Addition as recorded in Plat Book 1, Page 172 in the Office of the Judge of Probate of Madison County, Alabama.

Such property also described as:

Begin at the Northwest corner of Lot 1 Block 320 of the Quigley Map said Point is a Smith capped pin located at Alabama State Plane Coordinates East Zone North: 1542657.11 East: 430692.8435; thence run North 59 degrees 20 minutes 32 seconds East a distance of 597.52 feet; thence run South 32 degrees 12 minutes 04 seconds East a distance of 143.74 feet to a McElroy capped pin found at the Northeast corner of Lot 11 of Moore's Field Addition as recorded in Plat Book 1, Page 172 at the Madison County Courthouse; thence run along the South line of Moore's Field Addition and Quigley Map South 59 degrees 20 minutes 32 seconds West a distance of 597.52 feet to a Smith capped pin on the East margin of Dallas Street; thence run along said margin North 32 degrees 12 minutes 04 seconds West a distance of 143.74 feet to the Point of Beginning containing 1.97 acres more or less. This tract previously described as Eastside Community Center and Facilities Maintenance Building located at Dallas and Howe.

#### EXHIBIT "B" (Donation Agreement)

[Attach copy of Donation Agreement between the City of Huntsville and The National Children's Advocacy Center, Inc.]

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