

RESOLUTION 2022 -138

A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH S.H. CREEL CONTRACTING FOR A SUM OF \$102,500 TO COMPLETE CERTAIN REPAIRS TO A FAILED DETENTION POND IN THE PINEBLUFF SUBDIVISION; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS the City of Powder Springs (“City”) Community Development Department previously identified deficiencies in a detention pond within the Pinebluff subdivision that requires repairs and upgrades and authorized Croy Engineering to assess the extent of failure and damage and specify needed repairs to the detention pond; and

WHEREAS bids were solicited and obtained, and the City desires to accept the recommendation made by Croy Engineering to approve the bid submitted by S.H. Creel Contracting as the lowest responsive and responsible bidder; and

WHEREAS the City previously adopted an ordinance specifying that should the owner of stormwater management systems and facilities fail to maintain such stormwater management systems and facilities, the city may perform such maintenance as is necessary in the public interest to keep the systems and facilities functional, and the cost of the City’s activities shall be a special assessment against the improved properties authorized and constructed under the land disturbance permit issued for the development for which the stormwater infrastructure was installed; and

WHEREAS the City will utilize budgeted stormwater dollars to complete the required repairs and impose a special assessment against the improved properties that were authorized and constructed under the land disturbance permit issued for the development for which the pond was constructed in order to reimburse the stormwater fund pursuant to City codes and regulations.

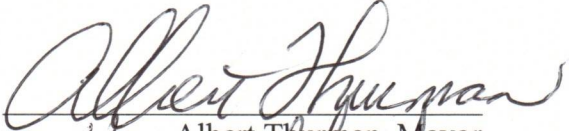
BE IT THEREFORE RESOLVED by the Mayor and Council for the City of Powder Springs that it approves and authorizes the Mayor to execute an agreement with S.H. Creel Contracting for a sum of \$102,500 to complete repairs to the detention pond in Pinebluff subdivision, subject to review and approval of the City Attorney.

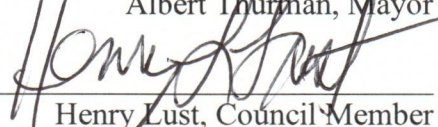
BE IT FURTHER RESOLVED that the Finance Department shall include a special assessment for the pond repairs on the upcoming property tax billing to reimburse the stormwater fund for the costs of repairs performed by S.H. Creek Contracting as provided by City codes and regulations. This Resolution shall be effective upon adoption.


SO RESOLVED this 19th day of September 2022.

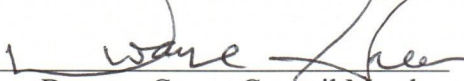
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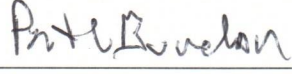
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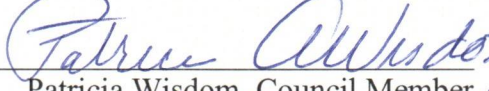

Albert Thurman, Mayor

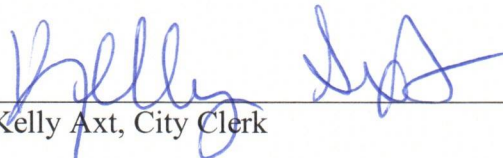

Henry Lust, Council Member


Doris Dawkins, Council Member


Dwayne Green, Council Member


Patrick Bordelon, Council Member


Patricia Wisdom, Council Member

Attest: 
Kelly Axt, City Clerk