

RESOLUTION 2022 - 010

A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A CHANGE ORDER TO AN AGREEMENT WITH ARDITO CONSTRUCTION COMPANY, INC. FOR CERTAIN REPAIRS TO A HEADWALL AND THE PUBLIC INFRASTRUCTURE WITHIN A PUBLIC DRAINAGE EASEMENT CONNECTED TO THE PRIVATE RETENTION POND WITHIN THE PEMBROOKE SUBDIVISION FOR AN AMOUNT OF \$13,185; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Powder Springs (the “City”) previously authorized Ardito Construction Company, Inc. (“Ardito”) to conduct repairs to a retention pond located on certain private properties within the Pembroke Subdivision under Resolution 2021-109 and the costs of those repairs were a special assessment against the improved properties in that subdivision;

WHEREAS, during repair activities, the City’s engineer discovered deficiencies in the public infrastructure within the drainage easement consisting of a headwall and drainage pipe that flow into the retention pond, and the City has asked Ardito to make repairs to the public infrastructure;

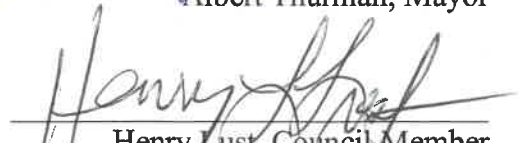
WHEREAS, a storage shed is located within the public drainage easement, and while it has not contributed to the failure of the pipe or headwall, it does require a city-approved variance;

BE IT THEREFORE RESOLVED by the Council for the City of Powder Springs that it approves and authorizes the Mayor to execute a change order to an agreement with Ardito in the amount of \$13,185 for the repair of the headwall and drain pipe located within the public drainage easement draining into the retention pond in Pembroke Subdivision, subject to the review and approval by the City Attorney;

BE IT FURTHER RESOLVED that the Code Enforcement division shall issue a warning directing the owner of the storage shed to apply for a variance from the City for continued placement of the shed within the drainage easement within 10 days from the effective date of this resolution. This Resolution shall be effective upon adoption.

SO RESOLVED this 18th day of January, 2022.


Albert Thurman, Mayor


Henry Lust, Council Member

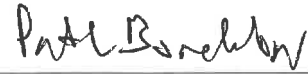

Doris Dawkins, Council Member

[additional signatures follow]

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Dwayne Green, Council Member



Patrick Bordelon, Council Member



Patricia Wisdom, Council Member

Attest:



Kelly Axt, City Clerk