

RESOLUTION NO. 2022 - 139

A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH MAULDIN AND COOK FENCE COMPANY TO REPAIR AND REPLACE FENCING AT CERTAIN DETENTION PONDS FOR AN AMOUNT OF \$23,690 FOLLOWING COLLECTION OF FUNDS FROM OWNERS OF PROPERTIES WITHIN SUBDIVISION; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS certain detention ponds located within the City of Powder Springs are delineated on private property and belong to single property owners or absent owners who have not maintained said ponds, including fencing at said ponds;

WHEREAS the City adopted 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;

WHEREAS the City solicited and obtained quotes to make repairs to or replace fencing around detention ponds under abatement by the City, and it desires to accept the quote submitted by Mauldin and Cook Fence Company as the lowest responsive and responsible quote;

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 Council for the City of Powder Springs that it approves and authorizes the Mayor to execute an agreement with Mauldin & Cook Fence Company in the amount of \$23,690 to complete the maintenance activities of fence repair and replacement around the detention ponds identified in the attached Exhibit "A", subject to the review and approval by 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 Mauldin & Cook Fence Company as provided by City codes and regulations. This Resolution shall be effective upon adoption.

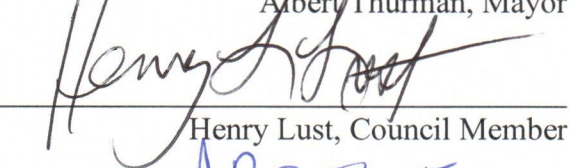
SO RESOLVED this 19th day of September, 2022.

[signature page follows]

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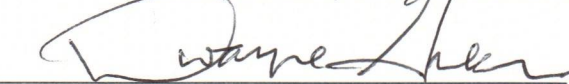
Albert Thurman, Mayor



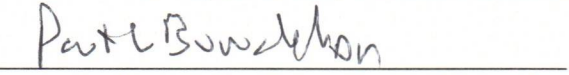
Henry Lust, Council Member

ABSENT

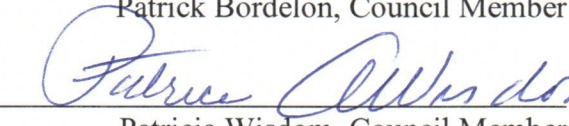
Doris Dawkins, Council Member



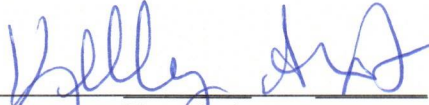
Dwayne Green, Council Member



Patrick Bordelon, Council Member



Patricia Wisdom, Council Member

ATTEST: 
Kelly Axt, City Clerk