

## **RESOLUTION NO. 4029-21**

**A RESOLUTION OF THE CITY OF OVIEDO, FLORIDA, APPROVING A WORK ORDER WITH AFFORDABLE DEVELOPMENT, A DIVISION OF DRIVEWAYS, INC. IN THE AMOUNT OF \$199,984.20 FOR THE PANTHER STREET DITCH PIPING PHASE 2 CONSTRUCTION; AUTHORIZING THE MAYOR TO EXECUTE SAID WORK ORDER; AND PROVIDING FOR IMPLEMENTING ADMINISTRATIVE ACTIONS, SCRIVENER'S ERRORS, CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.**

**WHEREAS**, on November 18, 2019, City Council approved a Work Order with Affordable Development, a division of Driveways, Inc. (Affordable Development) for construction of Phase 1 of the Panther Street Ditch Piping Project under a piggyback agreement; and

**WHEREAS**, Phase 1 Construction by Affordable Development is substantially complete and nearing final completion; and

**WHEREAS**, Affordable Development's performance for Phase 1 of the project as well as other City Public Works Construction projects has been exemplary; and

**WHEREAS**, contracting with the same contractor for the next phase of an existing construction project makes sense for timeliness, pricing and continuity purposes; and

**WHEREAS**, the piggyback agreement authorized for use by City Council with the adoption of Resolution No. 3237-16 on July 18, 2016 remains in effect until March 24, 2021; and

**WHEREAS**, the proposed Work Order with Affordable for Phase 2 Construction in the amount of \$199,984.20 is provided in Exhibit 1; and

**WHEREAS**, funding for this project is provided in the stormwater fund as approved in the FY2020-21 adopted budget.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OVIEDO, FLORIDA, AS FOLLOWS:**

**SECTION 1.** Approval of Work Order. The City Council approves the Work Order with Affordable Development in the amount of \$199,984.20 for construction of the Panther Street Ditch Piping Phase 2 project provided in Exhibit 1.

**SECTION 2.** Authorization to Execute Work Order. The City Council authorizes the Mayor to execute the Work Order with Affordable Development provided in Exhibit 1.

**SECTION 3.** Implementing Administrative Actions. The City Manager is hereby authorized and directed to take such actions as he may deem necessary and appropriate in order to implement the provisions of this Resolution. The City Manager may, as deemed appropriate,

necessary and convenient, delegate the powers of implementation as herein set forth to such City employees as deemed effectual and prudent.

**SECTION 4.** Scrivener's Errors. Typographical errors and other matters of a similar nature that do not affect the intent of this Resolution, as determined by the City Clerk and City Attorney, may be corrected.

**SECTION 5.** Conflicts. All Resolutions or parts of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

**SECTION 6.** Severability. If any Section or portion of a Section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other Section or part of this Resolution.

**SECTION 7.** Effective Date. This Resolution shall become effective immediately upon its passage and adoption.

**PASSED AND ADOPTED this 1<sup>st</sup> day of February, 2021.**

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**MEGAN SLADEK**  
**MAYOR of the City of Oviedo, Florida**

**ATTEST:**

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**BARBARA J. BARBOUR**  
**CITY CLERK**