

RESOLUTION NO. 4030-21

A RESOLUTION OF THE CITY OF OVIEDO, FLORIDA, APPROVING A PAYMENT TO THE FLORIDA DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$2,214,583.84 FOR UTILITY IMPROVEMENTS ASSOCIATED WITH THE SR426/CR419 PHASE 2 WIDENING PROJECT; AND PROVIDING FOR IMPLEMENTING ADMINISTRATIVE ACTIONS, SCRIVENER'S ERRORS, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, on October 5, 2020, the City Council approved Resolution No. 3965-20 approving the Utility Work by Highway Contractor (UWHC) Agreement with Florida Department of Transportation (FDOT) for utility improvements associated with the SR426/CR419 Phase 2 Widening Project; and

WHEREAS, Agreement Section 3(b), Cost of Utility Work, provides for an initial cost estimate of \$2,061,872 for the utility improvements and that at a future date FDOT will prepare an official estimate; and

WHEREAS, On January 7, 2021, the City received the official cost estimate from FDOT in the amount of \$2,214,583.84 as depicted in Exhibit 1; and

WHEREAS, the cost increase was expected due to the project design updates following the original UWHC Agreement approval; and

WHEREAS, payment of the \$2,214,583.84 is due to the FDOT by February 26, 2021.

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

SECTION 1. Approval of Payment. The City Council approves the payment of the Official Estimate of \$2,214,583.84 depicted in Exhibit 1 to the Florida Department of Transportation.

SECTION 2. 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 3. 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 4. Conflicts. All Resolutions or parts of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

SECTION 5. 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 6. Effective Date. This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED this 1st day of February, 2021.

MEGAN SLADEK
MAYOR of the City of Oviedo, Florida

ATTEST:

BARBARA J. BARBOUR
CITY CLERK