

**CALLED MEETING
MARCH 13, 2024
11:00 A.M.**

The Mayor and Council of the Town of Pine Mountain held a called meeting on the morning of Wednesday, March 13, 2024, at 11:00 A.M. in the Town Hall.

Mayor Keith Pendergrass presided with Councilpersons Thomas E. Scott, John W. Hiers, Jr., James W. Trott, Jr., and Curtis Bray in attendance. Christopher B. Boyer was not in attendance. Others in Attendance: Joe Walter, Precision Planning, Inc. and Austin Gibson, Town Attorney (via telephone).

WHITE AVENUE DRAINAGE PROJECT (REAVES DRIVEWAY-COMPACTION ISSUES)-Mayor Pendergrass

The Town of Pine Mountain entered into an agreement with Helix Grading & Utility, LLC on November 21, 2023, to do a Drainage Project on White Avenue. All or substantially all the improvements have been made at this time. However, Mr. Oliver (Public Works Superintendent) and other Town personnel have received concerns about soil compaction near the new drainage pipe under the Pine Drive right-of-way used to access the Reaves Property. The right-of-way is nearly impassable due to these compaction issues.

Mr. McElwaney stated that we have over 4 ½ inches of rain from the date they started the project until January 19th. On January 23rd, they put rock down and then on January 24th, they placed fabric and more rock down. On February 9th, they repaired the driveway again. From February 5th until February 29th, we (the area) have had 7 ½ inches of rain. On February 15th and February 22nd, they dressed up the driveway again at no cost to the Town. Mr. McElwaney said they would put crush and run on the driveway at no cost to the Town, however no way to guarantee it's going to work.

Mr. McElwaney provided the Mayor and Council 3 different prices to possible correct the issue: *Redneck soil cement at \$9,672.00, *soil cement installed with soil cement machine at \$18,145.00, *cost to undercut based on information provided \$17,989.00.

Mr. Bray asked Mr. McElwaney how much would Helix be willing to pay toward the cost? Mr. McElwaney stated nothing, we feel like we've done all we can in good faith.

Mr. McElwaney offered to have a change order in the amount of \$8,000.00 and they would guarantee it for 1 year. Helix would pay the \$1,672.00.

Mr. Scott made a motion to authorize the mayor to sign a change order in the amount of \$1,672.00.

Mr. Walter stopped Mr. Scott and advised him that's not what Mr. McElwaney had said. So, Mr. Scott rescinded his motion. Mr. Bray suggested that the Town pay ½ and Helix pay 1/2 of the \$9,672.00.

Mr. McElwaney declined. Mr. Bray suggested that the Town would pay \$6,000.00. Mr. McElwaney agreed to that.

Mr. Bray made a motion that the Town move forward with a change order in the amount of \$6,000.00 but not to exceed that amount.

Mr. Scott seconded the motion.

Mr. Hiers and Mr. Trott voted in favor of the motion.

The meeting was adjourned at approximately 12:25 P.M.

Betsy Sivell
Betsy Sivell
Town Clerk

John W. Hiers, Jr., John W. Hiers, Jr.

Thomas E. Scott, Thomas E. Scott

Curtis Bray, Curtis Bray

Christopher B. Boyer, Christopher B. Boyer

James W. Trott, Jr., James W. Trott, Jr.