

CITY OF WALNUT GROVE – Taken from minutes

## **January 20, 2022**

XII. TOWN HALL DISCUSSION – Council member Stephanie Moncrief commented she wasn't aware that the SPLOST account did not have enough to cover the cost of repaving Emerald Cove. Mayor Moore explained that due to extra unexpected costs on the streambank stabilization and Emerald Cove cross drain projects adjustments need to be made.

## **April 14, 2022 7:00 PM**

4. Mayor's Report – Mayor Moore reported Emerald Cove will be soon be marked for paving and the project is being coordinated with Walton County to be paved during the summer.

## **May 12, 2022**

2. PAVING EMERALD COVE- Mayor Moore suggested this item be tabled until the next work session. Mayor Moore asked if any public questions on the item. Bill McMullen of 2130 Emerald drive asked if the roundabout section off Emerald Dive would also be patched and repaired. Mayor Moore explained the stages of the paving process and commented since the roundabout is on private property the city could not pave that area. Mr. McMullen requested a meeting with the Mayor to discuss the issue further. Gina Cowart the Emerald Cove HOA president stated she believed some of the neighborhoods without active HOAs have received help with grass maintenance in the past and asked if it would be possible for the city to help with filling the potholes on the entrance to the roundabout area. Mayor Moore stated without an agreement with the HOA and the city the area is private property and cannot be repaired by the city.

## **May 26, 2022**

3. Emerald Cove Paving- Mayor Moore discussed the different quotes received for the paving project. Council member Stephanie Moncrief asked how the estimation was calculated. Mayor Moore said the city engineer marked the road and calculated the cost after adding the size of sections to be repaired. Erica Miles asked about the possibility of making the roundabout in Emerald Cove into a public road. Mayor Moore explained that the city cannot pave public property and currently the street is owned by the HOA. Tony Powell stated that the road would also have to be the same standard of construction as all other public roads.

## **June 2, 2022**

VI. PAVING OF EMERALD COVE- Mayor Moore discussed the quotes received for paving Emerald Cove and the county was preparing for the paving season. Council member Jon Dial motioned to approve. Council member Linda Pilgrim seconded. Passed two votes to one Council member Stephanie Moncrief voted no.

## **June 9, 2022**

3. Emerald Cove Paving – Mayor Moore discussed the asphalt portion of paving Emerald Cove. Mayor Moore explained the estimated amount of asphalt required was 1140 tons and the estimated cost of \$93,000. Mayor Moore explained that the city engineer suggested including a 10 percent buffer for price increases and Mayor Moore requested to move that number to 20 percent due to the recent material shortages and inflation to a total of \$119,000. Council member Erica Miles made motion to approve. Council member Linda Pilgrim seconded. Passed unanimously.

## **July 19, 2022**

4. Mayor's Report- Mayor Moore reported the deep patching should start July 25th and the paving completed by the end of summer.

## **September 8, 2022**

XIII. TOWN HALL DISCUSSION - Home owners Clishe Thomas and Gina Cowart spoke to the council about the problems with the paving in Emerald Cove Subdivision. Mayor Moore explained the point of order to Ms. Thomas and Ms. Cowart. This should have been presented at the time of Public Comments normally the town hall is not brought into the record. It is usually a light discussion but, in this situation, he wanted to ask that this be brought into record. Mayor Moore asks them a couple of questions concerning if they had contacted City Hall, a council member, or Public Works on this before now? Ms. Cowart said that she had contacted City Hall during the process. Then she heard all their neighbors concerns and decided, as the HOA, to get everybody together and get this petition started. They did not want 80 people calling. They wanted to bring it together because the city is the one who made this decision to use this company. They wanted to bring it to show that it is effecting their community as well as some of your community. Mayor Moore said that he already has the City Engineer working on it and he has contacted Walton County since they did the paving. The city subbed out the milling and he is working John Alman who is head of the Walton County Public Works, to see a solution can be found. Mayor Moore asked that if you all will make him a list of the properties that are severe and email the pictures, so he can make it park of the record. Ms. Cowart informed Mayor Moore that the packet that she handed out had pictures and it was throughout the whole neighborhood.

City Council member Stephanie Moncrief addressed Mayor Moore letting him know that she was aware of the problem and she serves on the board. They have tried to come up with the best way to represent the city, and since the city Council made the decision to pave the road, it was decided by the board and the neighborhood that they wanted to come to the council. Mayor Moore asked council member Stephanie Moncrief if she was aware of this. She stated that she was. Mayor Moore stated to Council Member Stephanie Moncrief that she did not bring it up to the city and she did not contact him. Council Member Stephanie Moncrief answered no she did not. Mayor Moore said that he finds that odd, that as soon as the problem is done, their equipment is out there, and there is an issue. If she would have reached out to him at that time he could have addressed this issue a lot quicker. Council Member Stephanie Moncrief said she does not find it odd. She was working with her neighborhood, and it had been brought to City Council, somebody made a phone call. Mayor Moore stated that he was going to

find out about that and that he is going to address this. He wishes he would have been updated sooner so he could have moved on this quicker. He does find it unusual that it was this amount of time before someone said hey we've got a problem. If he don't know it is broken he can't fix it. Mayor Moore said that he was going to investigate and that this is not something that is going to get pushed to the side. Walton County did do Magnolia Springs and he hasn't had any complaints. His understanding is that they put the same thickness, a inch and a half, down in Emerald Cove as they did Magnolia Springs. Several residents of Emerald Cove spoke on the matter. The mayor said that this has caught him by surprise, but he will get it fixed.

## **October 27, 2022**

B. Emerald Cove Paving - To be discussed in executive session.

## **December 8, 2022**

### **XI. OLD BUSINESS**

**1. Emerald Cove Paving** -- The Mayor asked Mr. Jimmy Parker to please come up and talk about the Emerald Cove paving the recommended fixes.

Mr. Parker said, "So as the city's done on many recent resurfacing projects, y'all have historically took advantage of the counties contract for milling and deep patching each year and utilize that same contract on your own streets as does Monroe, Social Circle, and Loganville. In this case, I believe we did the original estimates back September of last year, but the project had to be deferred to the next fiscal year due to funding. I believe about March or April; the mayor asked us to go out and we will typically mark the areas to be patched on these roads that are degraded. And then I understand that the mayor did coordinate with MHB on the

patching, that was completed. The resurfacing was done by Walton County Public Works and that's through your service delivery agreement. Walton County does resurfacing for all of the cities. The labor is free, basically you pay for the asphalt. So, there's the benefit to the municipalities. As I've talked to the mayor and as is obvious in Emerald Cove, the county crews are really more accustomed to paving rural county roads, think of Jersey, Walnut Grove roads. That's pretty much what they're accustomed to. So, when you get in these curbing gutter situations, it takes a little more finesse. You know Magnolia turned out pretty good, I thought, the county did that, and it's got rollback curve instead of the high back curve. There is a little rough transition, usually that edge has to be feathered and that has to be hand done with the lute and rolled to make that a smooth transition. In Emerald Cove that issue was sort of compounded by the driveways have a recess. In the late 80s, early 90s that was a common deal because back then milling equipment wasn't as prevalent and they did that because the next resurfacing you just resurface to that lip, and everybody's got a smooth transition. So evidently Emerald Cove has been resurfaced, at least portions of it, one time in the past. So, this time around, and as I've mentioned to the mayor and actually discussed it with Tony, that although the county did a great job with Magnolia Springs, I don't know if it was a different crew chief that day or what the deal was. They left a lip anywhere from 2 to 4 inches at the edge of the gutter line and I can see with the driveway differences a bump, bump every driveway you go in and out. We did look at it with the Mayor and we actually saw Ms. Moncrief that day but went back and got some data on three options and they're summarized in this e-mail. Option one which is the least expensive and we actually have a quote from MHB Paving out of Social Circle to do that. That would be to tack and install asphalt in that 18-inch gutter line. So basically, from that edge of the asphalt mount to your driveway apron would be filled with asphalt throughout. So that would make a smooth transition. You'll lose about 15% of your gutter capacity. That's not uncommon with resurfacing urban streets, and I think it should alleviate a lot of the aesthetic issues that the residents are experiencing right now with those hard months going in out of the driveway. It's also further compounded because Emerald Cove has no sidewalks. A lot of people use the street for walking and recreation. In subdivisions with sidewalks is not that big of an issue, but it is compounded here. So, the cost to do the gutter fill, as I'll call it, is \$80,000. We also contacted Georgia safe sidewalks, who has done a number of projects for the county and a lot of the cities, but not only on the courthouse square where they grind down in the sidewalks that settle or are humped up by roots, they grind those down smooth, they also do asphalt. In talking to Todd Folk with Georgia safe sidewalks, he really didn't feel like that was a great solution because he could go in there and grind 4 feet on either side. Then you're going to have a slope, but the street is going to look like it's been ground on either side for the next 10 or 15 years until it's resurfaced again. So aesthetically I'm not sure that's the greatest solution, but it would reduce that lip at the gutter line. His projected cost for that was \$120,000. The other option, I think some residents have mentioned this to the mayor, would be just to go in and mill out the existing asphalt down two inches below the gutter line and resurface it like it was a brand-new street. Milling and hauling is pretty expensive. Secondly, we don't really know what's under that asphalt. I think the base was installed then along with the patching we've done. On some of the older city streets in the city's been very minimal base. So, you may have to look at doing some base work also. So that's a much more expensive option coming in an estimated \$520,000.

So those are the three options that we presented to the city. I'd be glad to answer any questions you have about it.

Council member Moncrief said, "Jimmy, I'm trying to figure out how we got here, quite honestly. If MHB isn't the greatest, why did we use them? Why did we use them I mean, if the county isn't all that great, why did we use them?"

Mr. Parker replied, "Well, I mean, they've saved you a good bit of money on the previous projects they've done. Magnolia Springs, I thought it turned out pretty good. That's the last project they did for you."

Ms. Moncrief replied, "But our street was already above the gutters. How did we get to the point where we didn't see that it was already raised, and it needed to be brought down before paving happened?"

Mr. Parker said, "Well, that could still be feathered." To which Ms. Moncrief replied, "That's not a good solution. How did we get being above the grade of the gutter and then adding another two inches on? I'm trying to figure out what we need to say when it comes to a situation like this, and it's a huge learning process for everybody, but I'm not an expert in paving, and I count on you to be the expert. My question is how did we not see it was two inches above and not make the choice? I know you were involved in the patchwork. Were you ever asked, tell us what needs to happen here."

Mr. Parker said, "so when we gave you an estimate, you know we talked about this in Magnolia as well. I guess I mean, frankly, I don't think y'all could have afforded it. I mean, if you see the cost of option three, it would have been the same, which would have been outside the paving budget. The better option was, I mean in urban situations, that feathering of asphalt and gutters are pretty standard, that's not uncommon. So, if that had been done over the full length, y'all wouldn't notice that grade transfer. From the surface it looks great. It's just the edge, if that had it been feathered like it should have been, I think everybody would be pretty pleased."

Ms. Moncrief asked, "How come it didn't get feathered?" Mr. Parker stated, "Like I said, I don't know, and they did a great job at Magnolia Springs." Ms. Moncrief said, "I mean when I look back at the different bids that we had Allied had milling down that edge." Mr. Parker said, "They were going to do edge milling and patching, and that's the quote you have right?" Ms. Moncrief replied, "And I guess my question is I remember that meeting when we were voting on this, and I said are these companies all doing the same thing? And I was reassured, yes, they're all doing the same thing and they weren't." Mr. Parker said that those are two different quotes, two different scoops. MHB was only doing milling and patching."

Ms. Moncrief said, "I would assume that the paving company or the Walton County crew would have the same scope as Allied." Mr. Parker stated that Walton County doesn't have any milling equipment. Ms. Moncrief said, "If they're an inferior company and inferior in the sense that they do better on county roads, why did we even consider them? Why were they part of the process?"

City attorney Tony Powell explained, "I think Jimmy can confirm this about or not. I don't want to lean too heavily on MHB in the analysis because the two bids that you see when you're approving this is not part of the process. The process is an annual bid under the agreement with Walton County, and so MHB won the bid for this year. And what they did was they did the deep patching that was their part of the bid. That's all they do. And far as I know, nobody's complained about the deep patching. It's not the deep patching that created the issue, it is the elevation of the finished grade of the paving. Now that was done by Walton County." Ms. Moncrief said, "The issue is we were already too high. Why wasn't it recognized and

handled?" Mr. Powell said, "There's nobody in the process except deep patching and paving and the paving people from the county are not sophisticated in finessing these driveways with this well-developed curb system as your neighborhood has. So, when that paving was put in, you can see it's too high, and that's the person doing it. It's that person, now they're going to say, well, that's just what we do. We don't really have equipment that feathers, and we don't do any milling. But if you have to put your hand on the person who put the two inches on there on purpose, it's the county operator, it's not MHB." Mayor Moore said, "I'm going to expand on what she asked. We got it inspected back in 2021. We got it inspected again before this process came out, we had the engineers go out there, we had MHB out there, we had the county out there before any of this project got started. Did anybody notice that the asphalt was already 2 inches above the curb? Then why didn't anybody say anything to the city about it and say well wait a minute, we need to have this ground down." Mr. Parker replied that it doesn't have to be if the finish is done correctly. He also said, "I mean y'all would be one of the few cities that are wealthy enough to mill and resurface every time you do. They're not many that can so usually, they end up topping and feathering and they reach a point where they exceed their gutter capacity. They come in and mill it out and resurface it. Mayor Moore said, "I want to bring something up. We've worked on this for the last four months. It's my opinion to move forward and get this thing fixed. We should have got it fixed back in October when we originally came up with this solution. We got residents unhappy. We cannot afford to re-mill and spend half \$1,000,000 on re-milling the subdivision. It's an obvious solution into getting it fixed by paving the gutter, getting rid of the bumps, and moving on from this point right now. As far as pointing fingers of what, how and why, to me is nonproductive. These people are still driving over a bumpy road that we could have gotten fixed three months ago, but we still chose to focus on the cause instead of getting a solution done and getting it fixed. I'm asking the council, and this isn't on the agenda, but I will, to approve getting quotes of getting the gutter done, getting this fixed and move on from there. We can't grind it because it's not going to fix two to four inches of drop in between driveways. It doesn't satisfy that problem. We can't afford to mill it down because we don't have a half \$1,000,000. So, the obvious solution is just to pave the gutter line like Jimmy said. Get these people's driveways back, and then move on. As far as the responsibility of how it happened, we're going to revisit that later, but let's get this thing done. So, let's get it fixed." Ms. Miles asked, "In certain areas of the neighborhood I believe there's up to five inches different, and then in other parts of the neighborhood it's a 2-inch different. If they go in and just pour concrete in the gutter line, without grinding any of it down, how is it going to be level or even?" Mr. Parker said, "they'll be using the same mix, so they'll go from 2 inches, 4 inches, whatever it is, to the two inches." Mayor Moore said, "minimum should be 2 inches because that's the current driveways. They're pretty consistently a 2-inch lip like you had mentioned. And so, if we go from 2 inches up to whatever grade that is now it'll fix the problem. It's not the optimal solution but it's the best solution for the city at this point in time. I've had three other engineers take a look at it. They all came up with the same solution. It's just to pave or asphalt the gutter line and let's get this thing fixed." Ms. Moncrief said, "I'd like to go off Erica's comment. The issue isn't aesthetics, the issue is safety in the neighborhood. I live in the neighborhood. I'm the one who was here while our 50 neighbors came to the meeting and expressed their discontent with it. It's aesthetics. We've had a pregnant woman fall at the curb. We've had older generation folks fall getting their mail. So, it's not aesthetics at all.

Council member Stephanie Moncrief made a motion to send out bids for fixing the level line in Emerald Cove. Council member Linda Pilgrim seconded. Passed unanimously.

**January 12, 2023**

- 3. Mayor's Report** - Mayor Mark Moore reported that Falcon Design is doing specifications for the Emerald Cove paving issue. Once that's done it will go out for bid. He hopes to have a spec sheet for what it is going to take to reface the front of the public works building and hope to get the bid out this month. The city has the Town Center final concept from Northeast Georgia Regional and hopes to present it next month to the public. The sewer plant is still in the permit process. With the help of North Georgia Regional Commission, the property annexations have been sent to the Georgia Department of Community Affairs and the Georgia Annexations Department.

**February 9, 2023**

X. PUBLIC COMMENTS

Bill McMullen 2130 Emerald Drive – Mr. McMullen was inquiring about if there was a date for the repaving of Emerald Cove subdivision. The Mayor explained what was taking place and that the city was waiting to hear back from the engineers for the specs for the RFP. The council has decided to pave the gutters. When the Mayor gets the RFP he will let the representative from the HOA know and they can spread the word.

**March 2, 2023**

**VI. OLD BUSINESS**

- A. **Emerald Cove Paving** - Mayor Moore opened the floor for discussion. Council member Moncrief asked if Falcon Design would do the same job as Precision Planning is offering. The mayor stated that his understanding is all three Falcon Design, Volkert and Precision Planning have submitted RFP's and the council have the documents in front of them. Council member Miles said, "Those were just announced to us yesterday, and I have been in continuing education classes for newly elected officials from 8 to 5 each day. I have not have time to review these documents." Council member Moncrief wants to set up a committee of council members to meet with the companies along with citizens in Walnut Grove and Emerald Cove to come up with a viable solution to the issue at hand. Council member Miles commented that she had reached out to the companies involved and no one has responded. Council member Moncrief replied that maybe they should give them another call or maybe call another company. Council member Pilgrim inquired that with Ms. Miles and Ms. Moncrief both living in Emerald Cove was it the proper thing or ethical thing to meet with the companies. City attorney Powell replied, "I believe it is not an ethical constraint or a legal constraint involved. I think it goes, to the description of what is an action, that is a general action that affects citizens equally throughout the city. When I say this is the example Emerald Cove streets go with all the other streets for everybody to use. The council members are going to vote on their own

taxes, you know they're going to vote on their property values. There's a lot of things about being on the City Council that you are voting on things that are material to you individually, but as long as it affects the community generally and not a specific family interested or financial interest that you have personal with regard to that, it becomes a general improvement to the city. Therefore, it's not constrained by legal tactics." No further discussion.

**March 9, 2023**

**XI. OLD BUSINESS**

- 1. Emerald Cove Paving** - Council member Moncrief made a motion to postpone the Emerald Cove paving project. Council



member Miles seconded. Ms. Moncrief said, "we have reviewed the documents, we have spoke with everybody from all of the different companies. We have met with Chad from Allied Paving, along with the HOA President, neighbors, myself and Erica, and we have gotten different information and we're looking at going in a different direction." The Mayor asked were there any further discussion. Council member Pilgrim asked, "you're looking at going a different direction, how?" Ms. Moncrief replied, "not just paving the gutters. We've gotten recent information that is not going to be a good result based on the RFQ that's been created. The RFQ needs to be adjusted and the committee or the group of people that got together today, discussed that just paving the gutters or just doing a quick fix is not acceptable. So we're looking at doing the whole job over." Council member Pilgrim asked if one of these companies was at this meeting. Council member Moncrief replied, "Yes, actually not one of these companies. The representative, his name was Chad, he's from Allied Paving. He also met with the mayor after the road was done. And upon hearing his recommendations and asking a number of questions and going back and forth and taking into consideration the cost of redoing to the city versus doing a quick fix and things that could happen from that and that's what we came up with." There was no further discussion with council member Pilgrim voting no.

**March 30, 2023**

## **VI. OLD BUSINESS**

- A. Emerald Cove Paving - Mayor Moore opened the floor for discussion. Council member Moncrief reported they had met with the street committee and they would like to modify the RFP. The street committee does not want to go with paving the gutter, they want the scope of work changed. This will be added to the next council meeting.

**April 13, 2023**

**XI. OLD BUSINESS**

- 1. Emerald Cove Paving** - Council member Moncrief said, "it was my understanding that we were bringing it back to the council to make a motion to put it back out with the new parameters of fixing the road with milling it and repaving it." The mayor commented that they needed a list of committee members (street committee) and a written report of what is being proposed. There was discussion regarding if there was a requirement for the committee to post their agenda, keep minutes and provide a written report. City Attorney Tony Powell does not believe if it is just a committee of two council members then those items are not required. Council member Moncrief stated, "that's what was done at the last work session. We came back and discussed with the neighbors, and the experts and brought it back to council and stated that the suggested solution of paving the gutters was not a viable long term cost effective solution based on our experts. And we said it needed to be milled and repaved correctly. I was told at that time that we needed to go ahead and make a new motion, because I didn't. When we had the meeting I said why can't we just go ahead and

contact the engineers who had already been contacted , suggest to them the parameters of the job and move forward with that. And mayor, Mr. Mayor, you said that we needed to come back and make a formal motion." Mayor Moore said, "the motion was given, and please correct me if I'm wrong, was to reject the agreement back in December of paving the gutters and then once that motion has been rejected, then we can move forward with other options, is that not correct?" City attorney Powell said, "if council has formally approved the construction project that includes overlapping the gutters, then rescinding that would be a good thing to do as part of the motion, and then have a motion to move forward in another way. The options were to pave the gutter, or mill the whole thing. One's the less expensive option, and the second one is a more expensive option. To make a motion to do one of those tonight would rescind the other, if that's what you're going to do, and then it would be put in place. The Mayor is right, we're not in a place where somebody can go out and start work. There's got to be an engineer involved so that we don't do the same thing we just did. It requires somebody being responsible to draw up what the bidders are bidding on and then put that out to bid. So, to make a motion to move through that process is certainly something council could do with the agenda item." The Mayor said, "so with that, is there a motion to rescind the council approval in December to remove the agreed upon paving of the gutters and move forward with the process of hiring engineers to create a RFP for repaving the whole subdivision." Council member Moncrief replied, "Mayor, I'd like to make a motion that we send out to engineers a request of what their cost would be to engineer the project and give the parameters of what our expectation is for the milling and repaving of the street done correctly. That's what I'd like to do. Send it out to engineers, ask them what their cost would be to over see it, create an RFP and quality control, bring them back and choose one." The mayor asked if she was making a motion to rescind. Council member Moncrief explained that no, she was making a motion because the attorney said they didn't have to rescind it, by making a motion to go forward with a different option automatically rescinds the old option. Mayor Moore replied that they both do the same thing but to make sure it's done in writing. Council member Moncrief replied, "ok I'm rescinding a motion , it that's what you'd like, I'm rescinding, just don't see the point of it. I'm making a motion, this is what I'm doing, I'm making a motion to send out to engineers a request for their engineering cost, the cost to create a RFP and the costs to oversee the completion and quality control of milling and repaving the Emerald Cove subdivision. That's my motion." The Mayor said, "and removing the one back in December, is that correct?" Council member Moncrief replied, "No that's not what's on my mind." The mayor called for a second and council member Miles seconded. Council member Miles said, "I don't believe that rescinding the motion is necessary because if for some reason we need to go back to that option, it's still on the table." City attorney

Powell replied, "if you go in a different direction, I think you could always go back, if the council changed it's mind to go back to the other option." Council member Moncrief requested that herself and council member Miles be a part of the process of sending out the RFP's to different engineers. The Mayor will take that into consideration. City attorney Powell explained that they could participate in the suggestion as to how the RFP should be issued but the implementation is within the Mayor's authority to actually decide what the final of that looks like and implementing that. Then what comes back, comes back to council for approval. Council member Miles asked if herself and Stephanie (council member Moncrief) could look over the RFP before it was sent out. It was agreed they could. No further discussion. Council member Moncrief and Miles votes yes, with council member casting a no vote.

**May 11, 2023**

**X. PUBLIC COMMENTS-** Maxine McClanahan, 4081 Habersham Circle

So, I want to speak on the Emerald Cove Paving. I just wanted to let you know that in my book the city has made a mess and it needs to be cleaned up. There are way too many possibilities of things that can go wrong if we don't fix it the right way. I don't live in Emerald Cove, and I know how unhappy I was with the job that was done in my neighborhood shortly after I moved here when we had high curbs and problems, and we don't have the curbs and we don't have the drainage system that this takes. So based on the information I've heard I feel if we do a patch in Emerald Cove, the cost of the city could be much greater in the future that we might have to endure now, even though it will be costly at this time. I attended the meetings prior to the RFP going out. There was extensive discussion about smoothing and feathering and it should have been very clear that was a concern from council members as they spoke. Mayor, I feel this was your job to relay this information to the people who were righting the RFP and I understand by your words earlier that it did not get in there. So, I think what we need to do is fix it and fix it right. The other agenda item that is there the change for the pay for council and Mayor, As ya'll should know by now I am for a change I think it has been long overdue and I think it was long overdue before any of you took OFFCIE It is something that I have fought for many years I do just wish you would have gone ahead and done this last year when it wasn't an election year. But now we are where we are, sometimes it takes fortitude. So you were voted in place to make the hard decisions. We may not always like them we expect you to make them just the same. If there's a proposal for a change and if there is some disagreement on what that should be, then I think you should at least really look for a middle ground and see if we can start to improve upon so that we encourage more people to be interested in becoming council members in our city.

William McMullen- I live at 2130 Emerald Dr. Mr. Mayor I just want to compliment you on all your accomplishments that were mentioned in your post on your Facebook page. It is amazing that you as one individual has accomplished so much for this city. And then along came the citizens of the city and elected a bunch of folks to the council that wanted to know what was going on. They wanted to be involved, they wanted to have a

say. They didn't want you to do it all by yourself, but that didn't matter to you. You continued writing about yourself and you did it and you took credit for it. However, when we had a situation that went to in a handbasket you wouldn't take credit for it, you ducked and ran. You said I don't know anything about that, I'm not going to fix that. No Way and then have the audacity to try and make us feel guilty because we want it fixed and we want it fixed right. Save your money son, take your name off of the ballot for November.

### **3. EMERALD COVE CORRECTIVE PAVING-**

A. Paving Committee Recommendations- **Mayor Moore** next thing on the agenda is the Emerald Cove corrective paving members recommendation. We have a resolution from the attorney, and would you like to speak upon that. When we received this from the committee we put it in a resolution form with what looks like five or six action items they wanted to see and done and it is really just directing the Mayor to put this out for an RFP to engineering for the to come up with a plan and oversee that, and attached it the report of Exhibit A and Exhibit B is sort of say a form for advertisement or that for RFP. So

if there are any questions about this I will be happy to answer. **Mayor Moore**, I want to read out this portion of it normally resolutions aren't, but I want to read this portion of it. What actions have been recommended by the committee. Mill down the edges of the roadway, the full length of Emerald Cove and Crystal Court. Repave these areas to create a smooth transition from the paved road to the curb and from each homeowner's driveway. Remove the loose asphalt from the roadway, rain gutters and clean up the driveways, curbs, or grassy areas where the tar like material was over sprayed or where the machine blew out. The material paved 7 feet into the private drive leading into the Emerald Cove Clubhouse provided that an appropriate city owned easement for this transition as donated by the owners. Place a pavement marking in appropriate places. This RFP requests that each engineer seeking this work provide a description of the design work recommended, total cost complete with the design and supervision of this paving project. And the correction plan should cure all defects itemized in the letter reported by the attachment. Council Member Erica Miles had a question That's not accurate in the first Bullet Point of mill down the edges of the roadway, the full length of Emerald Drive and Crystal Court to create smooth transition from the paved road to the curb from the road to each homeowner's driveway. That was in the correct action back from May 2<sup>nd</sup>, 2023, but that has changed. The last thoughts are that the engineer should state what corrective measures as a paving expert that he would advise us to do so I would like that first Bulled point removed. **City Attorney Jay Crawley** asked so just removed completely. Everything else is fine. **Council Member Stephanie Moncrief** said that she just got this today, this is the first that we have heard of this on the initial paving we were told by the mayor that this would be done, so where do we go from that. **Attorney Jay Crawley** stated that the city does not have the authority to pave private property so if that is owned by HOA or whatever to do that it would have to be donated an easement so we could get on there. **Council Member Moncrief** I think we need to change that, and we can go ahead and say that it needs to be feathered in to the Emerald Cove road leading into the Clubhouse

because we will be taking care of the pavement on our own. She asked Council Member Erica Miles what she thought about that, Erica responded that was fine. Correction plan should cure all the defects itemized in the letter report attached hereto is Exhibit A. In Exhibit A is a letter that council member Miles and I wrote after meeting with the different home owners in Emerald Cove outlining what the original document was that was submitted to council back in May as well as the additional information that we discovered talking with Chad Woods from Allied Paving and asking him because he is an expert in paving what is good, what is not and those answers all within this document. So, I think that the scope behind this resolution should be an engineer discovering the most cost effective, but complete way of fixing Emerald Cove taking into consideration the dangerous situations that are present right now and doing away with them. Leave it up to the experts and let them decide what is the fix. Then when you get to Exhibit B which is the advertisement which would go out. I'm curious about the second sentence. The two designs to play I know it is a type O but what is it supposed to say. Do you know. **Attorney Jay Crawley** said the Engineering services are required to do the design. It's just that the play is supposed to be designed for correcting the errors caused. Proposals should be submitted & typed in ink and be returned in a sealed envelope, marked on the outside with the project identification and bid number. Is there a bid number on this? There will be company name, proposals will be received until June 10<sup>th</sup>. June 10<sup>th</sup> is only about **Attorney Jay Crawley** said that this is flexible. There is no legal requirement, Council **Member Moncrief** said that my thoughts were that we could get this in so we can bring in time to be able to bring it to a work session so in June there is more that I want to ask about this.

Can this also be mailed i, can we detail this I know on other ones it says it can be mailed on others or delivered. I just want to make sure that we are clear on that OK opening this I mean Erica and I are the committee how do we get involved being there for opening bids? **Mayor Moore** we are going to bring that to the council. So the closed envelopes will come and the guys will open them but anyways. Lets



make sure we put that on the next available work session or the next meeting. So if they have questions about the proposal they should contact you, and if they have questions about the scope of the work they should contact the mayor. I'm concerned about that, I think it's very evident that we don't agree on what should be done with Emerald Cove. Could questions be directed to you, and you forward them to the committee? **Attorney Jay Crawley-** Yes, **Council member Moncrief** do you have thoughts on that Erica? **Council Member Miles,** I think that is an excellent idea. **Council Member Moncrief-** Okay, I think it is that we just need to make sure that it is done that way. We can reject any and all proposals if it's deemed to be in the best interest of the city to do so. I think the only thing that we really would need is to come up with a date, I think June 10<sup>th</sup> from now, how long does it take to run in the paper? **City Attorney Jay Crawley-**You've got to run it in the paper, and they do that twice a week so that's the invitation. **Council Member Moncrief -** But could we do June 10<sup>th</sup> or August, no we don't want to wait to do August. Just remember that we must have the modified resolution and bid request done by Monday morning to meet the Wednesday paper deadline. We will run it in two papers to ensure that everybody sees it right. So, if we don't get it by Monday, then we just missed the deadline. It'll be the following Saturday, OK and you are going to have to read the modifications because I got lost on that one. Actually, you know what June 10<sup>th</sup>, that's four weeks out, so that is ok. What do you think Erica? That would be four weeks so, if we have it in the paper next Wednesday or I would be the next Wednesday as the first available opportunity. So. That would be the let's make it the 16<sup>th</sup>, so that would be the 17<sup>th</sup>. It would run in the paper for the first time, and it would run on the 24<sup>th</sup>. I think the 16<sup>th</sup> gives people more time to get their bids in. And this gets mailed out too, right? You can mail somewhere, I think it has it in here for the contractors. The city's used this in the past the mayor sent it out to them. Right just to get there but whose responsibility is it to mail it out? It is in the hands of the city clerk. Okay I don't think I have anything else that's it. **Council Member Erica Miles** Do we need to make a motion? **Mayor Moore** Before you do I want you to read it out

first. **Attorney Jay Crawley**- Well it might be easier if I speak the motion for all of that, and one of ya'll so moved. So the motion would be to approve a request for proposals from engineering firms on the repaving of the Emerald Cove subdivision as presented by the city attorneys with the following amendments to delete bullet point #1 and put in their language that the engineer come up with a plan that is the most complete and cost effective to remove issue to strike the bullet point number. Three regarding paving 7 feet into the private drive as the homeowner's association is going to take care of that paving. But to include feathering it into the clubhouse parking lot and the amendments to Exhibit B would like to make it uniform with the updated action items on the page of the Revolution. You strike a typo of paragraph one that the sealed envelopes will be opened at the next June 16, 2023 deadline and to clarify bids can be mailed into City Hall. **Council Member Moncrief** So, that's a council meeting or work session, right. **Council member Miles** made a motion to approve the amendment as read, **Council member Moncrief**, seconded, motion passed.

**June 8, 2023**

2. **Emerald Cove Corrective Paving**- Mayor Moore is leaving this under old business until it is resolved. **Council Member Moncrief** asks would this be a time to bring up as issue that I see in Emerald Cove that might affect the city. People are starting to put in cement, I noticed today they are tired of waiting.