

**MINUTES OF THE SPECIAL MEETING OF THE MAYOR AND CITY COUNCIL HELD ON THURSDAY, April 15TH,
2010 @ 6:00 PM AT YOUNGSVILLE CITY HALL:**

PRESENT: Mayor Wilson Viator, Councilwoman Dianne McClelland (Div E), Councilman A.J. Bernard (Div C), Councilwoman Brenda Burley (Div B), CEO Rick Garner, City Manager Charles Langlinais, CEO Rick Garner and City Clerk Rebecca Gondron

GUESTS: Dana Martin, Jerry Wiley, Joyce & Gene Hamilton, Collin Robicheaux, Randy Roper, Glenn Lege, Stacy Landry, Brandon Neville, Elray Schexnyder, Gus Thibodeaux, Perry Wilson, Linda Meaux, and Glenn McCall

ABSENT: Councilman Tim Barbier (Div D) and Councilman Paul Huval (Div A)

Mayor Wilson Viator asked that Councilman A J Bernard to lead everyone in Prayer and the Pledge of Allegiance

(1) In reference to the Chemin Metairie Parkway Phase II roadway repair work being performed by Glenn Lege Construction, the City Council is considering a proposal to forgo applying the reduced payment provision as stipulated in the contract documents executed for this project. Glenn Lege feels that replacing the entire wearing course and shoulder is not required under the specifications due to developments from the recent testing results. Glenn Lege is asking the City Council to reconsider the original proposal and consider two conditions: Glenn Lege is willing to replace all the wearing course on the travel sections of the road but would not replace the shoulder; and he is requesting that the retainage of \$417,688.12 that is currently being withheld by the City of Youngsville, be released. Additional testing has been performed on various sections of the roadway by Southern Earth Services Inc. (SESI), Site Engineering, and Glenn Lege. These roadway samples were taken on 12/03/09 and the results were submitted by D. Meyn of SESI on 12/29/09. Refer to attachment for tabulated results. In some particular instances, where the asphalt does not meet the required specifications, there is a schedule within the contract that provides for reduced payments for the asphalt provided or in the case of significant departure from the specifications the engineer may require 50% payment or complete the removal of the asphalt. Refer to letter to Mayor Viator from Glenn Lege dated April 8th, 2010 regarding Glenn Lege's request and construction schedule and provisions. Also included in the agenda packet is the results of the testing of the asphalt cores drilled from the Chemin Metairie Parkway Phase I Roadway.

The 45 (forty-five) day lien period has expired and the roadway has been opened to traffic. Therefore, Mayor Viator is asking the City Council for direction on releasing the funds retained. Discussion is given on tape from Glenn Lege, Elray Schexnyder, Glenn McCall, City Attorney George Knox, Mayor Viator and City Council members on the replacement of the shoulder of the roadway. Glenn Lege stated in discussion that he does not feel it is necessary to do so because of the testing results and would be very costly to his company. City Engineer Glenn McCall with C H Fenstermaker and

Associates stated that his recommendation is that both the shoulder and the travel lanes be replaced as originally determined because 3 of the 8 cores did not meet the requirements for the #8 stone and all 8 of the cores did not meet the requirements for the #200 siv as indicated by the test results. Glenn Lege stated that the one year warranty includes the entire roadway, including the shoulder from the time the repair work is completed. At the request of City Attorney George Knox, motion was made by Councilman A J Bernard and seconded by Councilwoman Dianne McClelland to go into executive session to discuss legal concerns and the potential for litigation on the repair work/road failure. Passed unanimously. The executive session was held and upon returning, a motion was made by Councilwoman Brenda Burley and seconded by Councilwoman Dianne McClelland to go back into regular session. Passed unanimously. After discussion, a motion was made by Councilwoman Dianne McClelland and seconded by Councilwoman Brenda Burley to release \$200,000.00 to Glenn Lege Construction for repairs on the Chemin Metairie Parkway Phase I with a one year warranty on the travel course, contingent upon the agreement with him within the next couple of days to also give an 18 month warranty on the shoulder of the roadway. Passed unanimously.

(2) Gus Thibodeaux with APT Controls Inc. was present tonight to discuss the 3 year sewer operations and maintenance services contract renewal for the City of Youngsville's 2 wastewater plants and 20 sewer lift stations. This renewal contract price reflects a 9% increase. The City is currently paying \$3952.00 per month and will increase to \$4300.00. Motion was made by Councilwoman Brenda Burley and seconded by Councilwoman Dianne McClelland to renew the contract/agreement between APT Controls, Inc. and the City of Youngsville for the sewer operations and maintenance dated April 1st, 2010 for 3 years; approving the increase. Passed unanimously.

(3) In addressing a request for sidewalk construction on Hawk Drive, Mayor Viator stated that City Manager Charles Langlais and Sherman Thibodeaux went to look on location and determined that culvert installations would be necessary and costly, somewhere in the neighborhood of \$40,000, being conservative. Because of this, the City Council took no action on this matter. Dana Martin stated in discussion that if the city cannot do the whole project, then there would be no point in doing the work and also that the work may create drainage problems. Mayor Viator discussed future endeavors for a walking/biking trail around the City of Youngsville and is working with Grant Consultant Richard Minvielle for any available funding.

With no further discussion, motion was made by Councilwoman Brenda Burley and seconded by Councilwoman Dianne McClelland to adjourn this special meeting. Motion passed unanimously.

Mayor Viator adjourned this meeting.

Wilson B Viator Jr., Mayor
City of Youngsville

Rebecca Gondron, CMC
City Clerk

