

**ATHENS MUNICIPAL WATER AUTHORITY  
FEBRUARY 14, 2018**

The Board of Directors of the Athens Municipal Water Authority ("AMWA" or "Authority") met in Regular Session on Wednesday, February 14, 2018, 8:00 a.m. at the Athens Municipal Water Authority Headquarters, with the following members present, to-wit:

Mike Peek, President  
Ed Gatlin, Vice President  
Don Foster, Secretary  
Milburn Chaney, Board Member  
Frank Lunceford, Board Member

others present: Bill Casey, AMWA Executive Director; Martin Bennett, AMWA Attorney; Beth McConnell, AMWA Office Manager;

guests of note: Elizabeth Borstad, City of Athens City Administrator; Monte Montgomery, City of Athens Mayor; Ryan Adams, City of Athens; Bubba Smith, City of Athens Councilmember; Randy Williams, City of Athens; Mike Finney, City of Athens; Corey Frentress, Velvin & Weeks Consulting Engineers; Tyler Hendrickson, Velvin & Weeks Consulting Engineers; JW Lambright, Smith, Lambright, & Associates

constituting a quorum at which time the following proceedings were enacted to wit:

**CALL TO ORDER**

The meeting was called to order at 8:03 a.m. by President Peek

**DECLARATION OF CONFLICT OF INTEREST**

No conflicts of interest were declared

**OPPORTUNITY FOR CITIZENS TO EXPRESS ITEMS OF CONCERN**

Mayor Monte Montgomery introduced the new City Manager, Elizabeth Borstad, and thanked AMWA for their cooperation with upcoming water projects.

Mr. Mark Carroll, of the P A Taylor subdivision, asked that the *Rules & Regulations Governing Lake Athens* changes to be voted on later in the meeting, address past challenges, specifically the location clause. His recommendation would be everyone to submit a plat with the exact location of the proposed boathouse. Additionally, he spoke on the rule regarding perpendicular property lines was frustrating and confusing. He also stated that AMWA should not raise their fees this year, because AMWA has an excess of funds and that money should be used for vegetation treatment.

President Mike Peek, let the audience know that Director Milburn Chaney was selected as the Athens Chamber of Commerce Citizen of the year.

**CONSENT AGENDA**

A motion was made by Director Chaney, seconded by Director Lunceford, to approve the minutes of the January 10, 2018, Regular Session meeting. This motion carried unanimously.

**COMMITTEE REPORTS**

Director Gatlin presented the financial statements.

Director Gatlin presented the monthly bills for payment. A motion was made by Director Chaney and seconded by Director Lunceford for payment of those bills. This motion carried unanimously.

Director Gatlin asked Office Manager McConnell to explain the financial resolution to temporarily amend the policy regarding check signatures on the Office Management account. Office Manager McConnell explained that while she is out on maternity leave, there may still be a need for the Authority to write a check (for \$1,500 or less) out of the Office Management account, and would like there to be no delay for Executive Director Casey in being able to conduct this business.

A motion was made by Director Gatlin, seconded by Director Chaney, to approve Resolution 2018-0214a, to temporarily amend the checking signatories on the Office Management account, and allow Executive Director Casey to singularly sign checks for 90-days from this date. This motion carried unanimously.

#### **PRESENTATION OF FINANCIAL AUDIT FOR THE 2016-17 FISCAL YEAR**

Mr. JW Lambright of Smith, Lambright & Associates presented the audit findings for the previous fiscal year.

#### **DISCUSS AND ACT UPON APPROVAL OF THE FINANCIAL AUDIT FOR THE 2016-17 FISCAL YEAR**

A motion was made by Director Gatlin, seconded by Director Foster, to accept the 2016-17 fiscal year audit. This motion carried unanimously.

#### **DISCUSS AND ACT UPON APPROVING CHANGES TO THE RULES & REGULATIONS GOVERNING LAKE ATHENS**

Recommended changes to the *Rules & Regulations Governing Lake Athens* were presented to the Board from staff.

A motion was made by Director Foster, seconded by Director Lunceford, to approve the recommended changes to the *Rules & Regulations Governing Lake Athens*, as presented. This motion carried four to one, with Director Chaney opposed.

#### **DISCUSS AND ACT UPON THE ANNUAL CPI ADJUSTMENT TO THE LAKE ATHENS SERVICES FEE STRUCTURE**

Executive Director Casey reminded the Board that in 2017, they only approved have of the inflationary increase to the Lake services fees. Executive Director Casey presented the Board with CPI increases to the Lake service fees, which included the remainder of the 2017 inflationary increase, taking the fees adjusted last year and increasing them by the 2018 CPI adjustment, and doing both.

A motion was made by Director Lunceford, seconded by Director Gatlin, to increase the Lake services fees by the remainder of the 2017 CPI adjustment. This motion carried unanimously.

#### **DISCUSS AND ACT UPON BIDS FOR SECURITY FENCING AT LAKE ATHENS DAM**

Executive Director Casey presented three bids to the Board for security fencing at the dam. Executive Director Casey recommended the Board accept the lowest bid.

A motion was made by Director Chaney, seconded by Director Gatlin, to accept the Wilson Fence bid of \$15,284.92. This motion carried unanimously.

#### **DISCUSS AND ACT UPON BIDS FOR NEW FILTER MEDIA IN FILTER #1 AT THE WATER TREATMENT PLANT**

Tyler Hendrickson, of Velvin & Weeks Consulting Engineers, gave an overview of the challenges of receiving bids for new filter media. These challenges include some companies only selling media, some companies only performing installation, etc. Additionally, Mr. Hendrickson explained that once the media was removed from filter #1, a crack in the underdrain was apparent and must be remedied before new media can be placed in the filter. At this time, we do not have an adequate number of bids to move forward with the underdrain repair.

A motion was made by Director Gatlin, seconded by Director Lunceford, to table this matter until proper bids can be received for both repairing the underdrain and installing filter media. This motion carried unanimously.

**DISCUSS AND ACT UPON A REQUEST FOR A VARIANCE TO THE RULES & REGULATIONS GOVERNING LAKE ATHENS, ARTICLE 2, SECTION 1, AREA OF A PIER OR BOATHOUSE, FOR THE RESERVE LOT 4, AS REQUESTED BY S. THOMAS**

Executive Director Casey explained that this homeowner was building a dock and decided to add a jet-ski lift, which would put him approximately 30 square feet over his maximum allotted size. Executive Director Casey recommended the Board approve the variance.

A Motion was made by Director Lunceford, seconded by Director Foster, to approve the variance request. This motion carried unanimously.

**EXECUTIVE DIRECTOR'S REPORT**

Executive Director Casey gave his Executive Director and Chief of Police reports, including the water report.

Executive Director Casey explained that a high lift pump #3 has failed at the Water Treatment Plant, as it has outlived its useful life, and presented bids to the Board for its replacement.

A motion was made by Director Chaney, seconded by Director Lunceford to accept the bid from Odessa Pumps, in the amount of \$7,124.00, to replace the high lift pump. This motion carried unanimously.

**EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, CHAPTER 551, SECTION 551.071: CONSULTATION WITH THE ATTORNEY OF THE AUTHORITY REGARDING PENDING LITIGATION – RUNNING/WILKINS V. CITY OF ATHENS/AMWA**

A motion was made by Director Gatlin, seconded by Director Foster, to enter into Executive Session at 8:53 A.M.

**CONSIDER ACTION RESULTING FROM EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, CHAPTER 551, SECTION 551.071: CONSULTATION WITH THE ATTORNEY OF THE AUTHORITY REGARDING PENDING LITIGATION – RUNNING/WILKINS V. CITY OF ATHENS/AMWA**

A motion was made by Director Gatlin, seconded by Director Lunceford, to return from Executive Session at 9:05 A.M.

No action was taken.

**ADJOURN**

A motion was made by Director Gatlin, seconded by Director Foster, to adjourn the meeting at 9:06 A.M.

PASSED AND APPROVED on this 14<sup>th</sup> day of March, 2018.

---

Mike Peek, President

ATTEST:

---

Donald A. Foster, Secretary