

**ATHENS MUNICIPAL WATER AUTHORITY
REGULAR SESSION
July 08, 2015**

The Board of Directors of the Athens Municipal Water Authority ("AMWA") met in Regular Session on Wednesday, July 08, 2015, 8:00 a.m. in the Hart-Morris Conservation Center of the Texas Freshwater Fisheries Center with the following members present, to-wit:

Stephen R. Sparkman, President
Don Foster
Ed Gatlin
David Thomas

Martin Bennett, AMWA Attorney

others present: Tyler Hendrickson, and Darlene Forshage;

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 Director Sparkman.

DECLARATION OF CONFLICT OF INTEREST

No action was taken.

CONSENT AGENDA

Motion was made by Director Gatlin and seconded by Director Foster to approve the Consent Agenda which included: approval of the June 10, 2015 Regular Session minutes; approval of the June 22, 2015 Special Session minutes; and payment of monthly statements presented. Motion carried unanimously.

COMMITTEE REPORTS

Committee reports were given as follows:

- a. **Lake Athens:** President Sparkman announced that beginning in mid-August, AMWA staff would begin marking those properties who are current in their 2015 AMWA fees with bright green tags (tags were shown). Also included in his report were a brief report of the successes of the AMWA website and social media sites; and a summary of the findings of a vegetation study presented by Texas Parks & Wildlife. In closing his report, he reported that the recent July 4th holiday had brought many individuals to Lake Athens. He commended both Bill Magee for his dedication to AMWA during the events of the day, and the Lakeside Grill & Mart for the services they provided to guests throughout the weekend. Director Foster concurred and echoed his commendation of Bill Magee.
- b. **Finance:** Director Gatlin presented a brief overview of the financial position of the organization. Current account balances for AMWA include: \$1.33M – Revenue Account; \$2.6M – Tax Account; \$1.01M – Revenue Fund CD; and \$6.60M- Tax Fund CD. Total deposits equal \$5,559,810.65. Director Gatlin then reviewed two investment accounts currently held with TexPool. An item will be placed on the August 1, 2015 Regular Session Agenda to discuss the disposition of these investment accounts. Director Thomas requested that a listing of delinquent property tax payments be provided to the board as soon as conveniently possible.
- c. **Water Development:** - Director Foster briefly touched on the status of the painting of the clear wells at the Athens Water Treatment Plant, as well as the status of obtaining an easement into the Powder River Tract from HJO. Additional details would be provided by Tyler Hendrickson in his July 2015 Engineer's Report. Director Foster closed his report by informing those present that although Well #1 was now officially available for use, the City of Athens had chosen not to

activate it. He explained the necessity of utilizing this well in order to keep the mechanism in working order. He suggested that if the City of Athens did not intend to utilize the well, consideration should be given to postponing any future development of the Powder River Well Farm.

- d. **City/AMWA Relations:** Director Thomas had no report.
- e. **Public Awareness:** President Sparkman informed those present that Darlene Forshage had been appointed as an Alternate to the City's Tourism Advisory Council and would represent AMWA and Lake Athens in local tourism endeavors.
- f. **Economic Impact:** No formal report. An update regarding the Sewer Project with AEDC would be presented in the Engineer's Report.

ENGINEERING REPORT

Tyler Hendrickson and Corey Fentress of Velvin & Weeks Engineering reported on the status of all AMWA current and proposed projects.

DISCUSS AND ACT UPON AUTHORIZING VELVIN & WEEKS TO ADVERTISE BIDS ON NURSING HOME SEWER PROJECT

Without sufficient progress being made on the project at the time of this meeting, this item was tabled until the August 19, 2015 Regular Session.

DISCUSS AND ACT UPON THE FUTURE DEVELOPMENT OF WELL FARM

Due to a lack of use of Well #1 by the City of Athens, discussions then turned toward the future development of the AMWA Well Farm. Director Foster explained that it would be best to take pressure off of Lake Athens and incorporate groundwater usage. Director Gatlin asked if we would lose access to any permits on the wells at the Well Farm if we lost momentum in their development. Director Foster confirmed that the Rule of Capture would safeguard the permits for future development. It was decided that the City would be contacted to determine their intent on future well usage. This item will be revisited at the August Regular Session of the board of directors.

EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, SECTION 551.072 DELIBERATIONS ABOUT LEASE OF REAL PROPERTY IN REGARD TO THE LAKE ATHENS MARINA, AND TEXAS GOVERNMENT CODE, SECTION 551.071, CONSULTATION WITH ATTORNEY

EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, SECTION 551.074 DELIBERATIONS ABOUT PERSONNEL MATTERS INCLUDING THE EVALUATION OF THE EXECUTIVE DIRECTOR AND OFFICE MANAGER POSITIONS, AND TEXAS GOVERNMENT CODE, SECTION 551.071, CONSULTATION WITH ATTORNEY

The board then adjourned to Executive Session at 9:24 a.m. for the purpose of discussing matters as described above.

CONSIDER AND ACT UPON MATTERS RESULTING FROM EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, SECTION 551.072 DELIBERATIONS ABOUT LEASE OF REAL PROPERTY IN REGARD TO THE LAKE ATHENS MARINA, AND TEXAS GOVERNMENT CODE, SECTION 551.071, CONSULTATION WITH ATTORNEY

Returning from Executive Session at 10:44 a.m., President Sparkman announced that the board was continuing discussions with a proposed concessionaire but that no action was being taken.

**CONSIDER AND ACT UPON MATTERS RESULTING FROM
EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, SECTION 551.074
DELIBERATIONS ABOUT PERSONNEL MATTERS INCLUDING
THE EVALUATION OF THE EXECUTIVE DIRECTOR AND OFFICE MANAGER POSITIONS,
AND TEXAS GOVERNMENT CODE, SECTION 551.071, CONSULTATION WITH ATTORNEY**

In further action resulting from deliberations held in Executive Session, President Sparkman announced that no action was being taken at this time regarding AMWA personnel matters pending consultation with the Executive Director.

ADJOURN

Motion was made by Motion was made by Director Thomas and seconded by Director Gatlin to adjourn. The motion carried unanimously.

PASSED AND APPROVED on this 19 day of August, 2015.


Stephen R. Sparkman, President

ATTEST:



Donald A. Foster, Secretary