

ATHENS MUNICIPAL WATER AUTHORITY
October 14, 2015

The Board of Directors of the Athens Municipal Water Authority ("AMWA") met in Regular Session on Wednesday, October 14, 2015, 8:00 a.m. in the Pavilion at the Lake Athens Marina with the following members present, to-wit:

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

Martin Bennett, AMWA Attorney

others present: Tyler Hendrickson, Corey Frentress, Elizabeth Flach 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 8:00 a.m. by President Sparkman.

DECLARATION OF CONFLICT OF INTEREST

No conflicts of interest declared.

OPPORTUNITY FOR CITIZENS TO EXPRESS ITEMS OF CONCERN

C.A. Hawn of Athens
 Gerald Bergman of Athens
 Jane Nettune of Athens

CONSENT AGENDA

Motion was made by Director Gatlin and seconded by Director Thomas to approve the minutes of the September 9, 2015, Regular session. This motion carried unanimously.

A motion was made by Director Peek and seconded by Director Thomas to table the approval of monthly statements, after the engineer's report.

Following the engineer's report, a motion was made by President Sparkman and seconded by Director Foster to approve payment of the monthly statements. This motion carried unanimously with Director Peek absent.

COMMITTEE REPORTS

Committee reports were given as follows:

- a. **Lake Athens:** President Sparkman presented a petition from the Bayshore Drive/Impala south homeowners to place a "No Wake" buoy at the entrance to Impala Point.

A motion was made by President Sparkman and seconded by Director Foster to place the buoy and to authorize Executive Director Casey to research historical rules and regulations to conform or amend regulations for buoys. Motion carried unanimously.

- b. **Finance:** Director Gatlin presented an overview of the financial position of the organization.

- i. A motion was made by Director Gatlin and seconded by Director Thomas to approve changes to the budget to cover consulting costs, revised audit costs, intern and election costs. Motion carried unanimously.
- ii. A motion was made by Director Gatlin and seconded by Director Foster to approve the purchase of a new office vehicle from Randall Reed's Prestige Ford, in the amount of \$28,300. This motion carried four to one with Director Thomas dissenting.
- iii. A motion was made by Director Gatlin and seconded by President Sparkman to act upon a policy manual revision regarding the bank signatories for the tax and revenue accounts, as it pertains to the number of board members required to sign each check. This motion carried four to one with Director Thomas dissenting.
- iv. A motion was made by Director Gatlin and seconded by President Sparkman to approve the policy revision to have the Executive Director and the Office Manager sign on the Office Management Account. This motion carried unanimously.
- c. **Water Development:** - Director Foster reported on the electronics issues at WTP1
- d. **City/AMWA Relations:** Director Thomas had no report.
- e. **Public Awareness:** President Sparkman deferred this report to Elizabeth Flach regarding social media usage.
- f. **Economic Impact:** Director Peek had no report.

EXECUTIVE DIRECTOR'S REPORT

Executive Director Casey then presented a report of his monthly activities.

A motion was made by President Sparkman and seconded by Director Gatlin to approve a dredging policy and add this policy to the rules and regulations. This motion carried unanimously.

A motion was made by President Sparkman and seconded by Director Foster to adopt the 2015-16 Code of Ethics. This motion carried unanimously.

Director Thomas volunteered to be named to the Audit Committee as required in Article 6 of the Code of Ethics.

A motion was made by President Sparkman and seconded by Director Thomas, for Director Thomas to be named to the Audit Committee. This motion carried unanimously.

Director Peek then excused himself from the session at 9:32 a.m.

ENGINEERING REPORT

A motion was made by Director Thomas and seconded by Director Gatlin to approve and accept Dulpichain's bid of \$140,047 for the work to be done on the AEDC sewer project. This motion carried unanimously, with Director Peek absent.

A motion was made by Director Thomas and seconded by Director Gatlin to approve a task-order for engineering and survey on dam maintenance. This motion carried unanimously, with Director Peek absent.

A.M.W.A. Minutes
September 9, 2015
Page 3

A motion was made by Director Thomas and seconded by President Sparkman to approve plans for the Powder River access road and authorize Velvin and Weeks to proceed with advertising for bids. This motion carried unanimously, with Director Peek absent.

**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**

The board then adjourned to Executive Session at 9:51 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 10:52 a.m., President Sparkman explained that the Board of Directors had been presented with a lease proposal for the Lake Athens Marina Complex.

A motion was made by Director Gatlin and seconded by Director Foster to authorize the President of AMWA's Board of Director's to approve and execute a Master Lease Agreement with Lake Athens Holding, LLC, for the lease of lands owned by AMWA, commonly known as the Lake Athens Marina. This motion carried three to one, with Director Thomas dissenting and Director Peek absent.

ADJOURN

Motion was made by Director Thomas and seconded by Director Gatlin to adjourn, at 11:01 a.m. The motion carried unanimously.

PASSED AND APPROVED on this 18 day of November, 2015.


Stephen R. Sparkman, President

ATTEST:


Donald A. Foster, Secretary

