

ATHENS MUNICIPAL WATER AUTHORITY
November 8, 2019

The Board of Directors of the Athens Municipal Water Authority ("AMWA" or "Authority") met in Regular Session on Wednesday, November 8, 2019, 8:00 a.m. at the Athens Municipal Water Authority Headquarters, with the following members present, to-wit:

Mike Peek, President
Frank Lunceford, Vice-President
Don Foster, Secretary
Milburn Chaney, Board Member
Marty Lindsey, Board Member

others present: Ed Gatlin, AMWA Executive Director; Martin Bennett, AMWA Attorney; Beth McConnell, AMWA Office Manager; Gary Dugan, AMWA Chief of Police/Inspector

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

CALL TO ORDER

The meeting was called to order at 8:04 a.m. by President Peek.

DECLARATION OF CONFLICT OF INTEREST

No conflicts of interest were declared.

OPPORTUNITY FOR CITIZENS TO EXPRESS ITEMS OF CONCERN

Mrs. Jane Nettune, of Impala South subdivision, requested that the Authority notify nearby property owners that a commercial well will be drilled near Peninsula Drive and Private Road 8802.

CONSENT AGENDA

A motion was made by Director Foster, seconded by Director Chaney, to approve the consent agenda, including:

- a. October 11, 2019 Regular Session minutes
- b. Monthly statements and payment of bills

The motion carried unanimously.

FINANCIAL

A motion was made by Director Lunceford, seconded by Director Foster, to amend the 2019-2020 fiscal year budget as presented. This motion carried unanimously.

A motion was made by President Lunceford, seconded by Director Foster, to allow staff to set-up auto-drafts for monthly reoccurring bill payments from the tax fund. This motion carried unanimously.

WATER DEVELOPMENT

A motion was made by Director Lunceford, seconded by Director Foster, to authorize the Executive Director to enter into a professional services agreement with Thornhill Group, Inc. for a hydrogeology evaluation of additional potential well sites, for a cost of \$15,000. This motion carried unanimously.

A motion was made by Director Chaney, seconded by Director Foster, to authorize the Executive Director to enter into a professional services agreement with S.D. Kallman, LP, the engineering review related to the additional potential well sites, for a cost of \$28,000. This motion carried unanimously.

A motion was made by Director Foster, seconded by Director Lunceford, to share the cost of the above professional service agreements with the City of Athens, pending approval of the cost sharing agreement with the City Council. This motion carried unanimously

DISCUSS AND CONSIDER AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH S.D. KALLMAN, LP, FOR THE ENGINEERING OF THE MAIN CAUSTIC TANK AND CONTAINMENT BASIN AT THE WATER TREATMENT PLANT

A motion was made by Director Lunceford, seconded by Director Foster, to authorize the Executive Director to enter into a professional services agreement with S.D. Kallman, LP, for engineering of the main caustic tank and containment basin, at a cost of \$37,000. This motion carried unanimously.

REVIEW AND CONSIDER FINDINGS FROM THE US UNDERWATER SERVICES INSPECTOIN REPORT OF THE LAKE ATHENS RAW WATER INTAKE

Executive Director Gatlin showed the Board photos and video of the three (3) areas of concern that were identified during the dive inspection.

A motion was made by Director Foster, seconded by Director Lunceford, to solicit a bid from US Underwater Services to correct those three (3) deficiencies identified)

DISCUSS AND CONSIDER A RESOLUTION TO DISANNEX PROPERTY FROM OR ANNEX PROPERTY TO THE TERRITORY OF THE ATHENS MUNICIPAL WATER AUTHORITY

A motion was made by Director Lunceford, seconded by Director Foster, to sign a resolution that states that once a property is annex or disannexed by the City of Athens, said property has been annexed or disannexed by the Authority. This motion carried unanimously.

DISCUSS AND CONSIDER ENTERING INTO A LEASE AGREEMENT WITH THE HENDERSON COUNTY PEACE OFFICERS ASSOCIATION

A motion was made by Director Chaney, seconded by Director Foster, to authorize the Executive Director to enter into the presented lease agreement with the Henderson County Peace Officers Association. This motion carried unanimously.

LAW ENFORCEMENT REPORT

Police Chief Gary Dugan reported on the months law enforcement and inspection activities.

Chief Dugan explained that according to Board meeting minutes, all private and semi-private boat ramps must carry liability insurance. A request was made of the two subdivision property owners' associations that operate private boat ramps. Both Timber Lake Estates and Oakwood POAs have presented proof of insurance to the Authority.

Chief Dugan then showed pictures and laid out a timeline regarding the alleged violations of Article 15, Section 1, and Article 25, Section 4 of the *Rules & Regulations Governing Lake Athens*, at the property located at Dorsey Estates Lot 14. The staff of the Authority and Texas Parks and Wildlife believe that the property owner illegally used an unknown chemical to destroy the aquatic vegetation adjacent to their property. These property owners did so knowingly that they did not have a permit for aquatic vegetation treatment from the Authority or an approved Aquatic Vegetation Treatment Proposal from Texas Parks and Wildlife. One of the property owners has refused to respond to Chief Dugan, so that he may complete the vegetation.

Office Manager McConnell read aloud a letter to send to the adjacent property owner that states to cooperate with the investigation or have your permit to access Lake Athens suspended.

A motion was made by Director Lunceford, seconded by Director Foster, to approve and sign the proposed letter. This motion carried unanimously.

EXECUTIVE DIRECTOR REPORT

Executive Director Gatlin gave his report as Executive Director.

ADJOURN

A motion was made by Director Lindsey, seconded by Director Foster, to adjourn the meeting at 8:59 A.M.

PASSED AND APPROVED on this 11th day of December, 2019.

Mike Peek, President

ATTEST:

Donald A. Foster, Secretary