

**ATHENS MUNICIPAL WATER AUTHORITY
SPECIAL SESSION
JANUARY 2, 2014**

The Board of Directors of the Athens Municipal Water Authority ("AMWA") met in Special Session on Thursday, January 2, 2014 at 4:00 p.m. in the Council Chambers of the City of Athens with the following members present and constituting and quorum, to-wit:

Joe Whatley, Vice-President
Charles Elliott
Ed Gatlin
Steve Sparkman
Donald Foster
Wylie Pirkle, Executive Director
Martin Bennett, AMWA Attorney.

CALL TO ORDER

Director Joe Whatley called the meeting to order.

Executive Session pursuant to the Texas Government Code, Section 551.071 - Consultation with Attorney; Consultation regarding ongoing litigation in Cause No. 2013A-1145, 173rd Judicial District County of Henderson County, Texas and the efforts by the City of Athens to abolish AMWA.

A motion was made by Director Sparkman, which was seconded by Director Elliott, to adjourn to executive session. The motion carried unanimously.

A motion was made by Director Gatlin, which was seconded by Director Sparkman, to return to regular session at 5:00 p. m. The motion carried unanimously.

Consider action resulting from deliberations in Executive Session regarding ongoing litigation and efforts by the City of Athens to abolish AMWA.

A Motion was made by Director Whatley, which was seconded by Director Gatlin, to contract with Martin R. Bennett to continue to represent the Authority in regard to the litigation with the City of Athens, and to further authorize Martin R. Bennett to retain co-counsel and experts necessary to prepare the case for trial and to assist in the issues involving the attempts by the City of Athens to abolish the Authority. The motion carried unanimously.

A Motion was made by Director Whatley, which was seconded by Director Gatlin, to approve any bond necessary to obtain a temporary injunction or temporary restraining

order that has been filed in the litigation against the City of Athens. The motion carried unanimously.

ADJOURN


A motion was made by Director Gatlin, which was seconded by Director Sparkman, to adjourn. The motion carried unanimously.

PASSED AND APPROVED ON THIS ____ DAY OF January, 2014.



Joe Whatley, Vice President

ATTEST.



Secretary, Ed Gatlin