

**ATHENS MUNICIPAL WATER AUTHORITY
REGULAR SESSION
APRIL 8, 2014**

The Board of Directors of the Athens Municipal Water Authority ("AMWA") met in Regular Session on Tuesday, April 8, 2014 at 8:30 a.m. in the Council Chambers of the City of Athens with the following members present and constituting a quorum, to-wit:

Ed Gatlin
Steve Sparkman
Donald Foster
Greg Hisey
David Thomas
Wylie Pirkle, Executive Director
Martin Bennett, AMWA Attorney
Bill McGee, Lake Inspector

Others present were:

Pam Burton, City Manager
Marlin Smith, Auditor
Tyler Hendrickson, of Velvin & Weeks Engineering
Pam Watson, City Secretary
Glen Herriage, City Utility Director
Various members of the public

Director Steve Sparkman called the meeting to order.

MINUTES

Motion was made by Director Ed Gatlin and seconded by Director Greg Hisey, to approve the Minutes of March 19, 2014 and April 2, 2014 meetings. All Board members approved, with the exception of David Thomas who did not vote due to not being on the Board at the time of the meetings for which the Minutes were presented.

APPROVAL OF BOND FOR NEW BOARD MEMBER

Motion was made by Director Hisey and seconded by Director Gatlin to approve the bond for new Board Member David Thomas. The motion was carried unanimously.

AUDIT

The audit for AMWA was presented by Marlin Smith. Motion was made by Director Thomas to deny approval of the audit report due to the Board not being able to approve all representations contained in the management letter presented by Smith, Lambright & Associates, P.C. Motion was seconded by Hisey. The motion was carried unanimously.

INSPECTOR'S REPORT

Inspector Bill McGee reported that the lake level was at 440.23 MSL and that no construction activities on the lake were in progress.

FINANCIAL REPORT

The financial reports were presented by Director Gatlin from reports prepared by David Hopkins, City Financial Director.

ENGINEER'S REPORT

- A. Tyler Hendrickson of Velvin & Weeks Engineering gave an update on the current fencing project that is ongoing.
- B. Tyler Hendrickson of Velvin & Weeks presented a report on the design on the pipe and improvements to the north clear well and to the backwash pump for filters one and two. Motion was made by Director Gatlin and seconded by Director Foster to approve Velvin & Weeks to proceed with the design of the pipe and improvements to the north clear well and to the backwash pump for filters one and two. The motion was carried unanimously.

EXECUTIVE DIRECTOR'S REPORT

No report.

CONSIDERATION ON PAYMENT OF STATEMENTS

Director Hisey made a motion to pay all the bills presented to the Board, Ed Gatlin seconded the motion. The motion carried unanimously.

CITIZENS TO EXPRESS CONCERNS

No citizen undertook the opportunity to express items of concern.

**EXECUTIVE SESSION PURSUANT TO THE
TEXAS GOVERNMENT CODE, SECTION 551.071**

The Board entered into Executive Session beginning at 8:50 a.m. for the purpose of consultation with attorney: (1) consultation regarding litigation with the City of Athens, Cause No. 2013A-1145, 173rd Judicial District Court, Henderson County, Texas; (2) consultation regarding election to abolish AMWA.

At 10:00 a.m. the Board returned to regular session.

CONSIDERATION RESULTING FROM EXECUTIVE SESSION

Motion was made by Director Gatlin to continue to negotiate with the City of Athens to come to an equitable solution with the City on the lawsuit between AMWA and the City of Athens and to attempt to negotiate an equitable resolution of the City's attempts to abolish AMWA. The motion was seconded by Director Thomas. The motion carried unanimously.

ADJOURN

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

PASSED AND APPROVED on this 6th day of August, 2014.


STEVE SPARKMAN, President

ATTEST:


Donald Foster, Secretary