

**ATHENS MUNICIPAL WATER AUTHORITY  
SPECIAL SESSION  
April 24, 2014**

The Board of Directors of the Athens Municipal Water Authority ("AMWA") met in Special Session on Thursday, April 24, 2014 at 2:00 a.m. in the Council Chambers of the City of Athens with the following members present and constituting and quorum, to-wit:

Steve Sparkman  
Greg Hisey  
David Thomas  
Wylie Pirkle, Executive Director  
Martin Bennett, AMWA Attorney  
Andy Messer

Others present were:

Glen Herriage, Director of Utilities

Director Steve Sparkman called the meeting to order.

**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 3:05 p.m. for the purpose of: Consultation with Attorney; (1) Consultation regarding litigation with the City of Athens, Cause No. 2013A-1145 of the 173<sup>rd</sup> Judicial District Court, and the litigation in the Twelfth Court of Appeals, Tyler, Texas; (2) Consultation regarding election matters for the May 10, 2014 election.

At 4:01 p.m. the Board returned to public session.

**CONSIDERATION RESULTING FROM EXECUTIVE SESSION**

Motion was made by Director Greg Hisey and seconded by Steve Sparkman to authorize AMWA's legal counsel to dismiss the \$4,000,000.00 tort claims against the City in the pending litigation and to continue settlement negotiations with the City. The motion carried unanimously.

ADJOURN

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

PASSED AND APPROVED on this 20 day of April, 2014.

A handwritten signature in blue ink, appearing to read "Stephen K. Spivey", written over a horizontal line.

ATTEST:

A handwritten signature in black ink, appearing to read "Donald Foster", written over a horizontal line.  
Donald Foster, Secretary