

REGULAR SESSION

MAY 10, 2011

The Board of Directors of the Athens Municipal Water Authority met in Regular Session on Tuesday, May 10, 2011, 8:30 a.m. in the Council Chambers of the City of Athens with the following members present, to-wit:

Chip Perryman  
Mike Stover  
Ed Gatlin  
Steve Sparkman

Wylie Pirkle, Executive Director  
Pam Watson, City Secretary  
Glen Herriage, Director of Utilities  
David Hopkins, Director of Finance  
Bill Magee, Lake Inspector  
Martin Bennett, A.M.W.A. Attorney

others present: Jon Humphries, Tyler Hendrickson, Chris Weeks and other interested citizens;

with the following member absent: C.A. Hawn;

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

Director Perryman called the meeting to Order.

CONSIDER APPROVING THE MINUTES OF THE APRIL 12, 2011 REGULAR SESSION

A motion was made by Director Perryman, seconded by Director Stover to approve the minutes of the April 12, 2011 Regular Session, as written. The motion carried unanimously.

INSPECTOR'S REPORT

A) STATUS REPORT ON LAKE ACTIVITIES

Bill Magee, Lake Inspector

- 1) Lake level is approximately 1 ft. low.
- 2) Updated on dock construction.
- 3) Replacing buoys.
- 4) Placing barriers on four (4) properties with past due fees.

FINANCIAL REPORT

David Hopkins, Director of Finance

- 1) Presented April financials.
- 2) Informed Board that good progress has been made on collecting past due fees.

DISCUSS/CONSIDER RENEWAL OF SERVICES AGREEMENT WITH CITY OF ATHENS

Wylie Pirkle, Executive Director explained that the 20 year Services Agreement between A.M.W.A. and the City of Athens expires 6/24/11. He informed the Board that he met with City Administrator Pam Burton and they feel that it would be beneficial for two (2) A.M.W.A. members and two (2) City Council members to meet and review the Agreement. It was the consensus of the Board that Director Perryman and Director Stover meet with Mr. Pirkle and representatives of the City of Athens to discuss the Agreement.

**DISCUSS/CONSIDER AUTHORIZING REPAIRS TO FILTERS #3 AND #4 AT  
WATER TREATMENT PLANT**

Tyler Hendrickson with Velvin & Weeks Consulting Engineers explained that Filters #3 and #4 are approximately 25 years old and Filter #3 has a hole that is leaking 31 gpm. He explained that these filters can be repaired at a cost of \$500,000 or upgraded at a cost of \$750,000.

Glen Herriage, Director of Utilities explained that a violation has already been received by Texas Commission on Environmental Quality (TCEQ) and a temporary variance was granted until the filters are brought into compliance.

Mr. Pirkle expressed his feelings that the filters need to be repaired correctly. After discussion, a motion was made by Director Gatlin, seconded by Director Stover to authorize Velvin & Weeks Consulting Engineers to proceed with Engineering and Design for Repairs to Filters #3 and #4. The motion carried unanimously.

**EXECUTIVE DIRECTOR'S REPORT**

**A) STATUS REPORT ON CURRENT AND FUTURE PROJECTS**

Wylie Pirkle, Executive Director informed the Board that he researched the Joint Development Agreement between A.M.W.A. and Texas Freshwater Fisheries Center and options concerning the effluent return into Lake Athens. He explained that the Joint Development Agreement terminates in 2028, and after discussions with T.F.F.C. he is recommending that this matter not be pursued.

**DISCUSS/CONSIDER FUTURE WATER SUPPLY**

Director Perryman discussed the Integrated Pipeline Project and the fact that Freese and Nichols still wants A.M.W.A. to consider the option, expressing his feelings that the Board should consider the IPL as a possible future water source.

**ENGINEER'S REPORT**

**A) STATUS REPORT ON CURRENT AND PROPOSED PROJECTS**

Tyler Hendrickson, Velvin & Weeks Consulting Engineers

- 1) Page Construction is working on Dam Maintenance Project.

**CONSIDER PAYMENT OF STATEMENTS**

A motion was made by Director Gatlin, seconded by Director Sparkman to approve the payment of statements, as presented. The motion carried unanimously.

**OPPORTUNITY FOR CITIZENS TO EXPRESS ITEMS OF CONCERN**

There was no discussion.

**EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE,  
SECTION 551.072 DELIBERATION CONCERNING REAL PROPERTY;  
DELIBERATION CONCERNING THE PURCHASE, EXCHANGE, LEASE AND  
VALUE OF REAL PROPERTY**

A motion was made by Director Gatlin, seconded by Director Stover to adjourn to Executive Session. The motion carried unanimously.

A motion was made by Director Gatlin, seconded by Director Stover to return to Regular Session. The motion carried unanimously.

CONSIDER ACTION RESULTING FROM DELIBERATIONS IN EXECUTIVE  
SESSION CONCERNING REAL PROPERTY

A motion was made by Director Gatlin, seconded by Director Stover to terminate existing Contract with Hijo, Inc. for the purchase of 212 acres and authorize A.M.W.A. Attorney Martin Bennett to send a letter of termination to seller and obtain A.M.W.A.'s earnest money. The motion carried unanimously.

ADJOURN

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

PASSED AND APPROVED THIS THE 14<sup>TH</sup> DAY OF JUNE, 2011.

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W.C. "Chip" Perryman, III, President

ATTEST:

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Pam Watson, City Secretary