

**ATHENS MUNICIPAL WATER AUTHORITY
REGULAR SESSION
September 10, 2014**

The Board of Directors of the Athens Municipal Water Authority ("AMWA") met in Regular Session on Wednesday, September 10, 2014 at 8:30 a.m. in the Council Chambers of the City of Athens with the following members present and constituting and quorum, to-wit:

Stephen R. Sparkman
Ed Gatlin
Donald A Foster
David Thomas
Mike Peek
Wylie Pirkle, Executive Director
Martin Bennett, AMWA Attorney
Bill McGee, Lake Inspector

Others present were:

Glen Herriage, Director of Utilities
Tyler Hondrickson, of Velvin & Weeks Engineering
Haven Cox, City of Athens
Various members of the public

CALL TO ORDER

Director Stephen R. Sparkman called the meeting to order at 8:30 a.m.

MINUTES

Motion was made by Ed Gatlin and seconded by David Thomas to approve the Minutes of the Regular Session on August 6, 2014. The Motion carried unanimously by the remaining Directors.

CITIZENS TO EXPRESS CONCERNS

No citizen undertook the opportunity to express items of concern.

PUBLIC HEARING ON BUDGET

Motion was made by Ed Gatlin and seconded by David Thomas to open a public hearing for the budget for the fiscal year 2014-2015. The motion carried unanimously. There were no comments presented by the public. Motion was then made by Ed Gatlin and seconded by David Thomas to close the public hearing. The motion carried unanimously.

RESOLUTION ADOPTING BUDGET

Motion was made by Ed Gatlin and seconded by Donald Foster to approve the budget for the fiscal year 2014-2015 as presented and to approve a Resolution to be signed by the President of the Board of Directors to approve of adopting such budget. The Motion carried unanimously.

PUBLIC HEARING ON TAX RATE

Motion was made by Ed Gatlin and seconded by David Thomas to open a public hearing on the tax rate for the fiscal year 2014-2015. The motion carried unanimously. There were no comments presented by any member of the public. Motion was then made by Ed Gatlin and seconded by David Thomas to close the public hearing. The motion carried unanimously.

RESOLUTION ADOPTING TAX RATE

Motion was made by Ed Gatlin and seconded by Stephen R. Sparkman to approve a tax rate of \$0.122173/One Hundred Dollars valuation and to authorize the President of the Board of Directors to sign a Resolution adopting such tax rate for the Authority for the tax year 2014. The motion carried unanimously.

INSPECTOR'S REPORT

Bill McGee gave the inspector's report, reporting as follows:

1. Lake level is 438.77 MSL;
2. There were no problems on the lake during the month of August;
3. There are some small boat dock projects and dredging projects that are ongoing;
4. The property of the Authority has been posted with "No Trespass" signs; and
5. The inspector requested for the Board to consider changing its rules and regulations to not allow the launching of any boats except from designated boat ramps.

ENGINEER'S REPORT

Tyler Hendrickson of Velvin & Weeks Engineering presented the Engineer's Report on the following matters:

1. The fence project has been finished at a price that was under budget;
2. An update was given on the well farm project;
3. A report was given on the bids that were received for renovations to the water treatment plant.

AWARDING OF BID FOR RENOVATIONS TO WATER TREATMENT PLANT

Motion was made by Ed Gatlin and seconded by David Thomas to award the bid for renovations to the water treatment plant to the low bidder RTR Construction for the bid amount of \$157,460.00. The Motion carried unanimously.

COMMITTEE REPORTS

Committee reports were given as follows:

- a. Lake Athens - Stephen R. Sparkman and Wylie Pirkle
- b. Finance - Ed Gatlin (from information prepared by David Hopkins)
- c. Water Development - Donald A. Foster and Wylie Pirkle
- d. City/AMWA Relations - David Thomas
- e. Public Awareness - Stephen R. Sparkman
- f. Economic Impact - Mike Peek stated he had no report to give for this month

EXECUTIVE DIRECTOR'S REPORT

Executive Director Wylie Pirkle gave an update as to general activities that have been conducted or expected to be completed in the near future.

CONSIDERATION FOR PAYMENT OF STATEMENTS

Stephen R. Sparkman declared that he had a conflict of Interest due to a request for reimbursements that he had presented and abstained from participating in this matter. Motion was made by Ed Gatlin and seconded by Mike Peek to pay all statements that have been presented to the Water Authority. The Motion carried unanimously, with the exception of Stephen R. Sparkman, to authorize payments of all bills that were presented to the Board.

INSURANCE MATTER

Motion was made by Mike Peek and seconded by Donald Foster to approve renewing the property/dam/liability/Worker's Compensation with the Texas Municipal League. The Motion carried unanimously, with the exception of David Thomas who voted in opposition to a motion to approve renewing the property/dam/liability/Worker's Compensation.

ELAINE SCHALLER REQUEST

Motion was made by Ed Gatlin and seconded by Stephen R. Sparkman to deny the request by Elaine Schaller for a waiver of late fees for account W3-298. The Motion carried unanimously.

EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, SECTIONS 551.071

The Board entered into Executive Session beginning at 9:40 a.m. for the purpose of: consultation with attorney regarding litigation in Cause No. 2013A-1145, 173rd Judicial District Court, Henderson County, Texas.

At 9:45 a.m. the Board returned to regular session.

AMWA BOARD RESOLUTION AFTER EXECUTIVE SESSION

Motion was made by Ed Gatlin and seconded by Mike Peek to approve of the settlement with the City of Athens and to approve of the signing of a new Contract with the City of Athens to authorize the President of the Board to sign such Contract, all being subject to the conditions that the City of Athens approve and sign the same Contract and subject to all settlement documents being jointly approved by attorneys for the City of Athens and the Authority. The Motion carried unanimously.

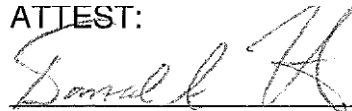
ADJOURN

Motion was made by Ed Gatlin and seconded by Mike Peek to adjourn. The motion carried unanimously.

PASSED AND APPROVED on this 8th day of October, 2014.


STEPHEN R. SPARKMAN, President

ATTEST:



Donald A. Foster, Secretary