

REGULAR SESSION

OCTOBER 8, 2013

The Board of Directors of the Athens Municipal Water Authority met in Regular Session on Tuesday, October 8, 2013, 8:30 a.m. in the Council Chambers of the City of Athens with the following members present, to-wit:

Mike Stover, President
Steve Sparkman
Charles Elliott
Joe Whatley
Ed Gatlin

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

others present: Corey Frentress, Tyler Hendrickson, and other interested citizens;

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

Director Stover called the meeting to order.

CONSIDER APPROVING THE MINUTES OF THE SEPTEMBER 10, 2013
REGULAR SESSION

A motion was made by Director Elliott, seconded by Director Whatley to approve the minutes of the September 10, 2013 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 435.88 m.s.l.
- 2) Dredging at Peninsula Point is ongoing.

FINANCIAL REPORT

David Hopkins, Director of Finance, presented the September financials.

DISCUSS/CONSIDER AWARDING BID FOR FENCING OF A.M.W.A.
PROPERTY AT LAKE ATHENS

Corey Frentress with Velvin & Weeks Consulting Engineers presented four (4) bids that were received for fencing of A.M.W.A. property located behind Lake Athens Dam. He recommended the bid be awarded to low bidder, Atlas Excavation, at a cost of \$74,480.

Wylie Pirkle, Executive Director, explained that Change Orders will be brought back to remove Items #10 and #A1 from the Project, and Velvin & Weeks is working with the Contractor to get Item #3 lowered. After discussion, a motion was made by Director Sparkman, seconded by Director Whatley to award the bid for fencing of A.M.W.A. property to Atlas Excavation at a cost of \$74,480. The motion carried unanimously.

DISCUSS/CONSIDER CHANGE ORDER NO. TWO (2) WITH AAA
SANITATION FOR GROUNDWATER TRANSMISSION AND DISINFECTION
SYSTEM AT WATER TREATMENT PLANT PROJECT

Tyler Hendrickson with Velvin & Weeks Consulting Engineers explained that this Change Order will decrease the Project by \$1,240.00, due to adjustment of final quantities. After discussion, a motion was made by Director Gatlin, seconded by Director Elliott to approve Change Order No. Two (2) with AAA Sanitation for Groundwater Transmission and Disinfection at Water Treatment Plant Project. The motion carried unanimously.

ENGINEER'S REPORT

A) STATUS REPORT ON CURRENT AND PROPOSED PROJECTS

Tyler Hendrickson, Velvin & Weeks Consulting Engineers

- 1) Received approval from Texas Commission on Environmental Quality for operation of wells, and a revised letter concerning CT (Contact Time) Study should be received soon.
- 2) Presented the Thornhill Group, Inc. Preliminary Report, including four (4) options for moving water from Franks Tract and Powder River Tract wells.

Wylie Pirkle, Executive Director, explained that they are not trying to pick an option, but looking at the need for the future. He stated that the future is going to be dictated by the need that Athens has, or additional customers, or industrial customers that we share with each other that may put us in different directions. He explained that he had concerns with the volume of water that could be pulled without affecting the aquifer, however, Thornhill Group has said that if all 8 wells are run at 750 gpm (gallons per minute) there would be no significant drawdown that would cause the wells to be shut down. He explained that 8 wells producing 750 gpm would equal 8 million gallons per day, being 4 times as much as the average that is currently sent to Athens. He stated that A.M.W.A. has a resource four (4) times as big as what they have now, being something that a lot of other people would love to have.

- 3) There was discussion concerning the possibility of obtaining an easement between the Powder River Tract and Franks Tract.

EXECUTIVE DIRECTOR'S REPORT

Wylie Pirkle, Executive Director

- 1) Steve Grant has completed an appraisal for property located on F.M. 2495, across from the Marina.
- 2) Rye grass has been planted at Sunset Park in Oakwood Subdivision.

CONSIDER PAYMENT OF STATEMENTS

Director Gatlin questioned the Thornhill Group, Inc. invoice, with Mr. Pirkle explaining that this invoice is approximately 1/3 of the total price, and the total price will be less than \$25,000. A motion was made by Director Whatley, 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 551.071 CONSULTATION WITH ATTORNEY; CONSULTATION
REGARDING CONTEMPLATED LITIGATION

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

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

**CONSIDER ACTION RESULTING FROM DELIBERATIONS IN EXECUTIVE
SESSION REGARDING CONTEMPLATED LITIGATION**

A motion was made by Director Gatlin, seconded by Director Whatley to appoint Charles Elliott, Ed Gatlin, Executive Director Wylie Pirkle and A.M.W.A. Attorney Martin Bennett to attend a meeting to be determined by the City Council to modify the Agreement and enforce the contract between A.M.W.A. and the City of Athens. The motion carried unanimously.

ADJOURN

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

PASSED AND APPROVED THIS THE 12TH DAY OF NOVEMBER, 2013.

Joe Whatley, Vice President

ATTEST:

Secretary