

ATHENS MUNICIPAL WATER AUTHORITY
November 13, 2020

The Board of Directors of the Athens Municipal Water Authority ("AMWA" or "Authority") met in Regular Session on Friday, November 13, 2020, 8:00 a.m. at Authority Headquarters, 5302 FM 2495, with the following members present, to-wit:

Mike Peek, President
Frank Lunceford, Vice-President
Don Foster, Secretary
Marty Lindsey, Board Member
Mark Carroll, Board Member

others present: Ed Gatlin, AMWA Executive Director; Martin Bennett, Authority Counsel; Beth McConnell, AMWA Office Manager; Gary Dugan, Athens Municipal Water Authority Chief of Police; John Findeisen, Texas Parks & Wildlife

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

CALL TO ORDER

The meeting was called to order at 7:59 A.M. by President Peek.

DECLARATION OF CONFLICT OF INTEREST

Director Carroll has filed a Conflict of Interest Affidavit for the discussion on the property described as D. Cherry Survey, Abstract 135, 7.868 acres.

OPPORTUNITY FOR CITIZENS TO EXPRESS ITEMS OF CONCERN

No concerns were presented at this time

CONSENT AGENDA

A motion was made by Director Foster, seconded by Director Lindsey, to approve the consent agenda, including:

- a. Approval of the October 11, 2020 Regular Session minutes
- b. Approval of the October 27, 2020 Special Session minutes
- c. Monthly statements

The motion carried unanimously.

**DISCUSS WITH REPRESENTATIVES OF TEXAS PARKS & WILDLIFE DEPARTMENT REGARDING THE STATE OF LAKE
ATHENS**

John Findeisen, of TPWD Brookhaven Aquatic Habitat Enhancement team, gave an update regarding the prognosis and treatment of Giant Salvinia found in Lake Athens.

WATER & WATER DEVELOPMENT

A motion was made by Director Lunceford, seconded by Director Lindsey, to authorize the Executive Director to execute an amendment to the professional services agreement with S.D. Kallman Engineering for the auxiliary power station design. This motion carried unanimously.

EXECUTIVE DIRECTOR REPORT

Executive Director Gatlin gave his report.

LAKE ATHENS RECREATION

Chief Dugan gave his Police and Inspection reports.

A motion was made by Director Lunceford, seconded by Director Foster, to grant a variance to the Rules & Regulations Concerning the Quality of Water and Use & Enjoyment of Lake Athens, Article 2, section 1, Area of a Pier or Boathouse, for Windward East Lots 7 & 8. The variance request was for 144.5 square feet. This motion carried unanimously.

A motion was made by Director Carroll, seconded by Director Lunceford, to table a decision regarding a petition of Lake Athens residents to place a no wake buoy at the entrance to the Whispering Oaks/West Dam cove. This motion carried unanimously.

A motion was made by Director Lunceford, seconded by Director Foster, to table a discussion regarding revising and/or new placement of No Wake and No Ski/No Tow buoys on Lake Athens. This motion carried unanimously.

EXECUTIVE SESSION PURSUANT TO THE OPEN MEETINGS ACT, CHAPTER 551, TEXAS GOVERNMENT CODE

A motion was made by Director Lindsey, seconded by Director Carroll, to enter into Executive Session, at 9:03 A.M.:

Section 551.071-Private consultation with the attorney of the Authority

Section 551.072-Discuss purchase, exchange, lease, or value of Real property

16.505 acres, D. Cherry Survey, Abstract 135

7.848 acres, D. Cherry Survey, Abstract 135, Director Carroll exited the Board room prior to this discussion

This motion carried unanimously.

A motion was made by Director Lunceford, seconded by Director Lindsey, to return to regular session at 9:35 A.M. This motion carried unanimously.

Regarding the 16.505 acres, D. Cherry Survey, Abstract 135, a motion was made by Director Lunceford, seconded by Director Foster, to execute the sale to Leagueville Enterprises, LLC. This motion carried unanimously.

Regarding 7.848 acres, D. Cherry Survey, Abstract 153, a motion was made by Director Foster, seconded by Director Lunceford, to execute the sale to Janet Marie Deringer and Robert L. Deringer. This motion carried four to zero, with Director Carroll abstaining.

A motion was made by President Peek, seconded by Director Lunceford, to authorize the Executive Director to execute all closing and sales documents for the sale of the two properties. This motion carried unanimously.

ADJOURN

A motion was made by Director Lindsey, seconded by Director Foster, to adjourn the meeting at 9:39 A.M.

PASSED AND APPROVED on this 11th day of December, 2020.

Mike Peek, President

ATTEST:

Donald A. Foster, Secretary

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