

REGULAR SESSION

OCTOBER 11, 2011

The Board of Directors of the Athens Municipal Water Authority met in Regular Session on Tuesday, October 11, 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 Burton, City Administrator  
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: Joe Whatley, Chris Weeks, 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.

DISCUSS/CONSIDER APPOINTMENT TO A.M.W.A. BOARD OF DIRECTORS

Executive Director Wylie Pirkle formally presented Joe Whatley for appointment to the A.M.W.A. Board of Directors to fill the vacancy created by the resignation of C.A. Hawn.

A motion was made by Director Gatlin, seconded by Director Sparkman to appoint Joe Whatley to serve as A.M.W.A. Director. The motion carried unanimously.

OATH OF OFFICE

City Secretary Pam Watson administered the Oath of Office to newly appointed Board of Director Joe Whatley.

CONSIDER APPROVING THE MINUTES OF THE SEPTEMBER 13, 2011  
REGULAR SESSION

A motion was made by Director Stover, seconded by Director Gatlin to approve the minutes of the September 13, 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 5½ ft. low.
- 2) Updated on ramp work and replacement of buoys.

DISCUSS/CONSIDER DECLARING IMPLEMENTATION OF STAGE 2 OF  
DROUGHT CONTINGENCY PLAN

No action was taken.

DISCUSS/CONSIDER AUTHORIZING VARIANCE TO ARTICLE 2, SECTION 4. LOCATION FOR LOT 47, PENINSULA POINT SUBDIVISION, AS REQUESTED BY STEVEN MCBRIDE (6133 PENINSULA POINT DR.)

Steven McBride appeared before the Board and requested a variance to allow him to construct a boathouse closer than the required 15 ft. from his property line, with the adjoining property owners having no objections.

After discussion, a motion was made by Director Gatlin, seconded by Director Stover to authorize a variance to Article 2, Section 4. Location, to allow a boathouse to be constructed closer than the required 15 ft. from the property line for Lot 47, Peninsula Point Subdivision. The motion carried unanimously.

DISCUSS/CONSIDER AUTHORIZING REMOVAL OF TREE STUMPS FROM VARIOUS LOCATIONS IN LAKE ATHENS, AS REQUESTED BY SCOTT GRIFFITH

Scott Griffith appeared before the Board and explained that due to the low lake levels and several boats hitting stumps he is requesting permission to remove tree stumps from various locations in Lake Athens, at his expense. He explained that a chain saw would be used to cut off the top of the tree stumps.

Director Perryman recommended that the Lake Inspector be allowed to permit the removal of the tree stumps. Glen Herriage, Director of Utilities expressed his feelings that the Board should know where and what is being removed from the Lake.

After discussion, a motion was made by Director Gatlin, seconded by Director Sparkman to allow the Lake Inspector to permit and oversee the removal of tree stumps, as requested. The motion carried unanimously.

DISCUSS/CONSIDER AUTHORIZING SCOTT GRIFFITH TO MAKE APPLICATION FOR DREDGING PERMIT TO CORP OF ENGINEERS FOR LOTS 10, 11, 15 & 16, PLANTATION POINT SUBDIVISION

Mr. Griffith explained that he is requesting authorization to dredge Lots 16B & 16C below the 448 msl and move approximately 8,000 cubic yards into a cove that is located below the 448 msl, which would improve the navigable quality of the area.

After discussion, a motion was made by Director Gatlin, seconded by Director Stover to authorize Scott Griffith to make application for a dredging permit to the Corp of Engineers for removal of approximately 8,000 cubic yards from Lots 16B & 16C, Plantation Point Subdivision, as requested. The motion carried unanimously.

DISCUSS/CONSIDER AUTHORIZING USE OF HERBICIDE IN LAKE ATHENS, AS REQUESTED BY SCOTT GRIFFITH

Mr. Griffith explained that he would like to use herbicide along his retaining wall in Lake Athens to treat the maidencane. After discussion, a motion was made by Director Gatlin, seconded by Director Sparkman to authorize Scott Griffith to submit a treatment plan to Texas Parks & Wildlife for use of herbicide in Lake Athens, as requested, and if approved, it be allowed contingent upon the Lake Inspector approving the Applicator. The motion carried unanimously.

FINANCIAL REPORT

David Hopkins, Director of Finance presented the September financials.

DISCUSS/CONSIDER AUTHORIZING PARTIAL REIMBURSEMENT FOR  
TEMPORARY RESTROOM FACILITIES LOCATED AT LAKE ATHENS  
MARINA, AS REQUESTED BY PETER GOULD

Mr. Hopkins explained that Peter Gould has provided an invoice in the amount of \$553.15 for temporary restroom facilities utilized at Lake Athens Marina for the July 4<sup>th</sup> holiday period (6/30/11 to 7/27/11) and is requesting 50% reimbursement. A motion was made by Director Stover, seconded by Director Gatlin to reimburse Peter Gould in the amount of \$276.58 for temporary restroom facilities, as requested. The motion carried unanimously.

EXECUTIVE DIRECTOR'S REPORT

Wylie Pirkle, Executive Director updated on the following:

- 1) Recently closed on purchase of 200 acres located in Powder River Ranch, construction of fence was included in contract and construction will need to begin in near future.
- 2) Dr. Johnson previously leased the recently purchased 200 acres in Powder River Ranch and desires to continue leasing the property.
- 3) Future well development.

DISCUSS/CONSIDER AUTHORIZING VELVIN & WEEKS CONSULTING  
ENGINEERS TO PROVIDE ENGINEERING SERVICES CONCERNING  
CONSTRUCTION OF FENCE ON RECENTLY PURCHASED PROPERTY

After discussion, a motion was made by Director Gatlin, seconded by Director Stover to authorize Velvin & Weeks Consulting Engineers to prepare bidding information concerning construction of fence on recently purchased property in Powder River Ranch. The motion carried unanimously.

DISCUSS/CONSIDER AUTHORIZING VELVIN & WEEKS CONSULTING  
ENGINEERS TO PROVIDE ENGINEERING SERVICES FOR DEVELOPMENT  
OF WELLS

Mr. Pirkle recommended that the Board authorize engineering services for the development of one (1) production well at the Water Treatment Plant and seven (7) four inch (4") test wells.

After discussion, a motion was made by Director Gatlin, seconded by Director Whatley to authorize Velvin & Weeks Consulting Engineers to provide engineering services for development of wells, as recommended. The motion carried unanimously.

ENGINEER'S REPORT

A) STATUS REPORT ON CURRENT AND PROPOSED PROJECTS

Tyler Hendrickson, Velvin & Weeks Consulting Engineers

- 1) Pre-construction meeting for Filter Rehab Project will be held next week.
- 2) Updated on Dam Project, slopes are in and some grass is growing.
- 3) Contacted by Texas Freshwater Fisheries Center concerning water levels, visited location and reviewed situation.

CONSIDER PAYMENT OF STATEMENTS

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

OPPORTUNITY FOR CITIZENS TO EXPRESS ITEMS OF CONCERN

Sam Whitten, President of Lake Athens Property Owners Association, presented the Board and Staff with invitations to L.A.P.O.A. Annual Meeting on 10/22/11 at 5:00 p.m., expressing his feelings that he wants all property owners to understand the value that A.M.W.A. provides to them.

EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE,  
SECTION 551.074 PERSONNEL MATTERS; DELIBERATION CONCERNING  
EMPLOYMENT AND DUTIES OF EXECUTIVE DIRECTOR

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 EMPLOYMENT AND DUTIES OF EXECUTIVE  
DIRECTOR

No action was taken.

ADJOURN

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

PASSED AND APPROVED THIS THE 8<sup>TH</sup> DAY OF NOVEMBER, 2011.

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

ATTEST:

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Pam Watson, City Secretary