

REGULAR SESSION

DECEMBER 8, 2009

The Board of Directors of the Athens Municipal Water Authority met in Regular Session on Tuesday, December 8, 2009, 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
C.A. Hawn

Kelly Morgan, Administrative Secretary
David Hopkins, Director of Finance
Glen Herriage, Director of Utilities
Mose Trimble, Lake Inspector

others present: Bill Magee, Melvin Bateman, Wylie Pirkle, Pam Burton, Wayne Weeks, Peter Gould, Bob Bushnell and other interested citizens;

with the following member absent: Steve Sparkman;

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

Director Perryman called the meeting to Order.

EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE,
SECTION 551.074 PERSONNEL MATTERS; 1) DELIBERATION REGARDING
THE APPOINTMENT OF ATTORNEY; 2) DELIBERATION REGARDING THE
APPOINTMENT AND DUTIES OF EXECUTIVE DIRECTOR

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

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

CONSIDER ACTION RESULTING FROM DELIBERATIONS IN EXECUTIVE
SESSION REGARDING 1) THE APPOINTMENT OF ATTORNEY; 2) THE
APPOINTMENT AND DUTIES OF EXECUTIVE DIRECTOR

A motion was made by Director Gatlin, seconded by Director Stover to appoint Melvin Bateman as A.M.W.A. Attorney. The motion carried unanimously.

A motion was made by Director Gatlin, seconded by Director Stover to appoint Wylie Pirkle as Executive Director for A.M.W.A. The motion carried unanimously.

CONSIDER APPROVING THE MINUTES OF THE NOVEMBER 10, 2009
REGULAR SESSION

A motion was made by Director Stover, seconded by Director Hawn to approve the minutes of the November 10, 2009 Regular Session, as written. The motion carried unanimously.

INSPECTOR'S REPORT
A) STATUS REPORT ON LAKE ACTIVITIES

Mose Trimble, Lake Inspector

- 1) Lake is 5" above normal.
- 2) Updated on retaining wall construction.

DISCUSS/CONSIDER A VARIANCE TO ARTICLE 2. PIERS AND BOATHOUSES, SECTION 2. LENGTH FOR LOT 66, OAKWOOD SUBDIVISION, OWNED BY STEPHEN BLAISING (8220 CHARYLA DR.)

Director Perryman stated that three (3) objections to this variance request have been received from surrounding property owners. Rachelle Comito, adjoining property owner, appeared before the Board and voiced her objection to the variance.

After discussion, a motion was made by Director Perryman, seconded by Director Hawn to deny the variance to Article 2. Piers and Boathouses, Section 2. Length for Lot 66, Oakwood Subdivision. The motion carried unanimously.

FINANCIAL REPORT

David Hopkins, Director of Finance

- 1) Presented November financials.

MARINA REPORT

A) CONCESSIONAIRE STATUS REPORT ON MARINA ACTIVITIES

Peter Gould reported on the Marina having the best year ever, with December being a strong month. Director Perryman stated that A.M.W.A. Attorney Melvin Bateman will be sending Mr. Gould a letter concerning the Marina Lease Agreement and cancellation of the lease option for Tract "B".

ENGINEER'S REPORT

A) STATUS REPORT ON CURRENT AND PROPOSED PROJECTS

Wayne Weeks, Velvin & Weeks Consulting Engineers

1) Reported on minor work at the Water Treatment Plant, with inspection being scheduled next week.

DISCUSS/CONSIDER PROPOSAL FROM VELVIN & WEEKS CONSULTING ENGINEERS FOR ENGINEERING SERVICES FOR GROUNDWATER STUDY

Mr. Weeks presented a proposal for a Groundwater Study in conjunction with Thornhill Group, Inc. The study will include three (3) test holes being drilled at three (3) different sites and the best of the three (3) being selected as the location for a test well site.

After discussion, a motion was made by Director Gatlin, seconded by Director Stover to approve the proposal from Velvin & Weeks Consulting Engineers for Engineering Services for Groundwater Study, as presented. The motion carried unanimously.

DISCUSS/CONSIDER CONTACTING UPPER NECHES RIVER MUNICIPAL WATER AUTHORITY REGARDING ACQUISITION OF ADDITIONAL WATER RIGHTS

A motion was made by Director Gatlin, seconded by Director Hawn to authorize Wylie Pirkle, Executive Director, to inquire into acquisition of additional water rights. The motion carried unanimously.

CONSIDER PAYMENT OF STATEMENTS

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

OPPORTUNITY FOR CITIZENS TO EXPRESS ITEMS OF CONCERN

1. Bob Bushnell,

Presented retiring A.M.W.A. Lake Inspector Mose Trimble with a plaque from the Lake Athens Property Owners Association in appreciation for his years of service.

The meeting was adjourned.

PASSED AND APPROVED THIS THE 12TH DAY OF JANUARY, 2010.

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

ATTEST:

Pam Watson, City Secretary