

REGULAR SESSION

DECEMBER 23, 2013

The City Council of the City of Athens met in Regular Session on Monday, December 23, 2013, 5:30 p.m. in the Council Chambers of the City Hall Annex with the following members present, to-wit:

Jerry Don Vaught, Mayor  
Carol Barton  
Monte Montgomery  
Elaine Jenkins  
Aubrey Jones

Pam Burton, City Administrator  
Pam Watson, City Secretary  
Conor Bateman, City Attorney

others present: Gary Crecelius, Buddy Hill, John McQueary, David Hopkins, Sherri Skeeters, Wayne Weeks and other interested citizens;

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

The invocation was given by Councilmember Jenkins.

DECLARATION OF CONFLICT OF INTEREST

No action was taken.

EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, SECTION 551.071 CONSULTATION WITH ATTORNEY; CONSULTATION REGARDING PENDING LITIGATION IN CAUSE NO. 2013A-1145, ATHENS MUNICIPAL WATER AUTHORITY V. CITY OF ATHENS IN THE 173<sup>RD</sup> JUDICIAL DISTRICT COURT, HENDERSON COUNTY, TEXAS

The City Council adjourned to Executive Session.

The City Council returned to Regular Session.

CONSIDER ACTION RESULTING FROM DELIBERATIONS IN EXECUTIVE SESSION REGARDING PENDING LITIGATION IN CAUSE NO. 2013A-1145, ATHENS MUNICIPAL WATER AUTHORITY V. CITY OF ATHENS IN THE 173<sup>RD</sup> JUDICIAL DISTRICT COURT, HENDERSON COUNTY, TEXAS

No action was taken.

CONSIDER FIRST READING OF AN ORDINANCE TO DISSOLVE THE ATHENS MUNICIPAL WATER AUTHORITY, PURSUANT TO SECTION 43.074 OF THE TEXAS LOCAL GOVERNMENT CODE

City Secretary Pam Watson read the Ordinance aloud.

Mayor Vaught stated that the City met with Athens Municipal Water Authority (A.M.W.A.) several times and tried to reach an understanding, unfortunately, A.M.W.A. decided to move on with litigation after the wonderful dedication of 70 plus years of service by the City staff. The Mayor expressed his feelings that there was nobody more dedicated to taking care of the A.M.W.A. Board Members than City staff, and unfortunately, after A.M.W.A.'s action, the dissolution of A.M.W.A. is necessary. He stated that after evaluation he did not feel that they operate in the best public interest and it has been determined that the services and functions furnished by A.M.W.A. can be performed and furnished by the City of Athens, with it being in the best interest and cause to dissolve A.M.W.A.

Councilmember Barton expressed her feelings that the original founders of A.M.W.A. would be very upset with the current actions of A.M.W.A., and expressed her support of the City staff.

Councilmember Jones expressed his feelings that there was a specific purpose for A.M.W.A.'s creation over 50 years ago and believes it has fulfilled its purpose, with A.M.W.A. being a layer of government that is no longer needed. He stated that it makes sense to abolish them and let the City assume the services it has been providing all these years.

Councilmember Montgomery stated that the action taken today does not reflect on past A.M.W.A. Board Members, as they put forth a tremendous effort when established.

Councilmember Jenkins stated that City staff has done an excellent job in providing the services that were requested by A.M.W.A. and she fully supports the staff.

A motion was made by Councilmember Jones, seconded by Councilmember Montgomery to approve FIRST READING OF AN ORDINANCE TO DISSOLVE THE ATHENS MUNICIPAL WATER AUTHORITY, PURSUANT TO SECTION 43.074 OF THE TEXAS LOCAL GOVERNMENT CODE. The motion carried unanimously.

DISCUSS/CONSIDER AUTHORIZING ATHENS MUNICIPAL AIRPORT  
TENANT AGREEMENT WITH CHARLIE YOUNG FOR LOT 6, AREA 3

Gary Crecelius, Director of Planning & Development, explained that Charlie Young has purchased the hangar on Lot 6, Area 3 from Royce Bane and is requesting a five (5) year Tenant Agreement. A motion was made by Councilmember Montgomery, seconded by Councilmember Jenkins to authorize Athens Municipal Airport Tenant Agreement with Charlie Young for Lot 6, Area 3. The motion carried unanimously.

DISCUSS/CONSIDER AUTHORIZING LEASE AGREEMENT WITH CHARLA  
TILL FOR T-HANGAR NO. 9 AT ATHENS MUNICIPAL AIRPORT

Mr. Crecelius explained that Charlie Young is terminating his T-Hangar Lease, with Charla Till being the next on the waiting list. A motion was made by Councilmember Barton, seconded by Councilmember Jenkins to authorize Lease Agreement with Charla Till for T-Hangar No. 9 at Athens Municipal Airport. The motion carried unanimously.

CONSENT AGENDA;

- A) CONSIDER AUTHORIZING ANNUAL RENEWAL OF LEASE AGREEMENT WITH LARRY BRADSHAW FOR T-HANGAR NO. 1 AT ATHENS MUNICIPAL AIRPORT
- B) CONSIDER AUTHORIZING ANNUAL RENEWAL OF LEASE AGREEMENT WITH CITABRIA PARTNERS FOR T-HANGAR NO. 2 AT ATHENS MUNICIPAL AIRPORT
- C) CONSIDER AUTHORIZING ANNUAL RENEWAL OF LEASE AGREEMENT WITH GERALD HENDERSON FOR T-HANGAR NO. 3 AT ATHENS MUNICIPAL AIRPORT
- D) CONSIDER AUTHORIZING ANNUAL RENEWAL OF LEASE AGREEMENT WITH EDWIN J. TORBETT FOR T-HANGAR NO. 4 AT ATHENS MUNICIPAL AIRPORT
- E) CONSIDER AUTHORIZING ANNUAL RENEWAL OF LEASE AGREEMENT WITH THOMAS CHADWICK FOR T-HANGAR NO. 6 AT ATHENS MUNICIPAL AIRPORT
- F) CONSIDER AUTHORIZING ANNUAL RENEWAL OF LEASE AGREEMENT WITH LARRY LARRAGUETA FOR T-HANGAR NO. 7 AT ATHENS MUNICIPAL AIRPORT

- G) CONSIDER AUTHORIZING ANNUAL RENEWAL OF LEASE AGREEMENT WITH JOHN M. ROEDER FOR T-HANGAR NO. 8 AT ATHENS MUNICIPAL AIRPORT
- H) CONSIDER AUTHORIZING ANNUAL RENEWAL OF LEASE AGREEMENT WITH CARROLL G. DYSON FOR T-HANGAR NO. 10 AT ATHENS MUNICIPAL AIRPORT
- I) CONSIDER AUTHORIZING ANNUAL RENEWAL OF LEASE AGREEMENT WITH KEITH BRISTOW FOR T-HANGAR NO. 11 AT ATHENS MUNICIPAL AIRPORT
- J) CONSIDER AUTHORIZING ANNUAL RENEWAL OF LEASE AGREEMENT WITH DYLAN FORNEY FOR T-HANGAR NO. 12 AT ATHENS MUNICIPAL AIRPORT

A motion was made by Councilmember Jones, seconded by Councilmember Barton to approve the Consent Agenda. The motion carried unanimously.

ADJOURN

The meeting was adjourned.

PASSED AND APPROVED THIS THE 27<sup>TH</sup> DAY OF JANUARY, 2014.

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Jerry D. Vaught, Mayor

ATTEST:

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Pam Watson, City Secretary