

Punkin Water Association
Water Board Meeting
September 10, 2018

Board Members present: JW Davis, Lindsey Hill, Jerry Bishop and Tracey Mooneyham

Reading of the July Minutes by Tracey Mooneyham. Lindsey Hill motioned that they be approved. Seconded by Jerry Bishop. Approved by those present.

Reading of the August Minutes by Tracey Mooneyham. Jerry Bishop motioned that they be approved. Seconded by Tracey Mooneyham. Approved by those present.

Tara Scruggs presented a proposed settlement as to the Barnes/Byrd vs. Ingram/Dollarhide vs. Punkin Water law suit. The details are as follows:

1. Punkin Water will pay $\frac{1}{2}$ of the cost of a new meter, or \$350.00, and Byrd/Barnes will pay the other $\frac{1}{2}$;
2. Barnes/Byrd will sign a Water Users' Agreement;
3. Byrd/Barnes will pay for their own service line to the new meter;
4. Punkin will disconnect the Ingram/Dollarhide meter located across the road and permit Ingram/Dollarhide at their own expense to construct a service line to the current Barnes/Byrd meter which will then become the Ingram/Dollarhide meter.

Lindsey Hill made a motion that Punkin Water Association enter into this settlement agreement. Jerry Bishop seconded the motion and it was approved by those present.

Nick Gillespie from ESI talked about the different Phases of upgrades the Board has agreed upon.

1. Phase II (Proposed City Metering Station to Hwy 334): is in the design state and DOT approval. Majority of the line is on the MDOT right-of-way. Will need to meet with MDOT. Not sure how long that will date.
2. Phase I (Campground Road to Proposed City Metering Station): Still needs MDOT approval.

When asked by the Board what ESI's recommendation would be in order to provide more members a better quality of water, Nick Gillespie's recommendation was to go forward with Phases I (Campground Road to Proposed City Metering Station) and III (County Road 415 and Hwy 6), which had already been previously approved by the Board. When asked by John Davis for a show of hands by those Members/Customers present who thought the Board should proceed with Phases I and III as previously voted, the overwhelming majority of those present were in favor of moving forward with Phases I and III. The Board decided to move forward as previously voted on.

Tara Scruggs reported on negotiations with the City as to plans to hook on the City Water. She advised that the City prepared a Contract and sent the same to the Board. Included in said

Contract was an indemnification clause which would require that Punkin Water pay for any and all legal representation resulting from claims or suits filed by Punkin Water Members/Customers against the City of Oxford for any type of alleged loss. Mrs. Scruggs advised that she did not believe that the City would allow that indemnification clause to be removed but would continue negotiations with the City regarding the same.

No further business.

John Davis moved that the meeting be adjourned. Jerry Bishop seconded the motion. Approved by those present. Meeting was adjourned.



Tracey L. Mooneyham
Secretary