

**MALLORY VALLEY UTILITY DISTRICT  
BOARD OF COMMISSIONERS MEETING  
APRIL 24, 2009**

The regular monthly meeting of the Board of Commissioners of Mallory Valley Utility District was held at 8:00 A.M. on Friday, April 24, 2009, at the District's business office located at 465 Duke Drive, Franklin, Tennessee. The meeting was advertised in accordance with the law.

Ron Coker, President, called the meeting to order.

Commissioners present for the meeting of April 24, 2009 were Guy Nerren, Dan Coley & Ron Coker. Others present for the meeting were Don Scholes, Alton Hethcoat, Tim Ham and Ansley Coode.

The first order of business was approval of the minutes of the March 27, 2009 board meeting. A motion was made by Mr. Nerren and seconded by Mr. Coley to approve the minutes of the March 27, 2009 meeting. After full discussion, the motion was unanimously approved.

The next order of business was a discussion of the Phase II, Franklin Road to Carothers Parkway water line project. Water line easements for the project are being obtained and staff requested approval to move forward with appraising those properties in which the owners have failed to respond to the District's request for an easement which may have to be condemned. A motion was made by Mr. Coker and seconded by Mr. Coley to approving appraisals on those properties which the staff determines may need to be condemned. After full discussion, the motion was unanimously approved.

The next order of business was the consideration of reducing Performance Bonds to Maintenance Bond for the following developments:

Greenway Centre - \$167,722.00 PB to \$25,158.30 MB  
Hilton Garden Inn - \$31,740.00 PB to \$4,761.00 MB

A motion was made by Mr. Coker and seconded by Mr. Coley to approve the reductions. After full discussion, the motion was unanimously approved.

The next order of business was a discussion of the McEwen Drive Extension roadway project being constructed by the City of Franklin. The District desires that the City install two casing pipes as a part of the City's roadway project. The cost of the casing installation is estimated at \$70,245.00. A motion was made by Mr. Coley and seconded by Mr. Nerren approving the installation of the two casing pipes by the City for the District as a part of the City's roadway contract. After full discussion, the motion was unanimously approved.

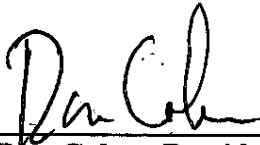
Board of Commissioners Meeting  
April 24, 2009  
Page Two

The next order of business was the consideration of the Verizon Wireless Water Tower Lease Agreement's First Amendment and Second Amendment. A motion was made by Mr. Coker and seconded by Mr. Nerren approving the amendments. After full discussion, the motion was unanimously approved. A copy is attached hereto as "Exhibit A".

The next order of business was approval of the Adjustment Log for March 2009. A motion was made by Mr. Nerren and seconded by Mr. Coker to approve the Adjustment Log in the amount of \$407.40. After full discussion, the motion was unanimously approved. A copy is attached hereto as "Exhibit B".

The next regular Board of Commissioners meeting will be held at 8:00 A.M. on Friday, May 29, 2009.

There being no further business to come before the Board, a motion was made by Mr. Coley and seconded by Mr. Coker to adjourn the meeting. After a full discussion the motion was unanimously approved.



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**Ron Coker, President**



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**Dan Coley, Secretary**

**May 29, 2009**

**Date**