

MINUTES OF A CALLED MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD IN THE DISTRICT OFFICE, IN FORT WORTH, TEXAS, ON THE
10TH DAY OF DECEMBER, 1937, AT 2:30 P.M.

The call of the roll disclosed the presence of Directors, as follows:

C. A. Hickman
E. E. Bewley
W. K. Stripling
Joe B. Hogsett
W. S. Cooke

President Hickman acted in his capacity as President of the Board and Director Stripling acted in his capacity as Secretary, whereupon proceedings were had and done, as follows:

1.

There was consideration of the facts that:

(1) The Administrator for PWA, through communication with Congressman Fritz G. Lanham and Senators Sheppard and Connally, had given definite advice that the request of the District for extension of time to May 15, 1938, for completion of the District's levee project, had been denied.

(2) That through advice of Mr. Lanham we are informed that Mr. Gray, Assistant to the Administrator of PWA, had consented not to consider the matter closed until the District had opportunity to present further facts concerning its diligence in the prosecution of its work.

(3) That Mr. Walter A. Koons, General Counsel for the Administrator for PWA Region 5, had consented to supplement such efforts as the District might make in the endeavor to secure the extension of time and preserve the grant.

Whereupon Director Hogsett made a motion, seconded by Director Stripling, that the District request Mr. Marvin C. Nichols of the District's Engineers, to proceed to Washington for the purpose of making full presentation of the

facts, in order to procure, if possible, reversal of the prior unfavorable action of the Administrator and that all necessary expenses incident to performing this service be authorized and paid by the District. Upon a vote being taken, the motion was carried and it was so ordered.

2.

The Directors were advised that Moore & Sons of Lufkin, Texas, and the Texas Bithulitic Company of Dallas, Texas, who respectively were the second and third more favorable bidders on Sub-division 2 of Section B of the District's levee project, were impatient at the delay in the award of the contract proposed by the bids submitted to the District on November 5, 1937, and that they probably soon would demand that their good faith deposits be surrendered to them and their bids released; whereupon Director Hogsett moved the adoption of a resolution, which in words, figures and symbols, was as follows:

"A RESOLUTION CONCERNING A PROPOSED CONTRACT FOR CERTAIN IMPROVEMENTS IN SUB-DIVISION 2 OF SECTION "B" OF THE LEVEE SYSTEM IN THE CITY OF FORT WORTH."

"Be it ordained as the act and deed of this District that the bid of W. G. Humphreys of Omaha, Nebraska, computed to show a probable finished cost of the work proposed by the District at \$39,046.00, be established to be the lowest and best bid for said work and to constitute the bid most advantageous to the District. Further that, award of the contract for the District's work on Sub-division 2 of Section "B" of its levee, as proposed by the plans and specifications therefor, be firmly awarded to said W. G. Humphreys, in accordance with his proposal for the work, filed with this District on November 5, 1937; subject only to the requirements that: Said W. G. Humphreys with all reasonable dispatch enter into formal written contract for the doing of the work and also execute and deliver to this District a good and sufficient performance bond and a good and sufficient labor bond, to be approved by the Board of Directors of this District as to form

and sufficiency and also to conform to the requirements of the "Notice To Bidders," whereunder said bid was delivered to this District. Be it further ordered that: (1) The respective bids filed with this District on November 5, 1937, by Moore and Sons of Lufkin, Texas, and Texas Bithulitic Company of Dallas, be rejected and that their good faith deposits be surrendered to them without other or further order of this Board: (2) That certified copies of the official record of this action be executed and that it and the contract to be executed hereunder, together with the appropriate performance bond and labor bond, be delivered to the Administrator of PWA, for Region 5, at Fort Worth, Texas, for approval, in anticipation that the District may procure favorable action on its request for extension of time for completion of its project to May 15, 1938.

In aid of the matters in this resolution set forth, reference here is made to the minutes of the called meeting of the Board of Directors of this District held on November 5, 1937, at 10:00 o'clock A.M. and recessed until 2:00 o'clock P.M. of that date. Said minutes refer to the proceedings incident to the opening of bids and the award of contract by this District for work proposed to be done on said Sub-division 2 of Section B of the District's levee plans: Said minutes shall be considered as part hereof to the same effect as though they were fully set out at this place."

Director Stripling seconded the motion for adoption of the resolution. Upon a vote being taken, Directors C. A. Hickman, E. E. Bewley, W. K. Stripling, Joe B. Hogsett and W. S. Cooke voted for the motion and no Director voted against it; whereupon the resolution was declared to have been adopted by a lawful majority of this Board of Directors as the act and deed of the District.

No further business was presented and the meeting was adjourned.

ATTEST:

C. H. Brennan
AS PRESIDENT

W. H. D'Amico
AS SECRETARY

W. B. Hooper
AS DIRECTOR

M. A. Coak
AS DIRECTOR

E. B. Butler
AS DIRECTOR