

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD ON THE 28TH DAY OF FEBRUARY, 1964 AT 1:30 P.M.

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The call of the roll disclosed the presence or absence
of Directors as follows:

PRESENT

Joe B. Hogsett
Houston Hill
Lacy Boggess
W. L. Pier
Wayne E. Newton

Also present were Messrs. John M. Scott General Counsel for the
District and Ben Hickey General Manager of the District.

Director Hogsett acted in his capacity as President and
Director Boggess acted in his capacity as Secretary, whereupon pro-
ceedings were had and done as follows:

1.

On motion duly made and seconded, the minutes of the
meeting held February 14, 1964 were read and approved by the Di-
rectors and it was accordingly ordered that such minutes be placed
in the permanent files of the District.

2.

On motion of Director Pier, seconded by Director Newton,
vouchers #1086 to #1114 inclusive, Maintenance Fund, voucher-checks
#1327 to #1366 inclusive, Cedar Creek Construction Fund, voucher-
checks #121 to #124 inclusive, Interest and Sinking Fund and voucher-
check #116 Revenue Fund were approved and ordered paid upon receiving
the approval and verification of Mr. J. M. Williams County Auditor,

#111

who by virtue of the Statutes is the Auditor of this District as well. All the Directors voted aye thereon.

3.

President Hogsett stated, that as required by the laws governing such matters, the District had at this time, through publications in two (2) newspapers of general circulation in the District, published a notice of the District's intention to enter into a contract or contracts with a banking corporation or others qualified, for the depositing of the public funds of the District in such bank or banks, and that applications from such to enter into a contract may be made by filing sealed bid application at the District office on or before February 25, 1964, at which time (February 25, 1964) the bids would be opened and an award would be then made as provided by law; whereon President Hogsett opened the bid received from the Continental National Bank dated February 12, 1964. Following a review of the Bid it was revealed that the Continental National Bank had submitted its Cashier's check in the amount of \$2,500.00 to guarantee the good faith of the applicant, and also attached to the application was a current Financial Statement; and following a discussion of the procedure and selection of a Depository for the District, and with the approval of Counsel for the District, Director Boggess made the motion, seconded by Director Hill, that the Bid application of the Continental National Bank did come within the provisions of the law governing the selection of a Depository for the District, that the Application as received from the Continental National Bank, be accepted by the District at this

subject to an executed Bond and Contract Agreement for the Pledge of Collateral Security, and upon approval of the County Judge of Tarrant County, Texas. This meeting with the unanimous approval of all Directors it was so ordered that Counsel for the District prepare the necessary Bond and Contract Agreement for execution by the District and the said depository Bank.

4.

Mr. Ben Hickey, General Manager of the District, requested authority for the District to enter into Contract for the purchase of the following described tracts of land required for the Cedar Creek Reservoir, and on the following basis for payment, to-wit:

- (a) Tr. #45 - Carlee Richardson - 4.22 acres more or less @ Even Exchange for 4.15 acres of Surplus District Land.
- (b) Tr. No. 308 - Lee Sheehee to District:
- | | | |
|--|--|--|
| 136.66 Ac. more or less Fee @ \$165.00 | | |
| per acre | | \$22,548.90 |
| 14.51 Ac. more or less Easement @ | | |
| \$50.00 per acre | | 725.50 |
| 5.5 Ac. more or less Roadway Easement | | |
| Damages due to taking | | 1,725.60 |
| <u>156.22 Ac.</u> | | <u>\$25,000.00</u> = \$160.00 per Acre |

District to Sheehee:

- Tr. #323 - 76.79 Ac. more or less @ \$100.00 per acre \$7,679.00
- Tr. #322 - 50.00 Ac. more or less @ \$100.00 per acre
- | | | |
|--|-----------------|--------------------|
| | <u>5,000.00</u> | <u>\$12,679.00</u> |
| | | \$12,320.90 |

- (c) Tr. #37 - Sarah L. Young - 1.01 acres Rescind Purchase Authorization of 2-14-64 - Authorize condemnation.

Following a detailed presentation of the tracts, and upon recommendation of management of the District, Director Hill, seconded

by Director Pier, moved that the District be authorized to enter into Contract for the purchase of the above described tracts and on the basis as shown. This meeting with the approval of all Directors present, it was so ordered.

Mr. Ben Hickey, General Manager, recommended to the Directors that the following tracts of land required for the Cedar Creek Project be condemned, to-wit:

Tract No. 16 - S. L. Meeks - 129-44/100 acres more or less - J. Ping Survey - Henderson County.

Tract No. 178 - Cecil Bauguss - 130-15/100 acres more or less - J. M. Gardner Survey - Henderson County.

Tract No. 237-A - Hugh L. Killian - Fee - 65-29/100 acres more or less - Easement - 4-41/100 acres more or less - G. T. Walters and J. P. Brown Surveys - Henderson County.

Tract No. 19 - W. L. Ruth et al - 60-74/100 acres more or less - J. Ping Survey - Henderson County.

Tract No. 18 - G. W. Ruth Estate (W. L. Ruth et al undivided Interest) - 50-70/100 acres more or less - J. Ping survey - Henderson County.

Following a discussion, Director Hill, seconded by Director Pier, made a motion inasmuch as negotiatons could not be made for the acquisition of the above five (5) tracts, and upon the recommendation of management of the District, that counsel and representatives of the District be now authorized to do all things necessary under the laws governing such matters in the process to condemn said tracts. Upon a vote taken all Directors voted aye thereon and it was so ordered.

5.

President Hogsett presented a letter dated February 25, 1964 from the District's Consulting Engineers, Freese, Nichols and

Endress, to-wit:

Tarrant County Water Control
and Improvement District No. 1
506 Danciger Building
Fort Worth, Texas

Attention: Mr. Ben F. Hickey
General Manager

Gentlemen:

Reference is made to the District's contract with Markham & Brown Co. for the Excavation of Spillway Outlet Channel - Cedar Creek Project - Contract No. 5. A letter dated February 24, 1964 was received from Ralph E. Brown, Partner, Markham & Brown Co. stating that the work of excavating the channel had been completed and requesting a certificate of completion.

An inspection of the channel was made by the undersigned on February 24, 1964 and the work was found to have been satisfactorily completed. This is to certify that Markham & Brown Co. has completed the excavation of the spillway outlet channel in accordance with the requirements of the Contract Documents.

Periodical Estimate No. 10 and Final in amount of \$83,717.92 is attached and may be placed in line for payment.

Yours very truly,

FREESE, NICHOLS AND ENDRESS

By /s/ W. L. Eeds
W. L. Eeds

WLE:bp

Following a discussion, and upon recommendation of management of the District, Director Boggess made a motion, seconded by Director Newton, that upon receipt of an affidavit, prepared by Counsel for the District, from Markham & Brown, Contractor, setting forth that there are no unpaid invoices, liens, etc. against Contract No. Five, that Markham & Brown Co. be issued the amount of \$83,717.92 as recommended in the above letter. This meeting with the unanimous approval of all Directors it was so ordered.

There was presented to the Directors a letter from Freese, Nichols and Endress, Consulting Engineer for the District, dated February 27, 1964, to-wit:

Tarrant County Water Control
and Improvement District No. 1
506 Danciger Building
Fort Worth, Texas

Attention: Mr. Ben F. Hickey
General Manager

Gentlemen:

Reference is made to proposal by letter dated February 24, 1964 by Leigh H. Cox, Jr., Assistant Area Manager, Humble Pipe Line Company, for lowering and encasing their Gasset-Mildred 4 inch pipeline across FM Highway No. 85 in Cedar Creek Reservoir in accordance with State Highway Department requirements. We have examined the proposal and find it to be reasonable.

It is recommended that the District agree to pay the actual cost of making the alterations not to exceed \$5,333.48 in amount.

Yours very truly,

FREESE, NICHOLS AND ENDRESS

By /s/ W. L. Eeds
W. L. Eeds

WLE:mg

Following a review of the proposed work required, Director Pier made a motion, seconded by Director Newton, that upon the recommendations of the consulting engineers and management of the District, an amount, not to exceed \$5,333.48, be paid to the Humble Pipe Line Company, upon completion of the required relocations, as set forth in the above letter and as required by the construction of the Cedar Creek Reservoir. This meeting with the

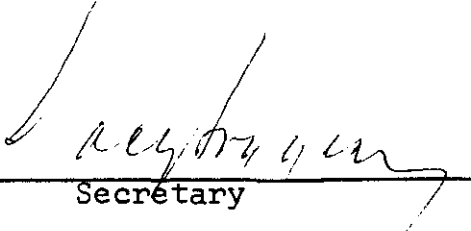
unanimous approval of all Directors it was so ordered.

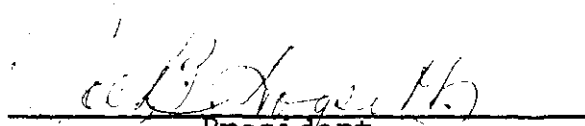
7.

President Hogsett presented to the Directors the Monthly Financial Report regarding receipts and disbursements for Program "A" and "B", for the month of December, 1963, from the Auditor of the District, which were ordered accepted and placed on file in the District Records.

8.

There being no further business before the Board of Directors, the meeting adjourned.


Secretary


President