

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD ON THE 10TH DAY OF JUNE, 1964 AT 10:00 A. M.

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

<u>PRESENT</u>	<u>ABSENT</u>
Joe B. Hogsett	Lacy Boggess
Houston Hill	
W. L. Pier	
Wayne E. Newton	

Also present were Messrs. Marvin C. Nichols from the firm of
Freese, Nichols and Endress, Consulting Engineers for the District,
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
in the absence of Director Boggess, Director Pier acted as Secretary,
whereupon proceedings were had and done as follows:

1.

On motion duly made and seconded, the minutes of the
meeting held May 28, 1964 were read and approved by the Directors
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,
voucher-checks #1412 to #1454 inclusive, Maintenance Fund and
voucher-checks #1616 to #1657 inclusive, Cedar Creek Construction

Fund and voucher-check #130 Interest and Sinking Fund were approved and ordered paid upon receiving the approval and verification of Mr. J. M. Williams, County Auditor, 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 in accordance with the terms of a contract dated January 27, 1960, between Freese, Nichols and Endress, Consulting Engineers for the District, and this District, for engineering services in regard to the \$19,500,000.00 Cedar Creek Project, the following letter had been received from the Consulting Engineers, to-wit:

Mr. Ben F. Hickey
General Manager
Tarrant County Water Control and
Improvement District No. 1
Fort Worth, Texas

RE: Cedar Creek Reservoir
Relocation of T. & N.O. R.R.

Dear Mr. Hickey:

In accordance with your letter of June 3, 1964, regarding the use of other Fort Worth engineers in connection with the relocation of the T. & N.O. Railroad through the Cedar Creek Reservoir, we propose to use the services of J. Weldon Hunnicutt, Structural Engineer, for the design of bridges and other structures required for the project. Mr. Hunnicutt would be responsible for foundation investigations, preparation of plans and technical specifications, and general consultation during construction. In connection with structures, Freese, Nichols and Endress would perform all field surveys, incorporate plans and specifications into other documents for construction of the relocated facility, and supervise construction. For his services, we would pay Mr. Hunnicutt a fee of two and one-half (2-1/2%) percent

of the construction cost of the structures, estimated at approximately \$200,000, which payment to him would be made from the fee received by us from the District.

We propose to do other work in the preparation of plans and specifications for the awarding of a contract for the relocation of the railroad and would supervise construction. Compensation to our firm for the complete relocation would be on the same basis as set forth in the existing contract.

If this arrangement is agreeable to the District, it is requested that you indicate below your approval and this letter can serve as a supplemental agreement as provided by the contract.

Respectfully submitted,

FREESE, NICHOLS AND ENDRESS

/s/ S. Gardner Endress

SGE:bp

APPROVED:

TARRANT COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 1

By _____
Joe B. Hogsett, President

Date _____

Following the reading of the above listed letter, and a lengthy discussion, Director Hill made a motion, seconded by Director Newton, that the agreement and terms of the letter be accepted and incorporated in a supplemental contract prepared by Council for the District. This meeting with the unanimous approval of the Directors, it was so ordered.

4.

President Hogsett requested Mr. Marvin C. Nichols, Consulting Engineer for the District, to present his (Mr. Nichols')

proposed recommendation to the Directors for a settlement with the Texas Power & Light Company's facilities that will need to be relocated or altered because of the affect of the Cedar Creek Reservoir construction; whereon, Mr. Nichols gave a detailed review of each item listed in his letter of recommended settlement, to-wit:

Mr. Ben Hickey
General Manager
Tarrant County Water Control and
Improvement District No. 1
507 Danciger Building
Fort Worth, Texas

Dear Mr. Hickey:

Re: Texas Power & Light Co.
Facilities in Cedar
Creek Reservoir

Pursuant to your request, we have reviewed the estimate of T.P.&L. to relocate, rearrange and/or alter electrical distribution and transmission facilities located within the area of the Cedar Creek Reservoir, Henderson County, Texas as transmitted to you under date of October 2, 1963 by P. G. Wallace, Vice President in charge of Engineering.

The Item Numbers discussed below are the same as used by Mr. Wallace and are shown on the attached map, marked Exhibit A, prepared by T.P.&L. and transmitted October 2, 1963.

The Items have been grouped into Categories which are as follows:

CATEGORY I.

Description: Property served as a customer by Company with facilities existing prior to construction of lake is now situated in lake basin, has been acquired by District and service is no longer desired by District.

Items: 21, 22, 23 and 24.

Policy: Pay Company labor costs to remove facilities, Company

to retain salvaged material. Dead end and anchor or dry land. Pay Company for anchor materials and labor to dead end.

CATEGORY II.

Description: Existing facilities affected only to a limited extent, if at all, by construction of lake.

Items: 11, 27 and 29.

Policy: On Item 11 pay Company labor and materials to make one span of 500 feet across arm of lake.

On Item 27, pay Company to install new 40' poles across Lacy and Cedar Creek bottoms between elevation 322 on each side of creeks. Line to be maintained on present ROW.

No work considered necessary on Item 29.

(It is pointed out that lake level will be maintained at elevation 317' for the next 8 or 10 years. Permanent level is 322'.)

CATEGORY III.

Description: Facilities built since lake construction commenced in order to serve new customers and developments resulting from the construction of the lake.

Items: 1, 2, 3, 4, 5, 6 and 20.

Policy: No payment will be made to Company to relocate, rearrange or alter facilities in order to continue service to these customers.

CATEGORY IV.

Description: Relocation of 138 KV transmission line across arm of lake.

Item: 28.

Policy: Pay Company to remove existing line and install new line as shown on Exhibit A attached, with credit allowed for salvage of old line.

CATEGORY V.

Description: Facilities built prior to lake construction which must be relocated, rearranged or altered in order to continue service.

Items: 7, 8, 9, 10, 12, 13, 14, 15, 16 and 17.

Policy: Pay Company labor cost removing 8, 9, 13, 14, 16 and 17. Pay Company constructing 7, 10, 12 and 15. Allow District credit salvaged materials 8, 9, 13, 14 and 16.

CATEGORY VI.

Description: Substantial new construction of distribution line required through an unserved territory, together with conversion of existing distribution line to a higher voltage.

Items: 18 and 19.

Policy: No payment for Item 18 as line is being upgraded from 2.4 KV to 7.2 KV. Pay Company 1/2 of construction cost of Item 19 depreciated 25% to approximate present condition of system. Construction of Item 19 will make new service available along 34,950' of 7.2 KV line.

CATEGORY VII.

Description: Relocate existing 24 KV transmission line from Trinidad to Mabank.

Items: 25, 26, 30 and 31.

Policy: Pay Company for construction of 14.77 miles of 24 KV transmission line to same standards as existing line from new substation 17,000' east of Malakoff to 3,000' south of Mabank as shown on Exhibit A. - Item 25. Depreciate cost 25% to approximate condition of present 24 KV line. Pay Company to move existing substation and re-assemble at new location - Items 30 and 31. Pay Company labor for removal of existing 24 KV line from Trinidad to a point approximately 10,000' south of Mabank with credit for salvage to be given District - Item 26.

<u>ITEM</u>	<u>ESTIMATE</u>		<u>CONSTRUCTION</u>	
	<u>EASEMENT</u>			
7, 8, 9, 10, 12, 13, 14, 15, 16, 17	\$ 320		\$ 4,842	
11			100	
21,22, 23, 24			427	
26			16,790	
27			2,400	
28	1,900		13,000	
30, 31	<u>750</u>		<u>25,000</u>	
	\$2,970	\$2,970	\$62,559	
Contingencies 5%			<u>3,128</u>	
Engineering 10%			<u>\$65,687</u>	
			<u>6,569</u>	\$72,256
25	11,925		57,836	
19	<u>495</u>		<u>5,940</u>	
	\$12,420	\$12,420	\$63,776	
Contingencies 5%			<u>3,189</u>	
Engineering 10%			<u>\$66,965</u>	
			<u>6,697</u>	
Depreciation 25%			<u>\$73,662</u>	
			<u>(18,416)</u>	
	\$15,390	\$15,390		\$55,246
Easements				15,390
<u>Salvage</u>				
8, 9, 13, 14, 16	\$ 1,500			
26	21,900			
28	<u>2,070</u>			
				(25,470)
Cost of Procuring ROW				<u>2,200</u>
TOTAL				<u><u>\$119,622</u></u>

It is recommended that Texas Power and Light Co. be tendered \$120,000.00 as a settlement in respect to the relocation, rearrangement and/or alterations of their facilities made necessary by the construction of the Cedar Creek Reservoir as set forth in their letter of October 2, 1963. All salvage would be retained by Company and the

details of the required changes would be at the discretion of the Company.

Respectfully submitted,

FREESE, NICHOLS AND ENDRESS

Marvin C. Nichols
District Engineer

MCN:bp

It was the consensus of the Directors that Mr. Nichols proceed with the negotiations.

5.

President Hogsett presented to the Directors a report entitled "Engineers Report on Program D":

1. Extension of West Fork Trinity River Flood Control Improvements.
2. Extension of Clear Fork, Trinity River Flood Control Improvements.
3. Spillway Improvements to Eagle Mountain Dam.
4. Improvements to Bridgeport Dam.
5. Provision for Land Acquisition, Floodway Extension to Dallas County Line.

FREESE, NICHOLS AND ENDRESS, ENGINEERS
RECEIVED JUNE 9, 1964
PRELIMINARY

President Hogsett requested that the Directors, Attorneys and Management of the District give detailed study to the Report with a discussion and review scheduled for the next meeting of the Board of Directors.

6.

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

Tract No. 310~~A~~ - L. Z. Jeter, et al - 452.55 acres more or less:
@ \$175.00 per acre in fee - \$79,196.25
Damages due to taking - 11,313.75
\$90,510.00 @ \$200.00 per Acre

Following a detailed presentation of the tract, and upon recommendation of management of the District, Director Pier, seconded by Director Newton, moved that the District be authorized to enter into Contract for the purchase of the above described tract and on the basis as shown. This meeting with the approval of all Directors, it was so ordered.

7.

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



Acting Secretary



President