

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 JANUARY, 1966 AT 11:00 A. M.

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

PRESENT

Joe B. Hogsett
Lacy Boggess
Wayne E. Newton
Clyde A. Penry
Edward R. Hudson

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 Newton 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 January 20, 1966 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 Penry, seconded by Director Newton,
voucher-checks #3389 to #3428, inclusive, Maintenance Fund; voucher-
checks #870 thru #880, inclusive, Program D Construction; voucher-
checks #2921 thru #2955, inclusive, Cedar Creek Construction; voucher-
check #188 Interest and Sinking Fund and voucher-check #152 Revenue
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.

Mr. Ben Hickey General Manager of the District, requested authority for the District to enter into a contract for the purchase of the following described tract of land required for Program D, West Fork and on the following basis for payment, to-wit:

Tract 98-A - Roy Yother - 8225 Big Bend - Portion of Lot 8, Trinity Acres Addition and all improvements in Fee @ \$3,700.00.

Following a detailed presentation of the tract, and upon recommendation of management of the District, Director Penry, seconded by Director Newton, moved that the District be authorized to enter into a 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.

4.

President Hogsett presented a request from the Fort Worth National Bank, as depository for the District's Interest and Sinking Fund - Cedar Creek Project, for authority to substitute certain securities for those now pledged, and following a discussion, Director Boggess made a motion, seconded by Director Hudson, that whereon the Fort Worth National Bank has qualified as the Depository for Tarrant County Water Control and Improvement District Number One, and there are now pledged by it with the proper authorities of said District approved securities of the aggregate par value of \$500,000.00;

and, the said Bank desires to exercise its right of making substitution of securities pledged by it and desires to withdraw the following securities:

4% U. S. Treasury Notes due 2-15-67 \$500,000.00

and to substitute in lieu thereof these securities:

4% U. S. Treasury Bonds due 2-15-70 \$500,000.00

WHEREAS, the securities tendered by way of substitution meet with the requirements of the law, that the securities tendered by way of substitution be, and they are hereby accepted and approved both as to kind and value, and there are hereby released to said Bank the above mentioned securities, which it desires to withdraw. Whereon all Directors voted aye and it was so ordered.

5.

President Hogsett reviewed to the Directors the status of the North Central Texas Council of Governments, and in substance related that the formation of Municipalities, Water Districts and other governmental units from Collins, Dallas, Denton, Ellis, Johnson, Kaufman, Rockwall, Tarrant and Wise Counties, because of their geographical area in the North Central part of the State and having joint and mutual problems which require joint and mutual surveys, studies, plans, had advanced to the final stage of formation of a Council that shall be advisory only for the guidance of local governmental or political units in the solution of mutual problems connected with the development of the region.

Following a discussion of the proposal, and upon recommendation of management of the District, Director Hudson made a motion,

seconded by Director Boggess, that the District become a participating member of the Council. Upon a vote taken all Directors voted aye and it was so ordered.

6.

President Hogsett stated that under the laws governing such matters, bid proposals requested by the District for the proposed work to be performed must be advertised in a newspaper of general circulation within the District for three (3) consecutive weeks; and upon recommendation of management and consulting engineers for the District he would now recommend that the following bid proposal be advertised, to-wit:

Upper White Settlement Bridge - Program D - West Fork

Whereon Director Hudson, seconded by Director Penry, made a motion that the above listed bid proposal request be advertised as required and that proposal be accepted by the District until 3:00 P. M. on March 2, 1966, at which time they would be publicly opened. Upon vote taken all Directors voted aye and it was so ordered.

7.

President Hogsett asked Mr. Scott to report on the prospective settlement of the law suits pending in Henderson and Navarro Counties, Texas. Mr. Scott reported that settlement negotiations had been completed both in Henderson and Navarro Counties, Texas. He stated that correspondence between his firm and Mr. Hickey, and between his firm and the attorneys for the landowners had been furnished to the Board and was on file in the District office, and that details of the

settlement negotiations were therein explained in accordance with his previous oral reports to the Board.

The method of settlement was to acquire from each landowner releases, and covenants not to sue for a period of ten years, over all of the land owned by the landowner within the flood threat zone. The District engineers had studied the land in detail and all land settlements and negotiations had been conducted by Mr. Scott in cooperation with the engineers and the General Manager of the District. The settlement will give the District flowage rights for a period of ten years and an option to acquire an additional five years of flowage rights; and within fifteen years construction of the Tennessee Colony Reservoir will make further flowage rights unnecessary. The exact amounts to be paid each landowner are shown on the list as furnished to the meeting, and if the Board decides to exercise the option for the additional five years, then at the end of the ten-year period one-half of the flowage amounts will be payable.

In addition to the flowage cases \$2,000.00 each was to be paid to John Key and Bruce Smith for damage caused by the channel drainage, and the sum of \$25,000.00 was to be paid to the Landowners Protective Association to refund their expenses.

Mr. Hogsett requested that the Board attorneys and engineers furnish letters recommending the settlement and Mr. Scott stated that this would be done.

After a full discussion it was moved by Director Hudson and seconded by Director Penry that the amounts shown on the list

furnished at this meeting be paid to the several landowners and that appropriate releases and covenants not to sue the District be delivered to the Board for its permanent files. Upon a vote taken all Directors voted "Aye".

Director Hudson then stated that when the settlements in Navarro County were ready for closing that they should be individually presented to the Board as were the instant settlements in Henderson County. Mr. Scott stated that this would be done.

8.

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

Wayne E. Newton
Secretary

John B. Hudson
President