

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD ON THE 14TH DAY OF DECEMBER, 1971 AT 10:30 A. M.

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

PRESENT

Wayne E. Newton
Clyde A. Penry
Edward R. Hudson
J. Oliver Shannon

Also present were Messrs. Joe B. Hogsett, Honorary Chairman of the
District; Lee Freese, Consulting Engineer for the District; John M.
Scott, General Counsel for the District and Ben Hickey, General
Manager of the District.

Director Wayne E. Newton acted as President and Director
Penry acted in his capacity as Secretary, whereupon proceedings were
had and done as follows:

1.

On motion duly made and seconded, the minutes of the
meeting held November 23, 1971 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 Hudson,
voucher-checks #2979 thru #2989 inclusive, Construction Fund; voucher-
checks #10722 thru #10805 inclusive, Maintenance Fund; voucher-checks
#373 and #374, Interest and Sinking Fund; voucher-checks #2785 thru
#2816 inclusive, Revenue Fund and voucher-checks #3488 thru #3510

inclusive, Cedar Creek Construction Fund were approved and ordered paid. All Directors voted aye thereon.

3.

It was called to the attention of the Directors that the term of office of three (3) Directors did expire by law in January of 1972; and following a general discussion, and review by General Counsel for the District, it was the unanimous opinion of the Directors and their order that the following be now authorized, to wit:

BY ORDER OF THE BOARD OF DIRECTORS OF TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE, notice is hereby given to the qualified voters of Tarrant County Water Control and Improvement District Number One.

BE ADVISED: An election will be held by Tarrant County Water Control and Improvement District Number One on January 11, 1972, for the purpose of choosing Three (3) persons to serve as Directors for the District for the period of Two (2) years next after said date, or until their successors may have been lawfully qualified.

POLLS TO BE OPENED AT 7:00 A.M. AND CLOSED AT 7:00 P.M.

Those entitled to vote in said election must be bona fide residents of the District, and duly qualified voters under the laws of Texas as of the day of the election. Voters should attend the proper polling places prepared to exhibit their 1971 Voter Registration Certificate or evidence of exemption for the year 1971. In the absence of other evidence, the voter will be required to make affidavit of qualification.

For the purpose of this election and the conduct of same,

the District shall be divided into 21 election precincts designated and numbered on the attached list which shall be composed of one or more county voting precincts as indicated thereon. One polling place shall be provided in each District precinct and the location thereof is shown on the said list. Qualified voters may cast their ballot only at the polling place provided for the voting precinct in which they reside. Absentee Ballots may be cast during normal business, 8:00 A. M. to 4:30 P. M. at the General Office of the District, 800 East North Side Drive, Fort Worth, Texas, from December 22, 1971 through January 6, 1972. All designations of polling places hereinafter contained, unless otherwise indicated, will refer to numbers upon streets in the City of Fort Worth. The Polling Places provided for said election and the names of the officers to hold said election, except insofar as they may be changed or substituted, are as per copy attached hereto; and further that notice of said election be duly executed in the name of the District and that said notice be published in accordance with the law governing such matters; and further that Mr. Ben Hickey, General Manager of the District make all arrangements for the holding of said election and for the payment of expenses and fees of the officers holding the election without further order of the Directors.

4.

Vice-President Newton stated that the District accepted bid proposals for the construction of Section IV of the Cedar Creek Pipeline on December 9th, and presented to each Director a copy of the following letter, to wit:

Tarrant County Water Control and
Improvement District Number One
Mr. Ben Hickey, General Manager
P. O. Box 4508
Fort Worth, Texas 76106

Gentlemen:

The District received bids on December 9, 1971, for Section IV of the Cedar Creek Pipeline as shown by the attached tabulation. Fourteen of the bids were based on the concrete pipe alternate and three of the bids were based on the steel pipe alternate. The lowest bid was submitted by Markham & Brown, Inc. in the amount of \$5,671,966.60 based on the steel alternate. The second bid was submitted by Utility Contractors, Inc. in the amount of \$5,774,415.75 based on concrete pipe.

It is our opinion that the proper installation of steel pipe of the type specified required much greater experience and care than the proper installation of the concrete pipe specified.

We have discussed Markham & Brown's qualifications to perform this contract with them, and it is our opinion that their experience in installing steel pipe of the type specified has been very limited. We then asked Utility Contractors to submit information to evaluate their qualifications to perform this contract. We found that they are experienced in the installation of large diameter concrete pipe, and we feel that they are well qualified in all respects to perform this contract.

We have concluded that the saving on the low bid for steel pipe of approximately 1% is offset by the difficulty and hazard inherent in permitting a Contractor that we feel to be relatively inexperienced in installing this type of pipe to do the job. We therefore recommend that this contract be awarded to Utility Contractors in the amount of \$5,774,415.75.

Sincerely,

FREESE, NICHOLS AND ENDRESS

/s/ Lee B. Freese

CEDAR CREEK PIPELINE SECTION IV
TABULATION OF BIDS

<u>CONTRACTOR</u>	<u>AMOUNT OF BID</u>	<u>TIME BID CALENDAR DAYS</u>	<u>PIPE MATERIAL</u>
1. Markham & Brown, Inc. Dallas, Texas	\$5,671,966.50	No Bid	Steel

	<u>CONTRACTOR</u>	<u>AMOUNT OF BID</u>	<u>TIME BID CALENDAR DAYS</u>	<u>PIPE MATERIAL</u>
2.	Utility Contractors, Inc. Wichita, Kansas	\$5,774,415.75	360	Concrete
3.	Paul N. Howard Company Greensboro, N. Carolina	5,835,353.10	400	Concrete
4.	Markham & Brown, Inc. Dallas, Texas	5,949,491.70	No Bid	Concrete
5.	Preston Carroll Const. Co. Clifton, Tennessee	5,955,938.70	3/1/73	Concrete
6.	United Contracting Company Dallas, Texas	5,975,376.69	3/1/73	Concrete
7.	Mid-County Asphalt Co., Inc. Euless, Texas	6,026,538.00	420	Steel
8.	Charles F. Smith & Son, Inc. Kennett Square, Penn.	6,078,270.50	400	Concrete
9.	Wilcon, Inc. Bossier City, Louisiana	6,194,930.75	400	Concrete
10.	R. Clinton Const. Co. Sikeston, Missouri	6,215,784.55	3/1/73	Concrete
11.	Mid-County Asphalt Co., Inc. Euless, Texas	6,247,135.00	420	Concrete
12.	Cullum Const. Co., Inc. & Cole Williams, Inc. Dallas, Texas	6,260,596.00	450	Concrete
13.	Northern Contracting Co. Hopkins, Minnesota	6,442,726.40	424	Concrete
14.	H & H Concrete Const. Co. Austin, Texas	6,544,693.05	410	Concrete
15.	Nolan Brothers, Inc. Minneapolis, Minn.	6,545,943.00	3/1/73	Concrete
16.	R. B. Potashnick Cape Girardeau, Missouri	6,723,952.07	400	Concrete
17.	R. B. Potashnick Cape Girardeau, Missouri	6,732,419.67	400	Steel

Following a lengthy discussion, participated in by representatives of the steel pipe supplier and contractor submitting the steel pipe proposal, and a thorough explanation by Mr. Lee Freese, Consulting Engineer for the District; it was the unanimous decision of the Directors following a motion by Director Hudson, and seconded by Director Penry, that the contract for constructing Section IV of the Cedar Creek Pipeline be awarded to the Utility Contractors, Inc. in the amount and terms of their submitted bid proposal submitted.

5.

Vice-President Newton stated that the Directors would now go into an executive session to discuss personnel matters relating to the District.

Following the executive session Vice-President Newton stated that it was the Directors' unanimous opinion, and order, that all employees of the District be granted an increase in the amount of Five and One-half Percent (5-1/2%) of their present salary schedule effective January 1, 1972.

Mr. Newton also stated that a lengthy thorough discussion was held relating to the selection of a Director to serve the term of Director Lacy Boggess, deceased; and that he was pleased to announce that the Directors, by wholehearted unanimous approval, had selected Mr. Paul Mason, Chairman of the Board of The First National Bank of Fort Worth, to fill the unexpired term of Director Lacy Boggess.

6.

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

Charles K. Penry
Secretary

Wayne E. Newton
Vice-President