

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD ON THE 27TH DAY OF JUNE, 1972 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
Paul W. Mason

Also present were Messrs. Joe B. Hogsett, Honorary Chairman of the Board; William Brown, General Council for the District; Lee Freese, Consulting Engineer for the District and Ben Hickey, General Manager of the District.

Director Newton acted in his capacity as President and Director Hudson 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 May 23, 1972 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 #3047 thru #3055, inclusive, Construction Fund; voucher-checks #11417 thru #11558 inclusive, Maintenance Fund; voucher-checks #397 thru #399 inclusive, Interest and Sinking Fund; voucher-checks

#2973 thru #2997 inclusive, Revenue Fund and voucher-checks #3640 thru #3667 inclusive, Cedar Creek Construction were approved and ordered paid. All Directors voted aye thereon.

3.

The following letter was presented to the Directors, to wit:

*Tarrant County Water Control and
Improvement District Number One
P. O. Box 4508
Fort Worth, Texas 76106*

Gentlemen:

The District received bids on June 22, 1972, for Section III of Cedar Creek Pipeline. Eight (8) bids were received, and they are as follows:

<u>CONTRACTOR</u>	<u>AMOUNT OF BID</u>	<u>TIME BID CALENDAR DAYS</u>
<i>Utility Contractors, Inc. Wichita, Kansas</i>	<i>\$5,602,606.50</i>	<i>240</i>
<i>Paul N. Howard Greenboro, N. C.</i>	<i>\$5,716,200.00</i>	<i>3/1/73</i>
<i>Preston Carroll Construction Co. Clifton, Tennessee</i>	<i>\$5,777,245.00</i>	<i>3/1/73</i>
<i>Cullum Construction Company Dallas, Texas</i>	<i>\$5,974,696.00</i>	<i>300</i>
<i>Markham & Brown Dallas, Texas</i>	<i>\$6,144,062.50</i>	<i>241</i>
<i>Wilcon, Inc. Bossier City, Louisiana</i>	<i>\$6,210,010.64</i>	<i>3/1/73</i>
<i>B & S Construction Company Houston, Texas</i>	<i>\$6,228,128.40</i>	<i>445</i>
<i>United Contracting Company Dallas, Texas</i>	<i>\$6,295,531.50</i>	<i>3/1/73</i>

We have had very good experience with the low bidder, Utility Contractors, Inc. on Section IV of this Project, and we, therefore, recommend that this

contract be awarded to Utility Contractors, Inc. in the amount of \$5,602,606.50.

Sincerely,

FREESE, NICHOLS AND ENDRESS

/s/ Lee B. Freese

Following a discussion of the matter, and upon recommendation of management of the District, Director Penry made a motion, seconded by Director Shannon and unanimously passed, that the bid proposal submitted by Utility Contractors, Inc. in the amount of \$5,602,606.50 be accepted.

4.

There was presented to the Directors for their consideration copies of proposed agreements for the furnishing of power to operate the water pumping and auxiliary facilities required for the operation of the Cedar Creek Pipeline Project, copies attached hereto; and following a thorough discussion and with the recommendation of management and the consulting engineers for the District, Director Hudson made a motion, seconded by Director Penry and unanimously passed, that the proposed Agreements, as presented, between the Texas Power and Light Company and this District be accepted and that authority be now given to execute the Agreements.

5.

There was presented to the Directors the following recommended Ordinance, prepared by General Counsel for the District, relating to the disposal of wastes from watercraft; to wit:

An ORDINANCE enacted by the Board of Directors of TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE adopting rules and

regulations for the disposal of wastes from watercraft operated or maintained upon the waters in reservoirs owned and controlled by the District; requiring such watercraft to be licensed by the District; and declaring the violation of such rules and regulations to be unlawful and prescribing penalties therefor.

BE IT ENACTED BY THE BOARD OF DIRECTORS OF TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE:

Section 1. - The following definitions shall apply in the interpretation and enforcement of these regulations:

1. District means the Tarrant County Water Control and Improvement District Number One.
2. Boat means any vessel or other watercraft, whether moved by oars, paddles, sails, or other power mechanism, inboard or outboard, or any other vessel or structure floating upon the waters of this District, whether or not capable of self-locomotion, including, but not limited to, cabin cruisers, houseboats, barges, marinas, and similar floating objects.
3. Marine Toilet means any toilet on or within any boat.
4. Other Disposal Unit means any device on or within any boat, other than a marine toilet, which is intended for use in the disposal of human body wastes.
5. Sewage means all human body wastes.
6. Holding Tank means a tank to be used for receiving and retaining sewage.
7. Waters of the District means all streams, lakes, reser-

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voirs, water courses, and all other bodies or accumulations of water, natural or artificial, which are contained within the reservoirs owned and controlled by the District.

8. Septic Action means sewage undergoing putrefaction under anaerobic conditions.

Section 2. - It shall be unlawful for any person to own, operate, or maintain any boat or other watercraft upon the waters of the District, ^{equipped with Toilet Facilities,} unless same is equipped with marine toilet facilities complying with the minimum standards imposed by this Ordinance.

Section 3. - Any ~~marine~~ toilet located on or within any boat or other watercraft operated or maintained upon the waters of the District ^{shall be} must (a) be an electric-incinerating toilet equal to "incinolet" toilet, Model TR-M, manufactured by Research Products Manufacturing Company of Dallas, Texas, ~~or (b)~~ ^{having} such marine toilet ~~shall have~~ securely affixed to the discharge outlet a holding tank located on the boat, provided so as to meet the following specifications:

1. The holding tank shall be so constructed as to prevent the removal of the sewage held therein except by pumping therefrom by onshore facilities.
2. The holding tank shall be constructed of material which will withstand the corrosion effects of the sewage and the disinfecting chemicals used. It shall be so located as to minimize the possibility of rupture.

See Minutes of 10-28-76 for approval of changes - B.K.

3. The holding tank shall be properly vented to the outside of the boat in such a manner as not to defile the interior of the boat structure.
4. The contents of holding tanks shall be discharged only to onshore facilities constructed, operated, and maintained so as to prevent possible entrance of waste materials into the waters of the District.

*01/15/15
10/26/15
S.B.*

Section 4 - Contents of other disposal units shall be disposed of onshore in such a manner as not to create a public health nuisance and to prevent possible entrance into the waters of the District.

Section 5. - Refuse, including garbage, rubbish, and litter, shall be deposited onshore in approved type receptacles, which are maintained properly, with ultimate disposal in such a manner as to prevent the creation of a public health nuisance, as well as prevent possible entrance into the waters of the District.

Section 6. - It shall be unlawful for any person to own, operate, or maintain any boat or watercraft upon the waters of this District unless such boat or watercraft shall have been licensed by the District. Compliance with these rules and regulations will be considered as meeting minimum standards for the issuance of a license.

Section 7. - Ownership, operation, or maintenance of any watercraft on waters of the District in violation of the provisions of this Ordinance shall constitute a misdemeanor,

and upon conviction thereof shall be punishable by a fine not to exceed Two Hundred Dollars (\$200.00).

Following a review of the matter, with recommendation of management of the District, Director Hudson made a motion that was seconded by Director Penry and duly passed that the above described ordinance as presented be now adopted by the District.

6.

Tabulation of bid proposals received by the District for replacement of maintenance equipment was presented the Directors with the recommendation from management that the following equipment be purchased, to wit:

- (a) One (1) 1972 2-3/4 cu. yd. Diesel powered Crawler Type Tractor - Caterpillar Model 977 be purchased from Darr Equipment Company in the net amount of \$43,700.00;
- (b) One (1) 1972 Ford Tractor - Backhoe, diesel powered, be purchased from the Clemons Tractor Company in the net amount of \$6,191.17.

Following a discussion and review of the maintenance requirements of the District, Director Hudson recommended that the above listed equipment be purchased as presented. This meeting with the unanimous approval of the Directors it was duly ordered.

7.

President Newton stated that prior to this meeting all Directors had been furnished information relative to the establishing of the tax rate for 1973 reflecting a detailed breakdown of expenditures estimated to be required for the Interest and Sinking,

Maintenance and Revenue Funds; and following his review and a general discussion, and with the recommendation of management of the District, Director Hudson made a motion seconded by Director Penry and unanimously passed, that the current ad valorem tax rate of Thirty-two (32¢) cents be reduced for the tax year of 1973 to twenty-five (25¢) cents per each \$100.00 valuation applicable to the properties within the taxing jurisdiction of the District as placed on the tax rolls of Tarrant County by its Assessor-Collector, and that the revenues produced by said rate be allocated as follows: FIFTEEN (15¢) CENTS to the account of the Maintenance Fund and TEN (10¢) CENTS to the Interest and Sinking Fund; and also that the following preliminary budget be adopted for the Revenue Fund of the Cedar Creek Project, to wit:

TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
 CEDAR CREEK PROJECT
 REVENUE FUND
PRELIMINARY BUDGET OF INCOME AND EXPENDITURES FOR THE YEAR, 1973

Balance 1- 1-73 Cash & Investments		\$ 2,000,000.00
INCOME		
Water Sales	\$ 2,805,000.00	
Lease Rental	8,000.00	
Concession Income	12,000.00	
Interest Income	320,563.00	
Installemnt on Notes	72,653.00	
Interest on Notes	<u>61,755.00</u>	<u>3,279,971.00</u>
		\$ 5,279,971.00
EXPENDITURES		
Maturing Bonds	\$ 580,000.00	
Interest on Bonds	2,747,945.00	
Administrative Expense	7,000.00	
Operating Expenses - Lake	150,000.00	
Operating Expenses - Pipeline	40,000.00	
Pumping Costs	83,000.00	
Trustee Fees	<u>3,000.00</u>	<u>3,610,945.00</u>
BALANCE 12-31-73 CASH & INVESTMENTS		<u>\$ 1,669,026.00</u>

8.

President Newton stated that the District had advertised for bid proposals relating to the leasing of certain lands owned by the District in Wise County, Texas, for Oil, Gas and other Minerals and presented the one (1) bid proposal received, to wit:

Mr. Ben Hickey
Tarrant County Water Board
Box 4508
Fort Worth, Texas 76106

In Re: 515.84 Acres in Hallmark Survey,
A-361 AFE 16813 - S. E. Boyd Areas
Wise County, Texas

Dear Mr. Hickey:

Reference is made to your advertisement published in the June 15, 1972 edition of the Wise County Times inviting bids from persons interested in purchasing an oil and gas lease on the captioned acreage. We wish to submit a bid to lease this acreage for the following terms:

Bonus Consideration	- \$10.00 per acre
Rentals	- \$ 1.00 per acre per year
Royalty	- 3/16
Term	- Five (5) years
Pooling	- 80 acres for oil; 320 for gas; including an adequate shut in clause.

Should we be the successful bidder, we will appreciate an early reply in order that we might include this acreage in the formulation of plans for our adjoining acreage.

Yours very truly,

GEORGE MITCHELL & ASSOCIATES, INC.

/s/ James L. Dixon

James L. Dixon
North Texas Landman

Following a discussion, and review by Director Hudson who made a motion, seconded by Director Shannon and unanimously approved, that the District accept the above listed bid proposal from George

#65

Mitchell & Associates, Inc.

9.

The Directors were presented the Monthly Financial Report regarding Receipts and Disbursements for Program "A", "B" and "D" and the Cedar Creek Project, for the month of May, 1972, from the Auditor of the District, which was ordered accepted and placed in the District's Records.

10.

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

Edward R. Nielson
Secretary

Wayne E. Thoms
President