

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF  
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE  
HELD ON THE 23RD DAY OF MARCH, 1993 AT 9:30 A.M.

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

Present  
George W. Shannon  
Victor W. Henderson  
Charles B. Campbell, Jr.  
Hal S. Sparks, III  
Charles L. Geren

Also present were James M. Oliver, Alan Thomas, Madeline Robson, Eddie Weaver, Steve Christian, Brian Gordon, Wayne Owen and David Marshall.

Also in attendance were George Christie, legal counsel for the District, Ben Loya and Timothy Stewart.

With the assurance from management that all requirements of the "open meetings" law had been met, Director Shannon convened the meeting.

1.

On a motion made by Director Henderson and seconded by Director Campbell, the Directors unanimously voted to approve the minutes from the meeting held February 23, 1993. It was accordingly ordered that such minutes be placed in the permanent files of the District.

2.

The President and presiding officer next called an executive session under Sections 2e and 2g of the Texas Open Meetings Act

to consider pending or contemplated litigation and personnel matters.

3.

Upon completion of the executive session, the President reopened the meeting.

4.

With the recommendation of management, Director Sparks moved to authorize the sale of Lots 125 and 126, Block 1, Water Board Subdivision, Henderson County, Texas to Luther T. Moore, Jr. and wife, Dawn A. Moore, for the high bid submitted of \$7,200. Further, that Steve Christian be authorized to execute all documents related to closing this conveyance. Director Campbell seconded the motion and the vote in favor was unanimous.

5.

With the recommendation of management, Director Henderson moved to approve a renewal and extension of the Additional Party Raw Water Sales Contract between the District and the City of River Oaks subject to changes in Section 2 of the contract upon which the approval of the Advisory Committee on February 18, 1993 was contingent. Director Campbell seconded the motion and the vote in favor was unanimous.

6.

With the recommendation of management, Director Sparks moved to authorize a variance to the provisions of the District's Marina Ordinance to Timbers Boat Storage, Inc. allowing maintenance of the Timbers Condominium boathouse in its current

location at Lot 7, Block 1 of the Driftwood Harbor Addition to the City of Azle, Texas and subject to compliance with all applicable codes. Director Geren seconded the motion and the vote in favor was unanimous.

7.

With the recommendation of management, Director Sparks moved to authorize the purchase of 103.52 acres in fee from Robert Allen Bain and wife, Martha Bain, out of the William Lockridge Survey, A-366, Freestone County, Texas for \$700 per acre or \$72,464. This sale is subject to the Grantors' acceptance of a \$1,175.00 payment as complete and final compensation for damages incurred by the loss of (1) one cow, (1) one calf and damage to a tractor; the oil and gas rights are reserved by the Grantors, however, excluding the right of ingress and egress for oil and gas purposes and the Grantors agree to indemnify and hold harmless the District against any current or future damages to the subject property and/or any adjacent property in Freestone County, Texas. Director Henderson seconded this motion. Directors Henderson, Sparks and Geren voted in favor of the motion. Director Campbell voted against the motion.

8.

With the recommendation of management, Director Henderson moved to authorize the acceptance of the base proposal submitted by HSQ Technology in the amount of \$281,035.00 for all equipment, programming and one year of service on the SCADA System hardware and software and in addition, that two (2) options that were

presented with the HSQ be accepted. These options include the installation of a Hot Standby Computer at an additional cost of \$14,850.00 and that the District commit to retaining HSQ technology to conduct preventive maintenance and emergency repair for a term of three (3) years beyond the start up year service contained in the base proposal. This additional annual service to cost approximately \$24,000 per year and shall be budgeted in subsequent budgets. The total initial cost of \$295,885 to be funded out of the Fiscal Year 1993 Revenue Fund Budget. Director Geren seconded the motion and the vote in favor was unanimous.

9.

With the recommendation of management, Director Campbell moved to authorize the acceptance of the low bid submitted by L.A. Environmental, Inc. in the amount of \$14,891.00 for the removal of three (3) existing underground storage tanks located at the Cedar Creek Maintenance Compound. Funding for this project is allocated in the Fiscal Year 1993 Revenue Fund Budget. Director Geren seconded the motion and the vote in favor was unanimous.

10.

With the recommendation of management, Director Sparks moved to adopt a resolution authorizing the District to apply to the Texas Water Commission for a Discharge Permit for the District's raw water transmission system. Director Henderson seconded the motion and the vote in favor was unanimous.

RESOLUTION AUTHORIZING THE GENERAL MANAGER OF  
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT  
DISTRICT NUMBER ONE TO SIGN AN APPLICATION  
FOR A WASTE DISCHARGE PERMIT FOR THE  
DISTRICT'S RAW WATER TRANSPORT SYSTEM

WHEREAS, Tarrant County Water Control and Improvement District Number One ("the District") owns and operates a water transport system ("the system") for moving raw water from the Richland-Chambers and Cedar Creek Reservoirs to Tarrant County; and

WHEREAS, operation of the system results in a discharge to Village Creek in Tarrant County; and

WHEREAS, it appears that the Environmental Protection Agency has determined that the discharges from the system require NPDES permits.

BE IT THEREFORE RESOLVED that:

1. the General Manager of the District, James M. Oliver, is authorized to sign and have filed with the Texas Water Commission an application for a waste discharge permit for the District's above described water transport system;

2. the General Manager is also authorized to take all steps necessary to procure said state permits or to secure a written statement from the Texas Water Commission that no permits are required under state law.

WITNESS MY HAND this 23<sup>rd</sup> day of March, 1993.

TARRANT COUNTY WATER CONTROL AND  
IMPROVEMENT DISTRICT NUMBER ONE

By: George W. Shannon  
George W. Shannon, President

ATTEST:

By: Charles Campbell Jr.  
Charles Campbell Jr., Secretary

11.

With the recommendation of management, Director Geren moved to approve the management and administrative policies required for submission to the Texas Water Commission. Director Sparks

seconded the motion and the vote in favor was unanimous.

12.

With the recommendation of management, Director Geren moved to authorize the execution of an agreement with Kawasaki Motors Corporation, U.S.A., Inc. that will allow the District to utilize for (6) six months a Wave Runner for Lake Patrol purposes at no charge. Director Henderson seconded the motion. Directors Henderson, Sparks and Geren voted in favor of the motion. Director Campbell voted against the motion.

13.

With the recommendation of management, Director Campbell moved to approve the following list of vouchers for the month of February, 1993:

General Fund: Check numbers 38208 through 38466, the total expenditure being \$320,808.95.

Capital Projects Fund: Check numbers 2514 through 2539, the total expenditure being \$597,593.14.

Revenue Fund: Check numbers 20397 through 20606, the total expenditure being \$26,757,335.11.

Richland-Chambers Fund: Check numbers 14924 through 14947, the total expenditure being \$1,040,524.14.

Cedar Creek Construction Fund: Check numbers 2084 through 2085, the total expenditure being \$539,686.58.

Benbrook/RC Construction Fund: Check number 14942, the total expenditure being \$13,402,112.63.

Interest and Redemption Fund: Check numbers 2238 through 2239, the total expenditure being \$28,617,911.62.

1985 Reserve Fund: Check number 20546, the total expenditure being \$557,783.00.

1992 Reserve Fund: Check numbers 2236 through 2237, the total expenditure being \$10,887,600.78.

1986 Reserve Fund: Check numbers 20544 through 20545, the total expenditure being \$580,873.75.

Director Henderson seconded the motion and the vote in favor was unanimous.

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

George N. Shannon  
President

Charles S. Campbell, Jr.  
Secretary