

**MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD ON THE 25TH DAY OF OCTOBER, 1994 AT 9:30 A.M.**

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

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

Also in attendance were George Christie, legal counsel for the District, Lisa Jones Woolsey, Glen Breisch, Burford King, J. A. Satterfield, Devoyd Jennings and Reginald Gates.

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 September 20, 1994. It was accordingly ordered that such minutes be placed in the permanent files of the District.

2.

Director Shannon next solicited public comment whereupon J. A. Satterfield and Burford King addressed the Board of Directors.

3.

Following a presentation by Lisa Jones Woolsey and Glen Breisch, Director Sparks moved to deny a request by Lisa Jones Woolsey for the installation of a spray irrigation on-site wastewater system. Director Henderson seconded the motion. The motion passed following a vote to which Mr. Campbell abstained.

4.

The President and presiding officer next called an executive session under Chapters 551.071 and 551.074 of the Government Code to consider pending or contemplated litigation and personnel matters.

5.

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

6.

At this time, Director Shannon solicited public comment whereupon Devoyd Jennings addressed the Board of Directors.

7.

The President and presiding officer next called an executive session under Chapter 551.074 of the Government Code to consider personnel matters.

8.

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

9.

Director Henderson next moved to accept with regret the resignation of Director Charles Geren. Director Sparks seconded the motion and the vote in favor was unanimous.

10.

Director Campbell next moved to appoint Brian C. Newby to the Board of Directors to complete the unexpired term of Charles Geren. Director Sparks seconded the motion and the vote in favor was unanimous.

11.

With the recommendation of management, Director Sparks moved to ratify an agreement between the District and the City of Kerens whereupon the District agrees to pay \$17,640 and provide bedding sand and two (2) isolation valves for 5,600 feet of eight inch water line to service the City of Kerens from a diversion point located at the Richland-Chambers Reservoir.

Funding for this project is to be allocated from the Richland-Chambers Construction Fund. Director Henderson seconded the motion and the vote in favor was unanimous.

12.

With the recommendation of management, Director Sparks moved to authorize the sale of 43.84 acres being located at Meacham Field Airport and situated in the Charles H. Putnam Survey, A-1250, Tarrant County, City of Fort Worth, Texas to the City of Fort Worth for the appraised value of \$0.00 and that R. Steve Christian be granted authority to execute all documents related to closing this conveyance. This conveyance shall also be subject to the reservation of a flood easement, reservation of an access easement for operation and maintenance of Cement Creek Lake, the reservation of all minerals and the purchaser shall pay all closing costs. Director Campbell seconded the motion and the vote in favor was unanimous.

13.

With the recommendation of management, Director Sparks moved to authorize the sale of 0.227 acre of land, lying immediately east of Lot 2, Block 2, Greenway Park Addition, John Little Survey, A-958, an addition to the City of Fort Worth, Tarrant County, Texas to the adjoining owner, Max L. Spillar, for the appraised value of \$5,000.00 and that R. Steve Christian be granted authority to execute all documents related to closing this conveyance. This conveyance shall be subject to the reservation of a flood easement, reservation of all minerals, specific language related to indemnification of the District and the purchaser shall pay all closing costs. Director Henderson seconded the motion and the vote in favor was unanimous.

14.

With the recommendation of management, Director Sparks moved to authorize the following sale of real property located adjacent to the Cedar Creek Reservoir:

- A. 172 square feet of land located adjacent to Lot 20 of the Arnold Hills Estates Subdivision, Willis Hockaday A-282, Henderson County, Texas to Gerald Gustafson for the appraised value of \$600.00.

- B. 1,073 square feet of land located adjacent to Lot 38 of the Carolyn Estates Subdivision, J.T. Carter A-158, Henderson County, Texas to Phillip Noddingham for the appraised value of \$3,755.00.
- C. 0.18 acre of land being a portion of the former Southern Pacific Railroad R.O.W., G. Y'Barbo A-607, Kaufman County, Texas to Tom Porter for the appraised value of \$1,260.00
- D. 508 square feet of land in fee (Tracts I & III) and 525 square feet of land in easement (Tract II), located adjacent to Block 2, Lot 35 of Timber Trails Estates Subdivision, G. Martinez A-482, Henderson County, Texas to Edna Ragsdale for the appraised value of \$1,541.00.

R. Steve Christian is authorized to execute all documents related to these conveyances. The conveyances shall also be subject to the reservation of a flowage easement, reservation of all minerals and the purchasers shall pay all closing costs. Director Campbell seconded the motion and the vote in favor was unanimous.

15.

With the recommendation of management, Director Henderson moved to authorize the commencement of eminent domain proceedings to acquire tract #39-B 0.3968 acre of tunnel easement out of the S.A. & M.G. Railroad Company Survey, A-1963, City of Fort Worth, Tarrant County, Texas, from Bosque Financial I, Ltd., for the appraised value of \$100.00. R. Steve Christian is also authorized to execute all documents related to this acquisition. Director Sparks seconded the motion and the vote in favor was unanimous.

16.

With the recommendation of management, Director Henderson moved to accept the low bid submitted by ESCO Communications in the amount of \$47,990.00 for the replacement of the 300' Microwave Tower located at the District's Fort Worth Operations Compound. This project is required to facilitate additional microwave components that will serve Benbrook Pipeline facilities and will be funded out of the Benbrook Richland-Chambers Construction Fund. Director Sparks seconded the motion and the vote in favor was unanimous.

17.

At this point in the proceedings Brian Newby arrived. Following introductions, Director Shannon administered the oaths of office to Director Newby.

18.

With the recommendation of management, Director Henderson moved to authorize additional compensation to Andrews and Foster for work performed beyond project specifications in the installation of two (2) piezometers on the Lake Bridgeport Dam. The additional compensation amounts to \$3,105 beyond the original estimated cost of \$9,950. Director Sparks seconded the motion and the vote in favor was unanimous.

19.

With the recommendation of management, Director Campbell moved to approve the following list of vouchers for the month of September, 1994.

General Fund: Check numbers 43814 through 44086, the total expenditure being \$1,124,967.39.

Revenue Fund: Check numbers 24474 through 24717, the total expenditure being \$11,284,665.60.

Richland-Chambers Fund: Check numbers 15347 through 15371, the total expenditure being \$5,534,704.20.

Cedar Creek Construction Fund: Debit number 877700, the total expenditure being \$50,064.00.

1985 Reserve Fund: Debit numbers 884240 and 877680, the total expenditure being \$239,325.00.

1986 Reserve Fund: Debit numbers 884220 and 877660, the total expenditure being \$122,801.00.

1992 Reserve Fund: Debit numbers 884230 and 877670, the total expenditure being \$1,163,079.00.

Benbrook/RC Construction Fund: Debit number 877650, the total expenditure being \$1,548,646.00.

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

20.

Staff reports were next presented concerning the Corps of Engineers annual inspection of the Fort Worth Floodway and the proposed Tax Increment Financing District being proposed by the City of Fort Worth and Downtown Fort Worth, Inc.

21.

The President and presiding officer next called an executive session under Chapter 551.074 of the Government Code to consider personnel matters.

22.

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

23.

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

George N. Shannon
President

Charles B. Campbell J
Secretary