

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF
TARRANT COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE
HELD ON THE 13TH DAY OF DECEMBER, 1960 AT 10:30 A. M.

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

<u>PRESENT</u>	<u>ABSENT</u>
Joe B. Hogsett	W. L. Pier
Houston Hill	
Lacy Boggess	
Wayne E. Newton	

Also present were Messrs. John M. Scott of General Counsel for the District, Marvin C. Nichols Engineer for the District and Ben Hickey General Manager of the District.

Director Hogsett acted in his capacity as President and Director Boggess 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 29, 1960 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 Boggess, seconded by Director Hill, voucher-checks #16762 to #16853 inclusive, for Program A and B, and voucher-checks #1448 to #1494 inclusive, for Program C, 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 present voted aye thereon.

3.

Management of the District requested authority to enter into contracts for the purchase of two (2) tracts of land, required for the Cedar Creek Project, on the following basis, to-wit: (a) Tract No. 125, 215 acres more or less, owned by FRED J. DOERING, at Seventy (\$70.00) Dollars per acre; (b) Tract No. 18, Fifty-six acres more or less, owned by G. W. RUTH ESTATE of which there are ten (10) heirs, with purchase or contract at this time, be made with seven (7) of the ten (10) heirs on the basis of three hundred and ten (\$310.00) Dollars to each one tenth (1/10) heir, to-wit:

1.	Jessie Ruth	\$310.00
2.	Pearl Ruth Hollifield	310.00
3.	Elizabeth Ruth Hollifield	310.00
4.	Elsie Ruth & J. D. Pate	310.00
5.	Margie Edna Ruth & J. O. McMannus	310.00
6.	Willie Joe & Fayrene Holcomb	310.00
7.	(a) William Henry Hale	\$56.67
	(b) Jessie Dee Hale	56.67
	(c) Peggy Rozell	56.67
	(d) Ola Mae Peel	56.67
	(e) Mrs. Leon Fletcher	56.67
	(f) George Hale	<u>56.67</u>
		310.00

Following a general discussion, and upon recommendation of management that the above tracts be purchased as presented, Director Boggess made the motion, seconded by Director Hill, that Tract No. 125 be purchased on the presented basis of Seventy (\$70.00) Dollars per acre; and that Tract No. 18 be purchased as presented, that is at this time seven of the ten heirs be paid on the basis of \$310.00 for each 1/10 of interest for their undivided 1/10 estate; whereon all Directors voted aye thereon and it was so ordered.

4.

President Hogsett called to the attention of the Directors that the term of office of two (2) Directors (Messrs. Hogsett and Boggess) did expire by law in January of 1961; and following a review of the laws governing such matters, it was the unanimous opinion and resolution of the Directors, and their order, that an election be held on Tuesday, January 10, 1961 to select successors for the two (2) Directors whose terms of office then expire, and further that for the purpose of this election and the conduct of same, that the entire boundaries of the District constitute one (1) election precinct in which there will be twenty-one (21) polling places; 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. This meeting with unanimous approval of the Directors it was so ordered.

5.

President Hogsett called upon Mr. Marvin C. Nichols, Consulting Engineer for the District, to report on the progress of the Cedar Creek Project, whereon Mr. Nichols stated that he and Mr. Joe Mapes of the firm of Freese, Nichols and Endress, had met and consulted several times at length with the State Highway Department in regard to the relocation or protection of the various roads owned by the State that will be affected by the construction of the Cedar Creek Project, and that in the interim between meetings he (Marvin C. Nichols) and his staff had spent considerable time in the preparation of an estimate of cost to be paid by the District to the State Highway Department. Mr. Nichols stated that his initial approach to an estimate of cost by the District was based upon the basis as set out by the well known "Rock Island Case" Settlement. He further stated that his firm had furnished the Highway Department the necessary hydraulic studies needed in their studies of cost relocation or protection; and Mr. Nichols further stated that the estimated cost of \$2,334,000.00 as published by the report prepared by his firm did include all the roads now under study, and also stated that while he could not speak for the Highway Department's method of estimating

costs toward an equitable settlement, it was conceivable that the road relocations and protections could hold up the complete closure of the dam, or rather the impounding of the Reservoir capacity. Mr. Nichols stated in his final discussion of road relocations that considerable attention was being paid to comparable settlements made by the State to other Agencies in similar circumstances.

This statement brought questions from the Directors regarding the probable date for the letting of construction contracts, in which Mr. Nichols first answered that it might be bad psychology to have actual construction work started and not have acquired all of the land; however management of the District stated that inasmuch as some 4500 acres had now been acquired and prices in general established, it was hoped, that it might in fact aid the acquisition of the remainder to be acquired; and in further discussion of land acquisition it was brought out that lands required for the dam site had now been acquired and that a contract for this construction of the dam could be awarded at the convenience of the engineers. This line of discussion led to the statement by Director Hill that in his opinion, which later was the unanimous opinion of all the Directors, the plans and specifications for at least the dam should be completed at the earliest possible date in order that a contract could be let at the discretion of the Directors; whereon, Mr. Nichols stated that his firm would have completed plans for the dam site in January of

1961.

President Hogsett asked Mr. Nichols the status of the plans and other details that would be needed for the hearing, as now set by the State Board of Water Engineers for February 20, 1961 at 10:00 A. M. in Austin, Texas, for Permit Application No. 2173, or the "Boyd Site", whereon Mr. Nichols stated that insofar as the engineering was concerned, everything was prepared, and in the following discussion Mr. Nichols stated that he would need to know the policy or plans of the Directors so that he could properly answer questions that would be asked of him by the State Board at the hearing on February 20th, and in the ensuing discussion of action to be taken, if the Permit was issued by the State Board, it was called to the attention of the Directors by Mr. John M. Scott, Counsel for the District, that under the Contract Agreement between the City of Fort Worth and this District, the District agreed to file an application for a Permit and to prosecute such application with diligence, which meant that should the Permit be granted, then work would have to be started on the Project on or before two years following the date of issuance of the Permit; however, Mr. Scott further reviewed that the Contract also provided that the District would not be obligated to construct any other (than Cedar Creek) facilities until and unless subsequent contracts are negotiated with the City of Fort Worth, and that the voters of City and District approve such

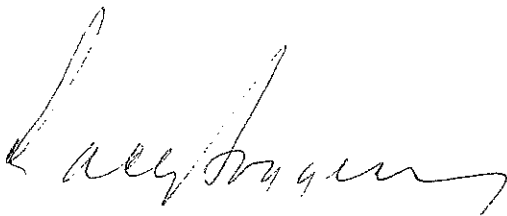
contracts and the issuance of bonds in an election to be duly called by City and District. Following Mr. Scott's review, the Directors all agreed that Mr. Scott's explanation was in general the proposed policy for the prosecution of the Boyd Permit, and could be so stated to the Board of Water Engineers.

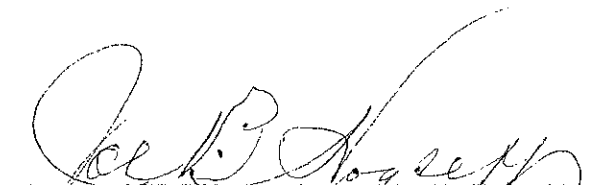
6.

President Hogsett presented to the Directors the Audit Report for period March 23, 1960 through September 30, 1960, prepared by the County Auditor, who by law is Auditor of the District, regarding receipts and disbursements on Cedar Creek Project, which was ordered accepted and placed on file in District Records.

7.

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


Secretary


President