

MINUTES OF THE MEETING
OF THE BOARD OF DIRECTORS OF
THE FRANKLIN COUNTY WATER DISTRICT

HELD: September 2, 1969

THE STATE OF TEXAS
FRANKLIN COUNTY WATER DISTRICT
COUNTY OF FRANKLIN

ON THIS the 2nd day of September, 1969, the Board of Directors of the Franklin County Water District met in regular session instead of their regular meeting date of first Monday, which was Labor Day, a National Holiday. The meeting was held at their regular meeting place in the courthouse in Mount Vernon, Texas. The following members were present:

W. C. NEWSOME	PRESIDENT
LANDON RAMSAY	VICE PRESIDENT
HORRIS MORRIS	SECRETARY
A. J. LAWS	DIRECTOR

and the following absent: K. P. LESTER

Also present were Woodrow Edwards, Walter F. Hicks, Jr., and James T. Bass.

The President called the meeting to order, declared a quorum present, and that the meeting was duly convened and ready to transact business.

Mr. Hicks informed the Board that the meeting scheduled with the Texas Water Development Board for September 10, 1969 had been postponed and that this Board would be notified and put on the agenda for the next meeting, which will be in the month of September. The Franklin County Water District Board and Mr. Hicks are to present the Contract Change Order No. 2 to Contract 854 which is to be executed with Vilbig Construction Company.

Widening of the crest of the dam from 19 feet to 44 feet was discussed, and Mr. Hicks explained that the Change Order No. 2 must be executed, and approved by the Texas Water Development Board, before the dam can be widened. He also stated that Vilbig would need an extension of time from September 21, 1969 to June 18, 1970 for the extra work.

A Resolution was submitted approving a Change Order in the "Specifications and Contract Documents for Big Cypress Creek Lake Dam and Spillway", Contract No. 854, between Franklin County Water District and Vilbig Construction Company to provide additional embankment necessary for a crest width of 44 feet of the dam rather than 19 feet, and for upstream toe to be moved to facilitate extra width of crest; and for an extension of time to finish construction from September 21, 1969 to June 18, 1970; for additional compensation to be paid to Vilbig Construction Company for such extra work in the amount of \$81,716.00, making the total

adjusted contract price \$1,340,126; and that the President, W. C. NEWSOME, be authorized to execute the Change order on behalf of the District. A copy of the Resolution is attached to these Minutes and made a part thereof.

The Resolution having been read in full, it was moved by LANDON RAMSAY, and duly seconded by HARRIS MORRIS, that the same be passed. Thereupon, the question being called for, and after full discussion and deliberation, all members present voted "AYE". None voted "NO". The President announced that the motion had carried and that the Resolution had been adopted.

Mr. Hicks also reported that work is progressing satisfactorily on the dirt work on the dam and the concrete work on the service spillway. He also reported that the surveyor has field notes prepared on the remaining tracts to be purchased and they should be in the hands of the Board's attorney within a few days.

Mr. EDWARDS discussed the King Injunction suit which will be held September 19, 1969.

Volume 1 Page 240

Mr. Edwards presented an appraisal made by Mr. L. J. Flanagan, Appraiser and Purchaser, of the E. M. Parrish land, being \$165.00 per acre for 15.552 acres plus \$616.20 damages for a total amount of \$26,277.00.

MOTION was made by LANDON RAMSAY, and duly seconded by A. J. LAWS, to accept and approve the appraisal of the E. M. Parrish land and damages. The question being put by the President., and discussion had thereon, all members present voted "AYE". None opposed.

Mr. Edwards then stated that Mr. Flanagan had reported to him that he had made offers to Mr. E. M. Parrish to purchase his land for the above mentioned price but Mr. Parrish had refused to sell. Mr. Edwards submitted to the Board for its consideration a Resolution to employ eminent domain proceedings against Mr. Parrish. A copy of said Resolution is attached to these Minutes and made a part thereof.

The Resolution having been read in full, it was moved by A. J. LAWS, and duly seconded by HARRIS MORRIS, that the same be passed'. Thereupon, the question being called for, and after full discussion and deliberation, all members present voted "AYE". None voted "NO". The President announced that the motion had carried and that the Resolution had been duly adopted.

MOTION was made by LANDON RAMSAY, and duly seconded by HARRIS MORRIS, to approve and pay the bills.

The bills are as follows:

Earl M. Oakerson, CPA	Special Financial statement	\$ 150.00
Franklin County Abstract Co.	Certificates of Ownership	600.00
L. E. Bryant	Recording fee- Christenberry-Release	
	Filing Fee-A.L. Stocks;W.L. Smith EMD	52.50
Villa Capri Motor Hotel	Expenses for Austin trip	34.96
Woodrow Edwards	Car expenses to Austin	60.00
W. C. Newsome	Reimbursement for Austin expenses	24.05
L. E. Bryant	Filing fee -Eminent Domain-E.M. Parrish	
	et ux	25.00
L. E. Bryant	Recording E. M. Blackmon deed	6.50
	TOTAL BILLS	\$ 953.01

The question being put by the President, all members present voted "AYE" None opposed.

There being no further business, the meeting was adjourned.

MINUTES APPROVED this 2nd day of September, 1969.

W. C. Newsome, President

Franklin County Water District Board

Landon Ramsay, Vice President

Horris Morris, Secretary

A. J. Laws, Director