

MINUTES OF THE MEETING OF
THE BOARD OF DIRECTORS OF THE
FRANKLIN COUNTY WATER DISTRICT
HELD: May 17, 1982

THE STATE OF TEXAS

FRANKLIN COUNTY WATER DISTRICT

COUNTY OF FRANKLIN

ON THIS the 17th day of May, 1982, the Board of Directors of the Franklin County Water District convened in Regular Session at their office located at 114 North Houston Street on the East side of the square in Mount Vernon, Texas, with the following members present:

BILLY M. JORDAN	PRESIDENT
LANDON RAMSAY	VICE PRESIDENT
JEARL COOPER	SECRETARY
A. J. LAWS	DIRECTOR
T. A. GREEN	DIRECTOR

and with the following members absent: None.

Also present were W. P. Bartley; L. B. Cox; Billie Oren; Bill Oren; Bruce Davis; Farrell Rader; Bill Ellison; Paul Lovier; LaRue Wallace; Sheriff Pete Hollingsworth; Bob Wright; O. C. Rupe; E. C. Withers; H. C. Rhoades; Cass Taliaferro; and Shirley Maples.

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

NOTICE of this Meeting was given, stating the time, place, and purpose, all as required by Vernon's Ann. Civ. Statutes, Article 6252-17.

A lengthy discussion was held concerning the policies, procedures and duties of the Lake Patrol and the legality of the split supervision of these deputies. MOTION was made by Jearl Cooper, and SECONDED by Landon Ramsay, to table the discussion until the attorney could complete legal research of the matter. The President put the question and, after full discussion and deliberation thereon, the vote was as follows: AYES: Landon Ramsay and Jearl Cooper. NOES: None. A. J. Laws and T. A. Green abstained.

MOTION was made by T. A. Green and SECONDED by Jearl Cooper to advertise for bids on the construction of the South Park Boat Ramp, the Parking Area, and the road. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO". A copy of the bid notice will be attached hereto and made a part hereof.

The Board reviewed applications for employment from James Buck and Gregory Davis; whereupon the following action was taken. MOTION was made by Jearl Cooper, and SECONDED by Landon Ramsay, to authorize the Lake Superintendent to hire the one he feels best suited for the position of summer help. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

The Board reviewed a plat of the addition to Nursery Pond # 2.

MOTION was made by T. A. green, and SECONDED by A. J. Laws, to deny the request of the Texas Bass Association for a tournament on Lake Cypress Springs because Lake Cypress Springs is too small for 200 boats. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

Cass Taliaferro reported that he has been working on the adjudication of water rights, the Brent Brawley matter, and had drafted letters and notices for publication.

Mr. LaRue Wallace presented his request for permission to use galvanized angle iron in the construction of a pier. After discussion with the Board and guests present, Mr. Wallace agreed to pursue further the possibility of using pentatreated posts instead of the angle iron. He then retired from the meeting.

The Board was informed of a possible violation of District regulation on the Jack MacKay lot in King's Country whereupon Lake Patrol Withers was instructed to proceed to the lot and instruct the contractor to stop any further work until the proper permits has been issued.

MOTION was made by Landon Ramsay, and SECONDED by A. J. Laws, that the District's attorney be authorized to file a petition for a temporary restraining order with the District Court of Franklin County if Mr. MacKay does not cease and desist in placing sand in Lake Cypress Springs and that the Lake Patrol be authorized to cite him with violation of District's Rules and Regulation if he does not cease and desist. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

Mr. Laws stated that he understood that Stephens Development Corporation has proposed that they develop a site on the north side of Kings Country for that purpose (installation of a helicopter pad). They have a place already cleared out where a well was drilled. The Board was informed that the helicopter pad was already installed on the MacKay lot; Whereupon MOTION was made by A. J. Laws, and SECONDED by T. A. Green, to deny Mr. MacKay the right to use a helicopter pad on his lot. The President put the question and after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

The Office Manager was instructed to contact Mr. MacKay and request that he meet with the Board on Monday, June 7 at 2:30 p. m. to discuss the problem at hand.

The Orens from Deer Cove requested that the Board consider putting signs on top of the buoys showing a speed limit of 5 mph instead of just stating "no wake". The President informed them that the matter was not on the agenda but any action to be taken would be taken at the next meeting. A very lengthy discussion was had concerning the noise pollution and the violation of District regulations by boaters and skiers. The Orens retired from the meeting.

Lake Patrol Withers returned to the meeting and stated that he had been to the MacKay lot and found that sand is being hauled to the lot but at this time it is not being pushed into the lake. He presented a picture to the Board. He stated that there was a foundation of some type poured on the lot but he could not say that it was or was not a helicopter pad.

MOTION was made by Landon Ramsay, and SECONDED by T. A. Green, that the Office Manager and the District's Attorney be instructed to draft a letter to Mr. MacKay stating that his application to build and utilize a heliport and place sand in Lake Cypress Springs are denied and instruct him that if he persists in utilizing the heliport and placing sand in Lake Cypress Springs he will be in violation of the District's Rules and Regulations and will proceed with legal steps. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

Discussion was had concerning the use of the Lake Patrol's personal boat for patrolling on the lake. A check with the insurance agent revealed that the District's insurance will cover his boat under those conditions. MOTION was made by T. A. Green, and SECONDED by Jearl Cooper, to submit a list of the District's insurance policies to the insurance companies for analysis. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

The Minutes of May 3 were read and approved.

MOTION was made by A. J. Laws, and SECONDED by Jearl Cooper, to ratify the action taken in paying bills since the last Board meeting, and to approve and make payment of the bills presented. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO". A list of the bills is attached hereto and made a part hereof.

MOTION was made by T. A. Green, and SECONDED by A. J. Laws, to take no action on the request by Louis Wallace to lease property between her lot and Lake Cypress Springs. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

MOTION was made by T. A. Green, and SECONDED by A. J. Laws, to accept the regulations for use of the pavilion as presented and amended. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO". A list of the regulations approved are attached hereto and made a part hereof.

Lake Patrol Withers advised the Board that the Highway Patrol requested permission to use the District's shop for a picnic on May 25. The President advised him that no action can be taken on the matter since it was not posted on the agenda.

The Board reviewed an application from Molly Glass whereupon MOTION was made by Landon Ramsay, and SECONDED by Jearl Cooper, to hire Molly Glass for 3 months with wages set at \$3.40 per hour. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

The Board decided to leave applications open for a lake manager and not review any applications at this time.

MOTION was made by Jearl Cooper, and SECONDED by A. J. Laws, to pay last year's contract with USGS in the amount of \$3,245.00. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO". A copy of the contract is attached hereto and made a part hereof.

The Board reviewed a list of pending items and a list of delinquent accounts. A copy of each list is attached hereto and made a part hereof.

The Board was informed of correspondence from the Texas Department of Water Resources stating that the construction plans for the berm and related matters had been approved by them. Opening of bids has been set in Mount Pleasant at 4:00 PM on May 27.

MOTION was made by T. A. Green, and SECONDED by A. J. Laws, to approve the purchase of four six-foot wooden picnic tables for use in the pavilion provided the tables do not exceed \$160.00 in cost. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

There being no further business, the Meeting was adjourned.

MINUTES approved this the 21st day of June, 1982.

Billy Jordan, President
Landon Ramsay, Vice President
Jearl Cooper, Secretary
A.J. Laws, Director
T. A. Green, Director