

MINUTES OF THE MEETING OF
THE BOARD OF DIRECTORS OF THE
FRANKLIN COUNTY WATER DISTRICT
HELD: May 14, 1984

THE STATE OF TEXAS

FRANKLIN COUNTY WATER DISTRICT:

COUNTY OF FRANKLIN

ON THIS the 14th day of May, 1984, 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
A. J. LAWS	VICE PRESIDENT
ELWYN CARR	SECRETARY
KENNETH JAGGERS	DIRECTOR

and with the following members absent: None.

Also present were Bob Hayter and Earl Smith, representing Hayter Engineering; Robert Sterling Long, reporter for Winnsboro News; Bob Wright, Editor of Mt. Vernon Optic Herald; Ron Barker, Developer; B. F. Hicks, Attorney representing Twin Cove Estates; Ennis Christenberry, Developer; Cass Taliaferro, Attorney for the District; Water District Manager E. C. Withers; and Office Manager 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.

The Minutes of April 9, 1984, were read and approved.

MOTION was made by Elwyn Carr, and SECONDED by A. J. Laws, to ratify 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.

The Board reviewed Budget Comparisons for the period ending April 30, 1984.

Billy Frank Hicks presented a request on behalf of Twin Cove Estates for approval of a revised plat of Twin Cove Estates. MOTION was made by Elwyn Carr, and SECONDED by Kenneth Jaggars, to approve the revised plat as presented. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

MOTION was made by Elwyn Carr, and SECONDED by Kenneth Jaggars, to approve the execution of an Amendment to Lease to Charles Wilson for the purpose of deferring \$7,430.34 bonus payment until November 1, 1984, with the new interest rate to be set at 12% per annum. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO". A copy of the Amendment will be attached hereto and made a part hereof when executed.

MOTION was made by Elwyn Carr, and SECONDED by Kenneth Jaggars, to approve the execution of a Sanitation Contract with Raymond Tabor. 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.

MOTION was made by Kenneth Jagers, and SECONDED by Elwyn Carr, to accept a \$2,800.00 bid from Calvin Greer for rehabilitation of the rear and side of the office building and further to authorize the Manager to proceed with work on the front of the building, including the installation of a window. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO". Copies of bids received from Calvin Greer and Gregory Chitsey are attached hereto and made a part hereof.

MOTION was made by Elwyn Carr, and SECONDED by A. J. Laws, to approve the execution of Extension of Lease Agreements to Oleta Hawkins and Sterling Eggleston. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO". A copy of each Extension is attached hereto and made a part hereof.

MOTION was made by Kenneth Jagers, and SECONDED by Elwyn Carr, to advertise for bids for rehabilitation of Mary King Park Shoreline by means of metal and/or rip rap. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

MOTION was made by Elwyn Carr, and SECONDED by A. J. Laws, to advertise for bids for the proposed leasing of property adjacent to Boiler Cove and set a minimum amount of \$2,000.00 per acre for same. The President put the question and, after full discussion and deliberation thereon, the vote was as follows: AYES: A. J. Laws and Elwyn Carr. NOES: Billy Jordan and Kenneth Jagers.

MOTION was made by Kenneth Jagers, and SECCNDED by Elwyn Carr, to advertise for bids for the proposed leasing of the acreage adjacent to Boiler Cove and to state that bids for less than \$1500.00 per acre will not be considered by the Board. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

MOTION was made by Kenneth Jagers, and SECONDED by A. J. Laws, to approve the execution of an agricultural lease with Ennis Christenberry for the acreage joining District property known as Pine Haven Estates on the north and extending around Catfish Cove to join the West boundary of property held under option by the Rehoboth Baptist Association. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO". A copy of the lease will be attached hereto and made a part hereof when executed. It was further agreed by the Board that the lease shall be for a period of 25 years with an option for an additional 25 years. Mr. Christenberry retired from the meeting.

Cass Taliaferro reported to the Board that the Underhill Affidavit of Termination was ready for signatures and also the W. C. Martin amendment to lease to allow the limited commercial use of lot 7 of Cypress Cove Estates.

MOTION was made by A. J. Laws, and SECONDED by Kenneth Jagers, to adopt a RESOLUTION to provide for the following changes in the District's election:

1. Addition of boxes at Purley and Gladesprings,
2. Combine voting precincts north of White Oak to allow everyone north of White Oak to vote at Hagansport, and
3. Allow voters South of White Oak to vote in Mount Vernon.

The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO". The attorney was instructed to prepare the RESOLUTION and submit same to the appropriate authorities for approval. A copy of the RESOLUTION will be attached hereto and made a part hereof.

Discussion was had concerning needed repairs on the borrow area near the dam. The Board instructed the Manager to obtain an estimate on spreading of chicken fertilizer and seeding of the area. If the cost is estimated to be less than \$2,000.00, the Manager is to proceed with the repairs without bringing the matter back to the Board.

Discussion was had concerning clearing of Cypress Creek Park. The Manager was instructed to advertise for bids to be presented at the next meeting.

MOTION was made by Kenneth Jagers, and SECONDED by A. J. Laws, to:

1. Require all work barge permittees to furnish proof of \$100,000.00 liability insurance;

2. Upon execution of a hold harmless agreement, the four (4) work barges now on or permitted to be on Lake Cypress Springs, will be granted permits to operate at no charge until December 31, 1984.
3. Effective January 1, 1985, permittees will be required to pay a fee of \$150.00 per year for a permit to operate on Lake Cypress Springs.
4. No work barge will be permitted to be parked in a residential or park area.
5. Set a policy to allow no more than four (4) work barges to operate on 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 Elwyn Carr, and SECONDED by A. J. Laws, to deny the request of Mr. Frank Daugherty that the District pay 50% of the cost for rip rap of the shoreline at Cypress Springs Marina. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

MOTION was made by A. J. Laws, and SECONDED by Kenneth Jagers, to approve a request for survey work on District property provided the entity provide the District with a Certificate of Insurance. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

The Board reviewed the Appraisal District Budget, a letter from Sam B. Hall in regard to the vegetation problem on Lake Cypress Springs and the suggestion of a fishing tournament to be co-sponsored by the Optic Herald and the District.

Considerable discussion was had concerning the appointment of a new Board member. The list of candidates having been narrowed to three and voting having been held thereon, MOTION was made by A. J. Laws, and SECONDED by Kenneth Jagers to unanimously appoint Edson Reynolds as a new Board member. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

The Board convened in Executive Session for consultation with its attorney concerning contemplated litigation pursuant to Article 6252-17,Sec.II(e) VATS. No action was taken.

There being no further business, the Meeting was adjourned.

MINUTES approved this the 11th day of June, 1984.

Billy M. Jordan, President
A.J. Laws, Vice President
Elwyn Carr, Secretary
Kenneth Jagers, Director