

MINUTES OF THE MEETING OF  
 THE BOARD OF DIRECTORS OF THE  
 FRANKLIN COUNTY WATER DISTRICT  
HELD: March 8, 1993

THE STATE OF TEXAS

FRANKLIN COUNTY WATER DISTRICT

COUNTY OF FRANKLIN

ON THIS the 8<sup>th</sup> day of March 1993, 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:

KENNETH JAGGERS	PRESIDENT
EDSON REYNOLDS	VICE PRESIDENT
BILLY M. JORDAN	SECRETARY
ELWYN CARR	DIRECTOR
BILL ELLISTON	DIRECTOR

and with the following members absent: None.

Also present were Mrs. W. J. McCormick, Linda Mitchell, Doris Bennett, Jeanine Pinkerton, Lois Lundberg, Dave Hyland, George Jachimiec, Charles Parsley, Bob Barker, Cliff StClair, Bob Wright, Pat Wright, Walt Sears, JR., E. C. Withers and Shirley Maples.

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

Invocation was given by Elwyn Carr.

MINUTES of February 8 were read and approved.

MOTION was made by Bill Elliston and SECONDED by Elwyn Carr, to ratify action taken in paying bills since the last meeting. 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.

Bob Baker presented the 1992 Audit Report. He reported that the District staff had advised him of changes that needed to be made. MOTION was made by Elwyn Carr, and SECONDED by Edson Reynolds, to approve the audit report subject to the changes being made. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

MOTION was made by Edson Reynolds, and SECONDED by Bill Elliston, to approve the execution of an Extension of Lease to David Baise, Lot 42 of Eagle Point. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO". A copy of the Extension will be attached hereto and made a part hereof.

George Jachimiec, Dave Hyland, and Charles Parsley, met with the Board to discuss matters relating to the sale of the Breedlove leaseback and lease of the property adjacent to the emergency spillway.

MOTION was made by Bill Elliston, and SECONDED by Edson Reynolds, to approve a road and utility easement, location of which shall be approved by the District, contingent upon the understanding that the District would be allowed to tie onto any waterline installed and if the District is required to put power lines underground the owner then holding the property referred to would be required to bury the line from the encampment properties to their leaseback property. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

It was noted that the District agreed to cooperate with the leaseback owner in construction of a mutual access if the access was needed by the District.

MOTION was made by Billy Jordan, and SECONDED by Bill Elliston, to rescind the motion made several months ago which set a price on the 10+ acres adjacent to the spillway and to remove the property from the market. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

Further discussion was had concerning the property not being available in the future, however, no action was taken.

MOTION was made by Edson Reynolds, and SECONDED by Elwyn Carr, to leave the buoys in the Panther Creek Arm at their present location. The President put the question and, after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

MOTION was made by Bill Elliston, and SECONDED by Elwyn Carr, to approve the execution of the Water Purchase Agreement with Texaco Cogeneration Company. 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 will be attached hereto and made a part hereof.

The Board convened in Executive Session for the purpose of discussion possible litigation.

In regular session, MOTION was made by Edson Reynolds, and SECONDED by Bill Elliston, that we notify the developer of Panther Creek Pass, by certified mail, return receipt requested with a copy going to her attorney, that the roads are not in compliance with Water District rules and regulations and the developer has fifteen (15) days of bring them into compliance or further action will be taken by the Board. The President put the question, and after full discussion and deliberation thereon, all members present voted "AYE". NONE voted "NO".

The Manager reported on new procedures instituted involving the issuance of permits, namely that beginning April 1, 1993, the leases and the contractor will be required to sign permits.

There being no further business, the meeting was adjourned.

APPROVED this the 12<sup>th</sup> day of April 1993.