

MINUTES OF

* * * REGULAR MEETING * * *

March 8 1972

CITY OF PORT ARNASAS X

COUNTY OF NUECES X

STATE OF TEXAS X

On this the 13th day of March, 1972 the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members to-wit;

President	Don Roy Farley
Vice President	Carl Peterson
Secretary	H. L. Ward
Director	Carl Castell
Director	Andy Dallas

Visitors:

Water Supt.	Gail Holman
	Joe Buzek
	Chuck Vermillion

Meeting was called to order at 7:00 P.M. with the reading of the minutes of February 23 1972 and March 1 1972 approved.

A discussion was made with Mr. Buzek and Mr. Vermillion about their plans on maintaining the lift station themselves.

Majority was in favor of accepting their plans for pressure lines, with Mr. Ethridge and Mr. McCaughn's approval, and that we are given a written assurance that the lift station is maintained, with specifications to be supplied by them.

Betty remind Don Roy and Tex to talk to the city about repairing or replacing any broken lines, valves, meters, man holes, and all other Water Department property when the city has any work done.

Betty please see Don Roy or Tex about the \$19,720.53 check before you send it out.

Please call Mr. Lord and have him check Jack Francis trailer for a lack of connection to the Sewer line.

Read letter from E.P.A. (Copy of which is attached and becomes a part of these minutes.)

Betty please check into the E.P.A. with Mr. McCaughn and have them explain what we need.

Cathodic protection accepted. (Copy of which is attached and becomes a part of these minutes.)

Motion was made by H. L. Ward, and seconded by Andy Dallas to accept Sewerage System Improvements in original contract for \$274.00.

AYES:

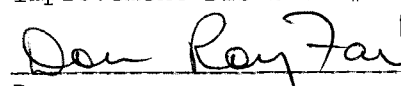
H. L. Ward
Carl Peterson
Don Roy Farley
Andy Dallas

NOES:

Carl Castell

Betty please notify Buddy Cage about the University being Tax exempt. There being no further business to come before the Board, upon motion duly made and seconded, The meeting was adjourned at 9:30 P.M.

Nueces County Water Control &
Improvement District # 4


Don Roy Farley, President

ATTEST:

H. L. Ward Secretary

Proposal No. 209-LC
Date February 9, 1972

Page 2

ITEM III - Level Sensors

4 Flygt Model ENP-10 Sensolators with 40 feet of No. 19 AWG cable.

ITEM IV - Access Cover

One Flygt Model B, Light Duty Steel Access Frame with 30 inch by 30 inch opening. Access Frame will be complete with cable rack, chain hook, and upper guide bracket supports.

Proposal No. 209-LG
Date February 9, 1972

Mr. Chuck Vermillion
Vermillion Construction Company
Box 509
Fulton, Texas

Subject: Gobel Project - Mustang Island
Flygt Lift Station

Process Engineered Equipment Company offers the following equipment for the subject project:

ITEM I - Pumps

2 Flygt Model CG-3065, 3 inch, 2.0 HP, 3300 RPM, Submersible Sewage Pump with a standard impeller. The pump will be suitable for connection to 220 volt, 3 phase, 60 hertz power and complete with the following accessories:

1. "Quick Disconnect" discharge head.
2. Anchor bolts.
3. Upper and lower guide bar brackets.
4. 20 feet of galvanized lifting chain.
5. 25 feet of No. 16, 4 wire, Type SO, Neoprene jacketed pump power.

NOTE: Lifting guide bars (3/4" standard wall galvanized pipe) is NOT included.

ITEM II - Control Panel

One Flygt Model F-200 Duplex Control Panel equipped for Pole mounting and suitable for 220 volt, 3 phase, 60 hertz, 3 wire power supply with ground. The control will be complete as follows:

1. NEMA 3 ~~Enclosure~~ Enclosure. (Steel)
2. Two, special design 3 pole overload/disconnect.
3. Automatic alternator.
4. Control relays with terminal connections for level sensors.
5. Weatherproof "High Level" Alarm Light, top mounted.
6. 24 volt control circuit.
7. One H-O-A switch per pump.
8. Condensation protective strip heater & thermostat.
9. Pole mounting kit.

ENVIRONMENTAL PROTECTION AGENCY

REGION VI

1600 PATTERSON, SUITE 1100

DALLAS, TEXAS 75201

February 23, 1972

Mr. Don Roy Farley
President, Board of Directors
Nueces Co. WC&ID No. 4
P. O. Box 507
Port Aransas, Texas 78373

Re: WPC-Tex-695
Nueces Co. WC&ID No. 4

Through: Texas Water Quality Board

Dear Mr. Farley:

The final Part B, Offer and Acceptance, and related documents for your wastewater facilities project are satisfactory.

This will confirm our telephone conversation of February 7, 1972, with Mr. F. A. McCaughan, P.E., authorizing you to award the construction contract. You are authorized to award the construction contract to Slovak Brothers of Corpus Christi, Texas for \$345,875.60, all of which is eligible for federal participation.

We are enclosing a copy of the Contractor's Responsibilities, Monthly Construction Progress Report, Sample Ledger Sheet, and Payment Requirements. They are self-explanatory.

Please ensure that three copies each of the executed documents shown below are submitted through the Texas Water Quality Board as soon as available.

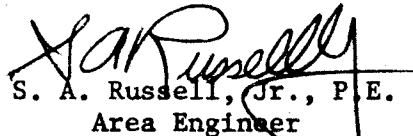
1. Contracts
2. Contractor's bonds
3. Work orders
4. Contractor's insurance certificate
5. Certified monthly engineering estimates attached to
6. CG-158, Monthly Construction Progress Report

7. Vouchers for administrative and legal services

You must get copies of all weekly payrolls from the contractors and subcontractors and review them for compliance with the enclosed Labor Standards Provisions. The contractor should be requested to correct minor irregularities such as restitutions of underpayment. In the event of violation complaints, you should notify us immediately. We will not process a final payment until we are assured of compliance with the labor standards. All payrolls must be kept by you during construction of the project and for three years after completion. Do not send payrolls to us.

We have not received your facility operating manual. Please send it through the Texas Water Quality Board immediately.

Sincerely yours,


S. A. Russell, Jr., P.E.
Area Engineer

Engineering and Design Section
Municipal Waste Water Programs Branch

5 Enclosures

cc: Texas Water Quality Board
Reagan and McCaughan
Slovak Brothers

c. The contractor shall make employment records available for inspection by authorized representatives of the Department of Labor and Environmental Protection Agency and will permit employees to be interviewed during working hours by these representatives.

3. PAYROLL RESPONSIBILITIES

a. The prime contractor will maintain payroll records during the course of the work. Contractors are not required to use any particular form of payroll provided the information shown on our Sample Payroll Form (see Attachment #3, Items 1 through 8) is furnished on the Payroll form selected.

The prime contractor MUST SUBMIT to the Owner weekly a copy of each of his certified payrolls, as well as those of each subcontractor. The Owner will review them for compliance with the Labor Standards Provision in the contract and retain them for a period of three years. In the event of a violation of the Labor Standards Provisions of the contract by the prime contractor or any subcontractor, the Owner may, after notice to the contractor, suspend further payments or proceed to terminate the contract as provided in the labor standards section of the contract.

b. All mechanics and laborers employed at the site of the work MUST BE PAID at least once a week without deductions or rebates except as may be required or permitted by the Anti-Kickback Regulations (see Attachment #4). These regulations outline those deductions which are permissible as well as those which require an application to and approval

RESPONSIBILITIES OF THE CONTRACTOR

A careful study of this list and the attachments will help you avoid costly mistakes in handling your project.

1. GENERAL RESPONSIBILITIES

- a. The contractor shall include the Wage Determination and the Labor Standards Provisions in all subcontracts.
- b. You MUST obtain from each subcontractor a Certificate of Non-segregated Facilities (See Attachment #7) and retain it in your file.
- c. A certification (see Attachment #1) by the prime contractor MUST accompany each Monthly Engineering Estimate.
- d. Three copies each of the following to be submitted as soon as possible:
 - (1) Executed contracts.
 - (2) Contractor's bonds
 - (3) Work orders
 - (4) Contractor's insurance certificate
 - (5) Certified monthly engineering estimates showing eligible work separately.

2. ON-SITE RESPONSIBILITIES

- a. The documents listed below MUST be posted and maintained by the contractor in a prominent place on the site where they can easily be seen by the employees and applicants for employment:
 - (1) Legible copy of the Wage Determination;
 - (2) Poster in regard to Equal Employment Opportunity
Non-discrimination (CPO 19669-213-692).
- b. The enclosed CG-49 should be transmitted to those organizations that will be supplying the manpower for the construction of the project.

Payroll Number _____

Payroll Period	8-13-68	thru	8-19-68

(NAME OF Prime Contractor

[illegible]

1. No particular form of receipt is necessary but the items shown on this sample are required.

2. The address of each employee must be shown on at least the first payroll on which his name appears and on each subsequent one whenever there is a change of address.

3. Use exact classification description as shown on the wage determination. (The use of craftsmen for which a wage rate has not been predetermined or requested is a violation of the contract.)

4. Wages paid must not be less than those shown on the wage determination

5. All payrolls must be accompanied by a Weekly Statement of Compliance. Also, payrolls of subcontractors must be certified by the prime contractor. (See reverse of this form for exact wordings.)

6. Overtime must be paid for all time over 8 hours per calendar day or 40 hours per work whichever amounts to the maximum overtime hours for the employee (See examples above.)

7. When an employee is used in more than one classification during a payroll period, separate entries to this effect must be made on the payroll. Each entry must show the proper classification, hours worked, rate of pay, etc.

- *8. Applicable fringe benefits must always be added to the basic hourly rate for all hours worked, including overtime hours. Affected employees may receive benefits directly, or, pay into trust funds. If paid into trust funds, benefits must also be shown in "Other" column on payroll. Name of trust funds must be shown on first payroll.

(See reverse side.)

WEEKLY STATEMENT OF COMPLIANCE

_____, 19____

I, _____, _____
(Name of signatory party) (Title)
do hereby state:

That I pay or supervise the payment of the persons employed by _____ on the _____
(Contractor or subcontractor) _____; that
(Building or work)

during the payroll period commencing on the _____ day of _____, 19____, and ending on the _____ day of _____, 19____, all persons employed on said project have been paid the full weekly wages earned, that no rebates have been or will be made either directly or indirectly to or on behalf of said _____ from the _____
(Contractor or subcontractor)

full weekly wages earned by any person and that no deductions have been made either directly or indirectly from the full wages earned by any person, other than permissible deductions as defined in Regulations, Part 3 (29 CFR Part 3), issued by the Secretary of Labor under the Copeland Act, as amended (48 Stat. 948, 63 Stat. 102, 72 Stat. 967, 76 Stat. 537, 40 U.S.C. 276a), and described below:

(Paragraph describing all deductions.)

That any payrolls otherwise under this contract required to be submitted for the above period are correct and complete; that the wage rates for laborers or mechanics contained therein are not less than the applicable wage rates contained in any wage determination incorporated into the contract; that the classifications set forth therein for each laborer or mechanic conform with the work he performed.

That any apprentices employed in the above period are duly registered in a bona fide apprenticeship program registered with a state apprenticeship agency recognized by the Bureau of Apprenticeship and Training, United States Department of Labor, or if no such recognized agency exists in a state, are registered with the Bureau of Apprenticeship and Training, United States Department of Labor.

(Signature and Title)

CERTIFICATE OF PRIME CONTRACTOR

(TO BE COMPLETED ONLY BY PRIME CONTRACTOR CERTIFYING TO CORRECTNESS OF PAYROLL BY SUBCONTRACTOR.)

I, _____, CERTIFY that the payroll identified in the foregoing Weekly Statement of Compliance has been examined by me and/or my authorized assistants and that based on such examination I find no evidence of violation of contract provisions relating to labor. I further certify that I am not on notice of any presently uncorrected labor provision noncompliance occurring during the period covered by this payroll.*

Date

Signature

Title

* In the event the person signing the certificate is on notice of noncompliance, substitute a comma for the period after payroll and add the words "except as follows:" and state the alleged non-compliance.

3.5 PAYROLL DEDUCTIONS PERMISSIBLE WITHOUT APPLICATION TO OR APPROVAL OF THE SECRETARY OF LABOR

Deductions made under the circumstances or in the situations described in the paragraphs of this section may be made without application to and approval of the Secretary of Labor:

- (a) Any deduction made in compliance with the requirements of Federal, State, or local law, such as Federal or State withholding income taxes and Federal social security taxes.
- (b) Any deduction of dues previously paid to the employee as a bona fide prepayment of wages when such prepayment is made without discount or interest. A "bona fide prepayment of wages" is considered to have been made only when cash or its equivalent has been advanced to the person employed in such manner as to give him complete freedom of disposition of the advanced funds.
- (c) Any deduction of amounts required by court process to be paid to another, unless, the deduction is in favor of the contractor, subcontractor, or any affiliated person, or when collusion or collaboration exists.
- (d) Any deduction constituting a contribution on behalf of the person employed to funds established by the employer or representatives of employees, or both, for the purpose of providing either from principal or income, or both, medical or hospital care, pensions or annuities or retirement, death benefits, compensation for injuries, illness, accidents, sickness, or disability, or for insurance to provide any of the foregoing, or unemployment benefits, vacation pay, savings accounts, or similar payments for the benefit of employees, their families and dependents; provided, however, that the following standards are met: (1) The deduction is not otherwise prohibited by law; (2) it is either: (i) voluntarily consented to by the employee in writing and in advance of the period in which the work is to be done and such consent is not a condition either for the obtaining of or for the continuation of employment, or (ii) provided for in a bona fide collective bargaining agreement between the contractor or subcontractor and representatives of its employees; (3) no profit or other benefit is otherwise obtained, directly or indirectly, by the contractor or subcontractor or any affiliated person in the form of commission, dividend, or otherwise; and (4) the deductions shall serve the convenience and interest of the employee.
- (e) Any deduction contributing toward the purchase of United States Defense Stamps and Bonds when voluntarily authorized by the employee.
- (f) Any deduction requested by the employee to enable him to repay loans to or to purchase shares in credit unions organized and operated in accordance with Federal and State credit union statutes.
- (g) Any deduction voluntarily authorized by the employee for the making of contributions to governmental or quasi-governmental agencies, such as the American Red Cross.
- (h) Any deduction voluntarily authorized by the employee for the making of contributions to Community Chests, United Givers Funds, and similar charitable organizations.
- (i) Any deductions to pay regular union initiation fees and membership dues, not including fines or special assessments; provided, however, that a collective bargaining agreement between the contractor or subcontractor and representatives of its employees provides for such deductions and the deductions are not otherwise prohibited by law.
- (j) Any deduction not more than for the "reasonable cost" of board, lodging, or other facilities meeting the requirements of section 3(m) of the Fair Labor Standards Act of 1938, as amended, and Part 531 of this title. When such a deduction is made the additional records required under 516.25(a) of this title shall be kept.

3.6 PAYROLL DEDUCTIONS PERMISSIBLE WITH THE APPROVAL OF THE SECRETARY OF LABOR

Any contractor or subcontractor may apply to the Secretary of Labor for permission to make any deduction not permitted under 3.5. The Secretary may grant permission whenever he finds that:

- (a) The contractor, subcontractor, or any affiliated person does not make a profit or benefit directly or indirectly from the deduction either in the form of a commission, dividend, or otherwise;
- (b) The deduction is not otherwise prohibited by law;
- (c) The deduction is either (1) voluntarily consented to by the employee in writing and in advance of the period in which the work is to be done and such consent is not a condition either for the obtaining of employment or its continuance, or (2) provided for in a bona fide collective bargaining agreement between the contractor or subcontractor and representatives of its employees; and
- (d) The deduction serves the convenience and interest of the employee.

3.7 APPLICATIONS FOR THE APPROVAL OF THE SECRETARY OF LABOR

Any application for the making of payroll deductions under 3.6 shall comply with the requirements prescribed in the following paragraphs of this section:

- (a) The application shall be in writing and shall be addressed to the Secretary of Labor.
- (b) The application shall identify the contract or contracts under which the work in question is to be performed. Permission will be given for deductions only on specific, identified contracts, except upon a showing of exceptional circumstances.
- (c) The application shall state affirmatively that there is compliance with the standards set forth in the provisions of 3.6. The affirmation shall be accompanied by a full statement of the facts indicating such compliance.
- (d) The application shall include a description of the proposed deduction, the purpose to be served thereby, and the classes of laborers or mechanics from whose wages the proposed deduction would be made.
- (e) The application shall state the name and business of any third person to whom any funds obtained from the proposed deductions are to be transmitted and the affiliation of such person, if any, with the applicant.

FRINGE BENEFITS PAYMENTS

(Excerpts from Federal Register of 9-30-64 revising Title 29, Labor Regulations)

5.5.30 Types of wage determinations.

(a) When fringe benefits are prevailing for various classes of laborers and mechanics in the area of proposed construction, such benefits are includable in any Davis-Bacon wage determination. Illustrations contained in paragraph (c) of this section demonstrate some of the different types of wage determinations which may be made in such cases.

(b) Wage determinations of the Secretary of Labor under this act do not

include fringe benefits for various classes of laborers and mechanics whenever such benefits do not prevail in the area of proposed construction. When this occurs the wage determination will contain only the basic hourly rates of pay, that is only the cash wages which are prevailing for the various classes of laborers and mechanics. An illustration of this situation is contained in paragraph (c) of this section.

(c) Illustrations:

Classes	Area Labor Team	Fringe benefits payments				
		With fringe benefits	Without fringe benefits	Without fringe benefits	Without fringe benefits	Without fringe benefits
Laborers	21.25					
Mechanics	22.00					
Electricians	23.00					
Plumbers	24.00					
Ironworkers	25.00					

(It should be noted that benefit is not necessarily the exact term to which construction will refer to in the Blue Book, etc.)

5.5.31 Traveling wage determination obligations.

(a) A contractor or subcontractor performing work under a Davis-Bacon wage determination is required to include in his contract for the payment of wages to his employees the fringe benefits which are prevailing for the various classes of laborers and mechanics in the area of proposed construction. The fringe benefits which are prevailing for the various classes of laborers and mechanics in the area of proposed construction are those which are included in the Davis-Bacon wage determination for the area of proposed construction.

(b) A contractor or subcontractor may include in his contract for the payment of wages to his employees a fringe benefit which is not included in the Davis-Bacon wage determination for the area of proposed construction, provided that the fringe benefit is not included in the Davis-Bacon wage determination for the area of proposed construction.

(c) A contractor or subcontractor may include in his contract for the payment of wages to his employees a fringe benefit which is not included in the Davis-Bacon wage determination for the area of proposed construction, provided that the fringe benefit is not included in the Davis-Bacon wage determination for the area of proposed construction.

(d) A contractor or subcontractor may include in his contract for the payment of wages to his employees a fringe benefit which is not included in the Davis-Bacon wage determination for the area of proposed construction, provided that the fringe benefit is not included in the Davis-Bacon wage determination for the area of proposed construction.

(e) A contractor or subcontractor may include in his contract for the payment of wages to his employees a fringe benefit which is not included in the Davis-Bacon wage determination for the area of proposed construction, provided that the fringe benefit is not included in the Davis-Bacon wage determination for the area of proposed construction.

regular or basic straight-time rate is computed on his earnings before any deductions are made for the employee's contributions to fringe benefits. The contractor's contributions or costs for fringe benefits may be excluded in computing such rate so long as the exclusions do not reduce the regular or basic rate below the basic hourly rate contained in the wage determination.

(c) The legislative report notes that the phrase "contributions irrevocably made by a contractor or subcontractor to a trustee or to a third person pursuant to a fund, plan, or program" was added to the Davis-Bacon Act. This language in section 7(d)(4) of the Fair Labor Standards Act as amended. The intent of the committee was to prevent any avoidance of overtime requirements under existing law. See H. Rep. No. 308, p. 5.

(c) (1) The act permits a contractor or subcontractor to pay a cash equivalent of any fringe benefits found prevailing by the Secretary of Labor. Such a cash equivalent would also be excludable in computing the regular or basic rate under the Federal overtime laws mentioned in paragraph (a). For example, the W construction contractor pays his laborers or mechanics \$3.00 in cash under a wage determination of the Secretary of Labor which requires a basic hourly rate of \$3.00 and a fringe benefit contribution of 50 cents. The contractor pays the 50 cents in cash because he made no payments and incurred no costs for fringe benefits. Even the compensation in this case would be computed on a regular or basic rate of \$3.00 an hour. However, in some cases a question of fact may be presented in ascertaining whether or not a cash payment made to laborers or mechanics is actually in lieu of a fringe benefit or is simply part of their straight time cash wage. In the latter situation, the cash payment is not excludable in computing overtime compensation. Consider the examples set forth in subparagraphs (2) and (3) of this paragraph.

(2) The X construction contractor has for some time been paying \$3.25 an hour to his mechanics as his basic cash wage plus 50 cents an hour as a contribution to fringe benefits. The Secretary of Labor determines that a basic hourly rate of \$3 an hour and a fringe benefit contribution of 50 cents are prevailing. The basic hourly rate or regular rate for overtime purposes would be \$3.00, the rate actually paid as a basic cash wage for the employee of X, rather than the \$3.25 rate determined as prevailing by the Secretary of Labor.

(3) Under the same prevailing wage determination discussed in subparagraph 2 of this paragraph, the Y construction contractor who has been paying \$3 an hour as his basic cash wage on which he has been computing overtime compensation reduces the cash wage to \$2.50 an hour but computes his costs of benefits under section 1(b)(2)(B) as \$1 an hour. In this example the regular or basic hourly rate would continue to be \$3 an hour. See S. Rep. No. 983, p. 7.

(S. Rep. No. 983, p. 7; H. Rep. No. 308, p. 5)

ENVIRONMENTAL PROTECTION AGENCY
WATER QUALITY OFFICE
WAGE DETERMINATION INFORMATION

The attached Wage Determination (Decision) gives the minimum hourly wage rates set by the Department of Labor to be paid to laborers and mechanics who are employed in the construction of your sewerage project.

The following time limitations apply only to the use of the wage determination; however, they must be understood and observed:

Any changes of Supersedeas Decisions issued by the Department of Labor and received by the Environmental Protection Agency 10 days or more prior to the bid opening must be included in the contract.

If the contract is not awarded within 30 days after the bids are opened, all changes and Supersedeas Decisions received prior to the award must be included in the contract.

If the contract is not awarded before the expiration date shown on the determination, a revised wage determination must be obtained. On the other hand, if the contract is awarded before the expiration date, it is then good for the life of the contract.

NOTE: IF THE LOW BIDDER WISHES TO REQUEST APPLICABLE CHANGES, SUPERSEDEAS DECISIONS OR REVISED WAGE DETERMINATIONS WITHOUT CHALLENGING THE AMOUNT OF HIS BID, ALL BIDS MUST BE RETURNED AND NEW BIDS OBTAINED.

If classifications are needed that are not shown on the Wage Determination, it is the responsibility of the city or owner as well as the contractors to request rates needed and to use the proper classification in the construction of the work. Additional rates may be established by using one of the following two procedures:

(1) Submit evidence of prevailing rates from labor or contractor organizations, or from individual contractors. Evidence submitted must show all the following information, in order to receive full consideration: (a) name of the contractor; (b) location and type of contract; (c) time span during which the work was performed with the beginning wage; and (d) wage rate or rates within each classification and the number of employees paid at each rate. (Example: Common laborer - 2 @ \$1.25, 3 @ \$1.35, and 1 @ \$1.40).

The above rates are for work performed within the immediate locality within the preceding eighteen months. Where such evidence is not available, the time and/or area may be expanded.

NOTE: CONTRACTOR SIGNATURE ABOVE SHOULD ACCOMPANY ANY WAGE RATE PROTESTS.

(2) A signed agreement between the city or owner, the contractor and the employees or his representative as to the prevailing rates in the area must be forwarded through the State to the Environmental Protection Agency for consideration.

The Environmental Protection Agency can issue preliminary authorization for the use of supersedeas wage rates and classifications subject to the review by the United States Department of Labor where delay in the completion of a project is involved.

by the Secretary of Labor.

c. Each employee MUST BE PAID in the full amount earned, less approved deductions at the time of payment, computed at not less than the rate established for the particular trade classification in the Wage Determination regardless of any contractual relation which may be alleged to exist between the prime contractor or subcontractor and the employee.

d. If fringe benefits are shown on the Wage Determination, and are applicable to the construction of the project, such amounts must:

- (1) Always be added to the "Hourly Wage Rates" column on the payroll for straight time only.
- (2) If paid into trust funds, show amounts deducted in "Other"

column on payroll for affected employees. Name of trust funds must be shown on first payroll. (See Attachment #3, item 8 and Attachment #5).

e. OVERTIME MUST BE PAID BY ALL PRIME AND SUBCONTRACTORS FOR ALL

OVER EIGHT HOURS PER DAY OR FORTY HOURS PER WEEK (see Attachment #3, item 6), WHICH EVER AMOUNTS TO THE MAXIMUM COMPENSATION FOR THE EMPLOYEE. PENALTY FOR VIOLATIONS IS \$10.00 PER DAY PER AN PLUS POSSIBLE DISBARMENT FROM FURTHER CONTRACTS.

f. No classification of laborers or mechanics, other than those designated in the Wage Determination for the project, shall be employed. In the event that classifications are required which are not listed in the Wage Determination, a supplemental Wage Determination MUST BE obtained. (See Attachment #6, Items 1 and 2).

U. S. DEPARTMENT OF THE INTERIOR
FEDERAL WATER POLLUTION CONTROL ADMINISTRATION

CERTIFICATION OF NONSEGREGATED FACILITIES

(Applicable to contracts, subcontracts, and agreements with applicants who are themselves performing federally assisted construction contracts, exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause.)

By the submission of this bid, the bidder, offeror, applicant, or subcontractor certifies that he does not maintain or provide for his employees any segregated facilities at any of his establishments, and that he does not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. He certifies further that he will not maintain or provide for his employees any segregated facilities at any of his establishments, and that he will not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The bidder, offeror, applicant, or subcontractor agrees that a breach of this certification is a violation of the Equal Opportunity clause in this contract. As used in this certification, the term "segregated facilities" means any waiting rooms, work areas, rest rooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, creed, color, or national origin, because of habit, local custom, or otherwise. He further agrees that (except where he has obtained identical certifications from proposed subcontractors for specific time periods) he will obtain identical certifications from proposed subcontractors prior to the award of subcontracts exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause; that he will retain such certifications in his files; and that he will forward the following notice to such proposed subcontractors (except where the proposed subcontractors have submitted identical certifications for specific time periods):

NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENT FOR
CERTIFICATIONS OF NONSEGREGATED FACILITIES

A Certification of Nonsegregated Facilities, as required by the May 9, 1967, order (32 F.R. 7439, May 19, 1967) on Elimination of Segregated Facilities, by the Secretary of Labor, must be submitted prior to the award of a subcontract exceeding \$10,000 which is not exempt from the provisions of the Equal Opportunity clause. The certification may be submitted either for each subcontract or for all subcontracts during a period (i.e., quarterly, semiannually, or annually).

Signature

Date

Name and Title of Signer (Please Type)

NOTE: The penalty for making false statements in offers is prescribed in
18 U.S.C. 1001.

ENVIRONMENTAL PROTECTION AGENCY
AIR & WATER PROGRAMS DIVISION
Payment Requirements

1. INTERIM PAYMENTS

Interim Grant Payments will be processed on a Public Law 660 project, upon request, when eligible construction is at least 25%, 50%, or 75% completed and PROVIDED the following documents have been received by EPA:

- a. A current monthly engineering estimate for each prime contractor, separating ineligible work, and properly certified by the contractors.
- b. Copies of contract with the following:
 - (1) Consulting Engineer
 - (2) Each Contractor
 - (3) Attorney and/or fiscal agent (or statement that none exists).
- c. Copies of the performance, statutory, and maintenance bonds for each contractor.
- d. Copies of each contractor's insurance certificate showing current coverage required under the contracts including:
 - (1) Workmens compensation.
 - (2) Property damage.
 - (3) Public liability, and
 - (4) Fire and extended coverage.
- e. Copy of a site certificate without exception, executed by the applicant's attorney.
- f. Copy of Acceptance of Increase to the grant offer.
- g. O & M Manual, if a condition to the grant offer.
- h. Copy of industrial waste ordinance, if a condition to the grant offer.
- i. Copies of State approved addenda, change orders, or extra work orders covering all changes in the works since the plans and specifications were approved.

Interim construction inspections are made at the discretion of EPA and the State Agency and are not required for processing interim payments.

2. FINAL PAYMENT

A final inspection will be required before final payment can be processed. Before a final inspection is scheduled, the following documents, in addition to those listed above, must be received by the EPA.

a. Final monthly certified estimates recommended by the consulting engineer and approved by the contractor and applicant for all construction. Ineligible work must be shown separately.

b. Final engineering statement and recapitulation of all engineering services rendered in the eligible portion of the project.

c. Recapitulation of payments to resident inspector if not included in Item b.

d. Fiscal agent and bond attorney itemized statements.

e. Ledger sheet showing all expenses incurred in the construction of the project including:

(1) Check or claim number.

(2) Date.

(3) Person to whom payment was made.

(4) Brief description of service or material.

f. Copies of all change orders, with State Approval, if not previously submitted.

g. Written request by the applicant for grant increase to the maximum percentage of the eligible costs, if justified. The request must be approved by the State Agency.

h. Attached Certification by the Applicant that the Labor Standards Contract Provisions have been complied with.

i. Results of infiltration or exfiltration tests, certified by the Consulting Engineer, showing compliance with specifications requirements. These tests must cover all interceptor and outfall lines included in the final estimate.

j. Written request for final inspections.

CG-156
(4-7-71)

CERTIFICATE

I certify that Assurance K (Labor Standards Contract Provisions) of Part A, Offer and Acceptance, has been complied with during construction of Wastewater Facilities known as WPC-_____ by the Environmental Protection Agency, Water Quality Office.

Date

Signature of Authorized Representative

Name and Title

**MONTHLY
CONSTRUCTION PROGRESS REPORT--** (Attach to Monthly Engineering
Estimates & submit before the
10th of each Month.)

(Attach to Monthly Engineering Estimates & submit before the 10th of each Month.)

SECTION I-

CONTRACT AMOUNT

COMPLETED TO DATE

ELIGIBLE

TOTAL

ELIGIBLE

\$

\$

\$

\$

LATER CONTRACTS AS ESTIMATED ON PART B

TOTAL

\$

\$

\$

\$

7 % of Eligible Construction completed

Basic Engineering fee earned as of this date \$ _____
(Attach copy of voucher for monthly engineering fee)

SECTION III - REQUEST FROM APPLICANT FOR PAYMENT WHEN ELIGIBLE CONSTRUCTION HAS REACHED 25, 50, 75, & 100% COMPLETION

1 payment is requested.

(Signature of Authorized Representative)

CG-53
(Rev. 3-19-71)

SAMPLE LEDGER SHEET

Project Springtown, Arizona

WPC-Ar12-109

DATE	DESCRIPTION	VOUCHER OR CHECK	RECEIPTS	DISBURS.	BALANCE	BREAKDOWN OF DISBURSEMENTS				COMMENTS
						CONSTRUCTION	ENGINEERING	LEGAL	ADMIN.	
	Revenue Bonds-Water & Sew		\$100,000.00		\$100,000.00					
12-15-64	John Doe, Right-of-way	1		\$250.00	99,750.00					Not eligible for federal participation
1-11-65	Rash-Peters, Inc	2		2,000.00	97,750.00				\$2,000.00	Fiscal agent's fee 2% of total amt bond issue handled
1-15-65	A.B.C. Engineering Co	3		4,000.00	93,750.00		\$4,000.00			As per contract, 4% for preparation of P&S
2-15-65	Acme Constr. Co	4		20,000.00	73,750.00	\$20,000.00				Engineering Estimate No. 1 2% of \$20,000 = \$400.00 Inspection = \$600.00
2-15-65	A.B.C. Engineering Co	5		1,000.00	72,750.00		1,000.00			Public Law 660
3-10-65	U.S. Treasury	166	8,100.00		80,850.00					Partial Payment No. 2
3-12-65	Southern Testing Laboratory	6		100.00	80,750.00				100.00	Materials testing for Sewage Treatment Plant
3-14-65	Pete Howard, Attorney	7		200.00	80,550.00			\$200.00		Review of Contract Documents

NOTES: The federal grant your community has been offered was made subject to several conditions. One of these conditions was that "adequate accounting and fiscal records would be maintained." This sample ledger sheet and the following information may be helpful in maintaining these records and receiving the grant funds you have been offered.

1. Establish a separate bank account and set up a separate ledger sheet.
2. No particular forms or systems are necessary but the following information must be shown:
 - a. Receipt of all funds and their source;
 - b. The amount and purpose of each disbursement on which your claim for grant funds will be based.
3. All disbursements must be supported by invoices, vouchers, engineering estimates, etc.
4. All costs for the project should be shown in one account. Environmental Protection Agency, Water Quality Office, will determine those items eligible for federal participation.
5. Funds remaining in this account after the project is complete and all obligations are paid may be transferred to other accounts and expended for any legal purpose.



EVERYTHING IN THE CATHODIC PROTECTION FIELD FROM AN INSULATING WASHER TO A TURNKEY CONTRACT INSTALLATION

cathodic protection service

Service Division

P. O. Box 66387 • (4601 STANFORD)
HOUSTON, TEXAS 77006
TELEPHONE: AC 713/526-1981
CABLE: CATPROSERV

February 29, 1972

Nueces County Water Control and Improvement District #4
P.O. Box 507
Port Aransas, Texas 78373

Attention: Mr. Don Roy Farley

Gentlemen:

The following brief report concerns the recent resurvey of cathodic protection facilities associated with your 8" and 12" supply lines from Aransas Pass, Texas.

INITIAL STATUS:

Cathodic protection was installed on your 12" line by Cathodic Protection Service during construction of the line in 1969 and consists of eight magnesium anode stations. Please refer to installation report dated September 25, 1969.

Cathodic protection was installed on your 8" line in 1971 and consists of one rectifier and its associated groundbed of six 4" x 80" graphite anodes. Please refer to our installation report dated March 11, 1971.

SURVEY PROCEDURES AND DISCUSSION:

The survey consisted of pipe-to-soil potential measurements at all established check points, current drain measurements at all control points, and a check of the rectifier for proper operation and setting.

As will be seen from the attached "Summary of Data", all points except one are reflecting potentials well above the minimum -0.85 volts required for full cathodic protection. The exception is 8" channel crossing which is expected to be abandoned in the very near future.

Nueces County Water Control and Improvement District #4 - 2 - February 29, 1972

We are forwarding, herewith, our invoice J-12754 in the amount of \$200.00, as previously agreed, for your approval and further handling.

It has been a pleasure working with you on this very important phase of your maintenance program, and we shall look forward to being of continued service to you in the cathodic protection field.

Very truly yours,

CATHODIC PROTECTION SERVICE

T.W. Taggart
T.W. Taggart
for G.L. Doremus

TWT:jl

encl.

JF-4987-B

cc: McCaughn & Etheridge Engineers
320 Wilson Bldg.
Corpus Christi, Texas 78403

cc:CPS, Corpus

12" supply line

FEB. 15. 1932

I of I

Potentials ARE REFERRED TO A COPPER/COPPER SULFATE ELECTRODE
Protected potential = -0.85 volts

McCAUGHAN & ETHERIDGE

CONSULTING ENGINEERS

320 WILSON BUILDING

CORPUS CHRISTI, TEXAS 78401

March 7, 1972

Nueces County Water Control &
Improvement District No. 4
P. O. Box 128
Port Aransas, Texas 78373

Re: Sewerage System Improvements, WPC-TEX-695

Gentlemen:

We would like to make an improvement in some details of the concrete block building proposed at the sewage treatment plant. You may recall that our plans for this were commenced and mostly completed a long time ago. The experiences recorded in Hurricane Celia have now caused many specifying agencies to upgrade their requirements for strengthening of concrete masonry structures, and we believe it would be wise to modify our plans to provide more reinforcement of the walls and ties into the roof.

This has been discussed with the Contractor and he has quoted a price for the work. A description of the change is incorporated in the attached Change Order No. 1, for which we request approval.

Please note that we have indicated proper distribution of approved copies on the second page of this Change Order.

Very truly yours,

McCAUGHAN & ETHERIDGE

By

Obie L. Etheridge
Obie L. Etheridge, P.E.

OLE:ink

CONTRACT CHANGE ORDER
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4
PORT ARANSAS, TEXAS

PROJECT: SEWERAGE SYSTEM IMPROVEMENTS, WPC-TEX-695

CONTRACTOR: SLOVAK BROTHERS
P.O. BOX 5096
CORPUS CHRISTI, TEXAS 78405

CHANGE ORDER NO. 1

March 7, 1972

DESCRIPTION OF CHANGE

Item No. 1 - Lump Sum

Structural Revision to New Blower House:

Provide No. 5 dowels from floor slab into cells
of concrete block walls at following locations:

3 cells at each of four corners.

2 cells on each side of each wall opening (door, windows
and louvers).

2 cells in back wall between louvers.

A total of 38 cells

At each cell location described above, add one continuous No. 5 steel bar
(vertical) and fill cell with concrete. Cells adjacent to openings shall have
reinforcement and concrete continued thru the lintel. All cells shall have
reinforcement and concrete continued up to the roof slab with the reinforce-
ment being bent into the roof slab, min. 1'-6".

Revise lintels over door and the adjacent window so as to provide one continuous
lintel over the door and the adjacent window instead of two lintels.

Revise top course of concrete block to provide continuous bond beam using
two No. 5 steel bars (horizontal) and concrete resulting in a section similar
to the window lintel shown on the plans.

For the above described work, complete in place, the Contract Price shall be
increased by \$274.00.

ORIGINAL CONTRACT AMOUNT	\$345,875.60
THIS CHANGE ORDER NO. 1, ADD	274.00
REVISED CONTRACT AMOUNT	\$346,149.60

Page 2

Contract Change Order No. 1

Nueces County Water Control & Improvement District No. 4

March 7, 1972

ACCEPTED BY

W. J. Slovak

SLOVAK BROTHERS, Contractor

3-7-72

RECOMMENDED BY

Oliver L. Etheridge

McCAUGHAN & ETHERIDGE,
Engineers

3-7-72

ACCEPTED BY

Don Roy Fairley

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT No. 4

3-8-72

Distribution by NCWC&ID #4:

3 copies to Environmental Protection Agency, Water Quality Office, Region VI,
1600 Patterson Street, Suite 1100, Dallas, Texas 75201

2 copies to Slovak Brothers, P.O. Box 5096, Corpus Christi, Texas 78405

1 copy to McCaughan & Etheridge, 320 Wilson Building, Corpus Christi, Texas
78401

1 copy to District's File

MCCAUGHAN & ETHERIDGE
CONSULTING ENGINEERS
320 WILSON BUILDING
CORPUS CHRISTI, TEXAS 78401

February 21, 1972

Nueces County Water Control &
Improvement District No. 4
P. O. Box 128
Port Aransas, Texas 78373

Gentlemen:

Transmitted herewith is a copy of a letter from the Texas Water Rights Commission dated February 16, 1972, together with two certified copies of the resolution approving the bonds.

Very truly yours,

MCCAUGHAN & ETHERIDGE

By 
F. A. McCaughan, P. E.

FAM:ink

enc.

cc: Laddie Janecek w/enc.

TEXAS WATER RIGHTS COMMISSION

6AM HOUSTON STATE OFFICE BUILDING

COMMISSIONERS

ETNA F. PENY, CHAIRMAN
478-0661

JOE D. CARTER
478-0683

BORLEY S. HARDENMAN
478-4184

LOUIS L. MCDANIELS
EXECUTIVE DIRECTOR

478-0488

AUDREY STRANDTMAN

SECRETARY

478-4816

February 16, 1972

F. A. McCaughan, P. E.
McCaughan & Etheridge
Consulting Engineers
320 Wilson Building
Corpus Christi, Texas 78401

Re: Nueces County Water
Control & Improvement
District No. 4 -
\$25,000 Bond Issue

Dear Mr. McCaughan:

Enclosed are certified copies of a resolution of the Commission, dated February 14, 1972, approving the referenced District's engineering plans, specifications and estimate of costs and the issuance of bonds in the amount of \$25,000 for the purpose of financing said project, all being more fully set out in the resolution.

A certified copy of the resolution is being sent to the Attorney General's Office, Bonds Division, Austin, Texas.

Very truly yours,

TEXAS WATER RIGHTS COMMISSION

By

Audrey Strandtman
(Mrs.) Audrey Strandtman

AS:ll

Enclosures

cc: Mr. Joseph H. Shanpley
Attorney General's Office
Bonds Division
Box B, Capitol Station
Austin, Texas 78711

MINUTES OF

* * * * * SPECIAL MEETING * * * * *

March 1, 1972

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 1st day of March , 1972, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a special meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-witt:

President	Don Roy Farley
Vice-President	Pete Peterson
Secretary	H.L. Ward
Director	Carl Castell
Director	Andy Dallas
Absent:	
Director	Andy Dallas

Visitors:

Water Superintendent	Gail Holman
Lawyer	Dick Hatch
Financial Advisor	Laddie Janacek
Engineer	Obie Etheridge


Mr. Joe Buzek, who is building the Executive Keyes, on Access Road 1-A, appeared to discuss the the water and sewer services to the property, he will present plans and appear again at the next meeting.

The board had a lengthy discussion concerning the Utility Extension Policy which was presented to the board on the meeting of Feb.23, 1972.


Our large water loss was discussed, and the board agreed to have Rudy read meters at Aransas Pass and in between there and our meter on tank each day for a week to compare.

There being no further business to come before the Board, after motion was made and seconded, the meeting adjourned.

Nueces County Water Control
and Improvement District #4


Don Roy Farley, President

ATTEST:


H.L. Ward, Secretary

MINUTES OF

* * * REGULAR MEETING * * * *

February 23, 1972

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 23rd day of February, 1972 the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a regular meeting, at the regular meeting place, thereof, there being present and in attendance the following members, to-witt:

Vice-President	Pete Peterson
Secretary	H.L. Ward
Director	Carl Castell
Director	Andy Dallas

Absent:

President	Don Roy Farley
-----------	----------------

Visitors:

Water Superintendent	Gail Holman
Lawyer	Dick Hatch
Engineers	Frank McCaughan
	Obie Etheridge
Contractor	Tiffin Young
Great Western	
Representatives	Raymond Chilton
	Robert Morris

Minutes of February 9th Meeting were read and approved, please have Don Roy sign them upon his return.

Great Western Corp. presented their problems and gave the Board a suggested extension policy and a Resolution, a copy of which is attached and becomes a permanent part of these minutes.

A discussion of the 12" supply line from Aransas Pass, and the amount of breaks in recent months was discussed with Mr. Young. A record of water bought and sold is to be made available for Mc Caughan and Young with records of breaks. Please request San Pat to put date meter is read on the bill, if this is not already being done.

Motion was made by H.L. Ward, seconded by Andy Dallas to have sewer line surveyed with T.V. camera from lift station to sewer plant, for the purpose of finding weak spots or pending cave-ins. Motion was carried by the following vote:

AYES:	Pete Peterson
	Carl Castell
	H.L. Ward
	Andy Dallas

NOES:	none
-------	------

Betty, please see Don Roy when he gets back about a workshop meeting on Great Western (next wednesday?).

The Board decided that all the holidays listed were not necessary but agreed that those marked X will be the ones observed by the water district. A copy of this is attached and becomes a permanent part of these minutes.

The subject of the sewer testing will be discussed at the next meeting when Don Roy is present.

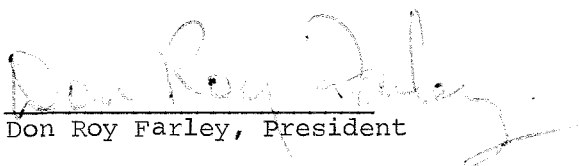
Betty, gather the information needed and fill out the retirement papers and return them for processing.

The board suggests that the City send the Assistant City Secretary to our Office to copy our account numbers and addresses.

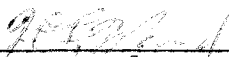
Betty, I will sign the notices from now on, if I am not to be found, any board member will do, Tex.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

Nueces County Water Control &
Improvement District Number 4


Don Roy Farley, President

ATTEST:


H.L. Ward, Secretary

Keep this

RESOLUTION OF THE
BOARD OF DIRECTORS
OF THE

NUECES COUNTY WATER AND IMPROVEMENT DISTRICT NO. 4

WHEREAS, Flato Construction Corporation, a Texas corporation, and Great Western Corporation, a Texas corporation, hereinafter called "Owners", the Owners of segregated portions of Surveys Nos. 591 and 592 situated on Mustang Island, Nueces County, Texas, more particularly described in that certain Deed from Ada Rogers Wilson, et al, to Great Western Corporation, dated December 13, 1971, recorded in Volume 1417, page 560, of the Deed Records of Nueces County, Texas, hereinafter called "the subject property", have both requested that this District furnish water to and provide sewage treatment for the improvements which may be constructed on the subject property; and

WHEREAS, this District has the capacity to furnish such water and provide such sewage treatment (hereinafter called "water and sewer services") and this District desires to furnish same provided that it may do so at no out-of-pocket cost to the District:

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Nueces County Water and Improvement District No. 4 that the District enter into an agreement with each of such Owners, or either of them, for the furnishing of such water and sewer services upon the following general principles:

1. Owners shall bear all costs of extending the water and sewer main transmission lines from the existing terminal points of the District's system to the southerly boundary of the subject property.
2. As any such improvements on the subject property are connected to the above mentioned system, the District shall furnish an adequate supply of fresh, potable water to the Owners or occupants of each portion of the subject property and shall remove and treat all sewage from such improvements at rates published

Keep this

by the District for water sold to and sewage collected from properties similarly situated outside of the District's boundaries, subject to the provisions of paragraph 3 below.

3. The District will cooperate with Owners in every reasonable way to assist them in arranging financing for the construction of such water and sewage transmission mains from the existing terminal points of the District's facilities to the southern boundary of the subject property; provided that the District is reimbursed for all of its out-of-pocket expense in connection therewith. If Owners elect to utilize the method of constructing such lines out of cash funds advanced by them and recovering same out of a surcharge on the water and sewer rates charged to the users situated on the subject property, the District will cooperate in making such surcharge, not to exceed an additional 50% of its posted rates, and remit such surcharge to Owners, less a charge of of such surcharge collected to reimburse the District's cost in collecting, handling and disbursing such funds.

4. At such time as any portion of such water or sewer facilities are completed, the District will enter into a contract for the operation of such system with the Owners, provided a mutually acceptable contract can be worked out between the District and the Owners.

5. The terms of such agreement will be binding upon the District, Owners, their successors and assigns, and shall run with the land.

RESOLVED, FURTHER, that the officers of the District are hereby authorized and directed to negotiate with Owners in order to arrive at mutually acceptable terms of an agreement (within the foregoing principles) which is subject to the review, modification, or approval of this Board.

Keep this

UTILITY EXTENSION POLICY
NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

ARTICLE I. PURPOSES AND GENERAL PROVISIONS

A. General.

1. This Policy is established by the Board of Directors of the Nueces County Water Control and Improvement District No. 4, located in Port Aransas, Texas, for the guidance of the District and its representatives and those persons who desire to develop land on Mustang Island and to secure provision for water and sewer service in the Development Area.

B. Definitions.

1. For purposes of this Policy, terms herein which are begun with Capital Letters are intended to carry uniform meanings throughout, as may be specifically defined herein or as may be fixed by usage in the engineering profession, and as follows for certain terms:

The District means the Nueces County Water Control and Improvement ^{District} No. 4, or its Board.

The District Engineer means the Registered Professional Engineer designated by the Board as its engineering representative.

The Developer means any person or persons, legal or natural, desiring to Plat property on Mustang Island or elsewhere within the general service area of the District, whether presently within the District or not, and who desires that the District provide water and sewer service.

Water service and sewer service are not specifically defined herein, are intended as very general terms, and shall be taken in context only.

Development Area means the land area for which the Developer desires approval of a Plat and arrangements for water and sewer service. Whether the term covers the area of a Preliminary Plat, or of a Final Plat of the same or a smaller area, shall be judged from the context.

Reimbursement means the repayment to the Developer of certain Eligible Costs incurred in installing certain Eligible Construction.

C. District Not in Development Business.

1. The District is not in the business of initiating the extension of facilities to distant undeveloped property for the purpose of improving its marketability.
2. The construction of water distribution facilities and sewage collection facilities within a Development Area are entirely the responsibility of the Developer.
3. The District recognizes the value to itself of Water Transmission Lines, Water Storage and Pumping Facilities, Collector Sewers, Sewage Pumping Plants and Force Mains, and Sewage Treatment Plants, and desires to share the cost of providing them. The general unavailability of funds for direct expenditures for such improvements prompts the District to set forth in this Policy a guide for Reimbursement to the Developer of certain of these costs.

D. Platting Authority.

1. The District recognizes the legal extra-territorial authority of the City of Corpus Christi, where it extends into the boundaries of the District. It is the intention of the District to cooperate fully with the City of Corpus Christi in the review of plats within the service area of the District. When the Developer has complied with the guidelines of this Policy, as to arrangements for installation of required water and sewerage improvements, the District will so notify the City of Corpus Christi. This Policy will be filed with the City of Corpus Christi, the City of Port Aransas, and the County Judge of Nueces County, for their guidance in the review of plats in the service area of the District. This is not intended to create any legal liability between the District and these bodies.

E. Water Service.

1. The District will provide an adequate amount of water, at some variable pumping pressure, at a Point of Connection somewhere within its existing system. The location of the Point of Connection must of necessity be based on engineering determinations considering the details of the existing system, existing demands, and the size and location of the proposed development.
2. It is intended that the District be directly responsible for providing such supply lines from the mainland and/or pumping facilities at the existing pump stations as may be necessary for providing water at the time it is needed.

3. After construction of the required improvements, the District will install at its cost all Individual Service Connections, collecting from the applicants for service the District's usual tap fees and deposits, and will furnish water to such applicants at the monthly rates then currently published. The District will operate and maintain in perpetuity all water facilities dedicated to and accepted by the District, upon the same level of service and maintenance provided on other District facilities.

F. Sewer Service.

1. The District will receive, treat, and dispose of sewage from the Development Area, and will operate and maintain all sewerage facilities dedicated to and accepted by the District, at a level comparable to that provided for other facilities of the District.

G. Water and Sewer Service Rates.

1. The District makes no commitment in this Policy as to the level of the water and sewer monthly service charges or rates which might be established in the future, whether for areas within or not within the District.

H. Easements and Right of Way.

1. The Developer shall dedicate to the District, on the recorded Plat if at all feasible, all easements required by the District as space for water and/or sewer lines. State Health Department requirements as to spacing of lines shall be taken into account.

2. In particular, the District may require that water lines and sewer lines along State highways be placed in easements,

not within the highway, where the Developer owns or has beneficial control over the abutting property.

3. Sites for Water Storage and Pumping Facilities, Sewage Pumping Facilities, and Sewage Treatment Plants shall be deeded in fee to the District, as further set forth herein.

I. District May Construct Facilities.

1. Nothing in this Policy shall preclude the District from constructing water and sewer facilities at its own expense.

J. District Cooperation in Applications.

1. Upon request by the Developer in writing, the District will serve as the applying agency for approval of discharges, treatment plant plan approvals, governmental financial aid, and other matters requiring State or Federal approval. Where financial aid is sought, the District may require satisfactory legal and financial agreements with the Developer prior to proceeding.

2. Should the Developer fail to pursue his development or fail to conclude a Written Contract with the District after the District has thus participated at his request, the Developer shall be liable to the District for its expenses incurred.

ARTICLE II. WATER SERVICE

A. Required Construction.

1. The Developer shall construct at his own cost and dedicate to the District Water Transmission Lines and Water Distribution Lines, and Water Storage and Pumping Facilities conforming to the following criteria.

B. Criteria for Planning.

1. Water Transmission Lines shall be constructed from a Point of Connection designated by the District, to the Development Area and within it, as necessary to deliver water to each platted lot in the amounts set forth below. Generally, Individual Service Connections are not to be made on Transmission Lines.

2. Water Transmission Lines shall be sized to serve (a) the Development Area, at a population as projected for 20 years in the future, but not for less than 10 persons per acre, and (b) Intervening Areas not presently served and lying between the Development ^{Area} and the area presently served by the system, at a population on one (1) person per acre.

3. Water Transmission Lines shall be sized to carry a flow of 100 gallons per person per day with a residual pressure of 25 pounds per square inch at ground level, provided Approved Storage is constructed, with a storage capacity of 100 gallons per person and a delivery capacity of 250 gallons per person per day. If ~~A~~ Approved Storage is not constructed, Water Transmission Lines shall provide a flow capacity of 250 gallons per person per day, with a residual pressure of 35 pounds per square inch at ground level at those points at which distribution lines are connected.

4. Water Distribution Lines shall serve for connections for Individual Service Connections and shall be sized to carry a flow of 200 gallons per person per day plus Fire Flow, based

on a 20-year population projection (but for not less than 10 persons per acre) to each platted lot or tract, with a residual pressure at ground level of 25 pounds per square inch at the boundary of the tract. Distribution Lines shall not be smaller than 6 inches in diameter. Looping and valving shall be provided as required, and fittings and other provisions for future extensions and connections shall be provided as required. Installation of Individual Service Connections from the Distribution Lines to the property line of lots, and service meters, is not required of the Developer.

5. Fire Protection Facilities shall be provided by installing fire hydrants within 150 feet of the boundary of each platted lot, measured along public roads, and at spacings along water lines not exceeding 300 feet. Fire Flow shall be computed with any two adjacent hydrants each flowing at 500 gallons per minute. Where Transmission Lines serve as Distribution Lines for any part of the Development Area, the 300-foot minimum spacing shall apply. Installation of fire hydrants in Intervening Areas through which the Transmission Lines pass is not required. A gate valve shall be provided at the main on the line to each hydrant, where the main is 8 inches or larger.

6. Approved Storage may consist of (a) Ground Storage Tank or Tanks, with Service Pumping Facilities to supply water to the Distribution Lines at the maximum (peak) rate and required residual pressure, or (b) Elevated Storage Tank or Tanks on the Distribution Side of Service Pumping Facilities, with the Pumping Facilities and tank connections sized to deliver water to a full tank at the average daily rate plus 10 per cent, or

(c) a combination of (a) and (b).

7. Storage and Pumping Facilities shall be located on approved sites, which shall be deeded to the District in fee. Sites shall be accessible from the highway in floods of up to 5 feet above mean sea level. Facilities shall be flood-proofed for floods up to 10 feet above mean sea level. All storage tanks shall have interior cathodic protection systems, their shells shall have a $1/16$ inch thickness corrosion allowance, other parts shall have $1/16$ inch extra surface all around as a corrosion allowance, and tanks shall be designed for wind pressures double those in AWWA Std. D-100. Pumping Facilities shall be adequately housed and instrumented. Emergency Auxiliary Power for pumping at $1/3$ maximum capacity shall be provided.

III. SEWER SERVICE

A. REQUIRED CONSTRUCTION

The Developer shall construct at his own cost and dedicate to the District Sewage Collectors, Laterals, Pumping Facilities, Force Mains, and other Sewerage Improvements conforming to the following requirements.

5. CRITERIA FOR LATERALS,
1. For the purpose of receiving sewage from Individual Service Connections, Sewer Laterals shall be constructed adjacent to each platted lot or tract in the Development Area, of such size and depth as to serve the population of the tract as projected for 20 years in the future, but not less than 10 persons per acre. Sewer Laterals shall be not less than 8 inches in diameter. Manholes at ends of lines shall be not less than 4 feet deep. Manhole spacing on Laterals shall not exceed 500 feet.
 2. Sewer Laterals shall be sized and graded to carry a peak rate of flow of 200 gallons per day (0.14 gallons per minute) per person.
 3. Sewers deeper than 10 feet from ground level to flow line shall not, unless specially approved, be considered to be Sewer Laterals.
 4. Construction of Individual Service Connections, from Sewer Laterals to the property line of the platted lots, is not required of the Developer.
 5. Collector Sewers or Interceptors, which are interchangeable terms for purposes herein, shall be constructed to collect the flow of the laterals and conduct it to another point of disposition, such as another Collector, a Lift Station, a Sewage Pump Station, or a Treatment Plant. Collectors shall be sized and graded to carry 100% of the sum of the design flows of all areas drained,

including all of the Development Area and such Areas outside of the Development Area as must be gravity-drained by the same collector. Physical extension of the Collector beyond the limits required to serve the Development Area itself is not, however, required. Manhole spacing on Collector Sewers shall not exceed 800 feet.

7. Sewer lines shall be laid at depths not exceeding 16 feet. Where depths make it necessary, Collector Sewers shall run to a Lift Station or Sewage Pump Station, where pumps shall be provided to lift the sewage into another, shallower, Collector or to pump it via a Sewage Force Main to some other point of disposition, such as another Collector, another pumping facility, or a Treatment Plant.

8. Spacing of sewer lines from water lines, and other protective details required by the State Department of Health shall be complied with.

9. Sewage Pump Stations shall be located on approved sites accessible from the highway during floods of up to 5 feet above mean sea level, and shall be floodproofed for floods up to 10 feet above sea level. The site shall be deeded in fee to the District.

10. Laterals, Collectors, and Pump Stations as described above shall be constructed to deliver the collected sewage to a Point of Connection to be designated by the District.

11. No more than one pumping station shall discharge into any one force main. Pumping facilities shall be sized for peak loads plus 10 percent. Depending on distance from the Treatment Plant, the District may require pre-chlorination or preaeration facilities at Pump Stations. Emergency Auxiliary Power shall be provided to permit pumping at 1/2 capacity.

12. Where the District determines that a separate Treatment Plant should be constructed in lieu of pumping to an existing plant, construction of the Separate Treatment Plant by the Developer will be required. The capacity shall be as required by the District. Where the capacity required is greater than that required for the projected population of the Development Area at a time 20 years in the future, the District will participate directly in the cost on a pro rata basis. Treatment plant design and discharge requirements shall be in accordance with State and Federal requirements.

ARTICLE IV. PLANNING REVIEW

A. PRELIMINARY

1. The Developer shall submit to the District 3 copies of his proposed Preliminary Plat, with an Engineering Report and Preliminary Engineering Plan showing proposed water and sewer construction. After review and approval by the District and its Engineer, the Developer will be advised generally as to the District's ability to furnish water and sewer service and the extent of reimbursement available.

B. FINAL DESIGN

1. The Developer shall submit to the District 3 copies of his proposed Final Plat, Final Engineering Report, Construction Plans and Specifications, and Engineers' Estimate of Cost, showing all water and sewer improvements to be constructed. After review and tentative approval by the District and its Engineer, the Developer will be advised as to the required terms of a Reimbursement Agreement.

ARTICLE V. STAGE CONSTRUCTION

A. Sewer

1. The District may permit the temporary postponement of construction of phased portions of the required improvements; Except, that initial construction shall be adequate to serve not less than 1/2 of the projected population as required above for 20 years in the future, and provided that this level of service is available at each and every platted lot.

ARTICLE VI. REIMBURSEMENT

A. Construction Ineligible for Reimbursement,

1. Water Distribution Lines and Sewer Laterals, and their appurtenances, are a direct responsibility of the Developer, and are not Eligible for Reimbursement, provided that where a Water Transmission Line or a Collector Sewer serves incidentally ^{for} ~~as~~ connections for Individual Service Connections, Eligibility ^{in whole or part} may be allowed at the District's option. Water or sewer lines within private property (other than in easements provided in lieu of construction in public roads) will not be Eligible for Reimbursement. Land costs are not Eligible for Reimbursement; Except, that sites for Water Storage and Pumping Facilities, Sewage Pumping Facilities, and Sewage Treatment ^{Plants} will be Eligible at a cost not to exceed \$1,000 per acre.

B. Construction Eligible for Reimbursement,

1. Water Transmission Lines, Water Storage and Pumping Facilities, Sewage Collector Lines, Sewage Pump Stations, Sewage Force Mains, and Sewage Treatment Plants are Eligible for Reimbursement.

C. Eligible Costs,

1. The Developer's Direct Cost for Construction and for Engineering, for

Eligible Construction, and the Land Costs given as an Exception above, will be Eligible for Reimbursement.

D. Contract Required.

1. No Reimbursements will be made, except as provided in a formal Written Contract between the Developer and the District. This Policy, or negotiations between the Representatives of the parties, shall not constitute such a Contract.

D. Rate of Reimbursement.

1. Eligible Costs of improvements designed and constructed for the requirements of the population of the Development Area, as projected for 20 years in the future, will be reimbursed to the Developer in amounts equal to ^{1/2} ~~2/3~~ of the receipts from within the Development Area for water and sewer service, payable monthly.
2. Where the District has permitted Stage Construction, the Rate of Reimbursement shall be reduced in a pro rata amount based on the proportion of the actual design to the 20-year design.

F. Termination of Reimbursement Payments.

1. Regardless of other provisions herein, all Reimbursement Payments shall cease on the expiration of twenty-^{LC}~~five~~ (25) years from the date of the Written Contract covering any portion of the construction.
2. All Reimbursement Payments shall cease when all of the approved Eligible Costs have been reimbursed.

ARTICLE VII. AMENDMENTS

1. Amendments to this Policy may be made from time to time by action of the Board of the District, and amended requirements shall apply to all developments proposed thereafter.

1972

1 HOLIDAYS

February 21	Monday	Washington's Birthday
March 2	Thursday	Texas Independence Day
March 31	Friday	Good Friday
April 21	Friday	San Jacinto Day
May 29	Monday	Memorial Day
July 4	Tuesday	Independence Day
September 4	Monday	Labor Day
October 23	Monday	Veteran's Day
November 23-24	Thursday & Fri.	Thanksgiving
December 25-26	Monday & Tues.	Christmas
January 1, 1973	Monday	New Year's Day

Mrs. Curry.

These are the holidays
to be taken by San Faber County.

The WD may wish to observe
some holidays.

RD ~~HAQ~~

MINUTES OF

* * * * REGULAR MEETING * * * *

February 9, 1972

CITY OF PORT ARANSAS) (

COUNTY OF NUECES) (

STATE OF TEXAS) (

On this the 9th day of February, 1972, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-witt:

President	Don Roy Farley
Vice President	Carl Peterson
Secretary	H. L. Ward
Director	Carl Castell
Absent	Andy Dallas
Visitors	
O. S. Forman	Gail Holman

Minutes of January 26, 1972 were read and approved and all checkes were signed.

Motion made by Carl Peterson and seconded by Carl Castell to pay all bills. Motion carried by the following votes:

AYES:	Don Roy Farley
	Carl Peterson
	H. L. Ward
	Carl Castell
NOES:	None

Copy of State letter to San Patricio Municipal Water District, San Patricio County, Texas was read:

TEXAS STATE DEPARTMENT OF HEALTH
AUSTIN, TEXAS
JANUARY, 31, 1972

Mr. W. A. Edwards, President
San Patricio Municipal Water District
P. O. Drawer S
Ingleside, Texas 78362

Subject: Public Drinking Water Supply
San Patricio Municipal Water District
San Patricio County, Texas

Dear Mr. Edwards:

On January 25, 1972, our representative, W. R. Johnson, P. E., in company with Mr. O. H. Perry, Supertendent, conducted a sanitary survey of the subject water system.

The report received dy this department covering this survey indicated that the water system presented an attractive appearence and that the requirements for continued Texas State Department of Health approval are deing complied with.

We wish to express the thanks and appreciation of our representative for the courtesies extended during his survey.

Very truly yours,
Thomas D. Tiner, P. E., Chief
Water Supply Program
Division of Sanitary Engineering

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

Nueces County Water Control &
Improvement District Number 4

Don Roy Farley
Don Roy Farley, President

ATTEST;

H. L. Ward
H. L. Ward, Secretary

MINUTES OF

* * * REGULAR MEETING * * *

January 26, 1972

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 26th day of January, 1972, the Board Of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a regular meeting, at the regular meeting place thereof, there being present an in attendance the following members to-witt:

President	Don Roy Farley
Vice President	Carl Peterson
Secretary	H.L. Ward
Director	Carl Castell
Director	Andy Dallas

Visitors:

Attorney	Dick Hatch
Financial Advisor	Eddie Janeczek
Water Supt.	Gail Holman

Meeting was called to order at 7:00 P.M. with the reading of the minutes of the previous meeting. Motion made by Carl Peterson, seconded by Carl Castell to accept the minutes as read. Motion carried by the following vote:

AYES:	Don Roy Farley
	Carl Peterson
	H.L. Ward
	Carl Castell
	Andy Dallas

NOES:	none
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Betty please make check out for McCaughan & Etheridge fee for the survey for the Fish Hatcherery.

Betty, do we have a copy of the Auditor's Report? If so, please see that Dick Hatch gets one.

The following letter was presented to the Board:

MCCAUGHAN & ETHRIDGE

January 17, 1972

Texas Water Rights Commission
P.O. Box 13207
Austin, Texas 78711

Re: Nueces County Water Control & Improvement District #4
Port Aransas, Texas
Supplemental \$25,000.00 Bond Issue for
Sanitary Sewer Improvements

Gentlemen:

Bids were received January 12, 1972, for the construction of the Treatment Plant Improvements, Lift Station, Force Main and Interceptor Sewer. Seven bids were received and all the bids were over the estimate for this portion of the total project. A request has been made to the Environmental

Protection Agency for an increase in the Federal Grant to cover the increased costs. Additional bonds in the amount of \$25,000.00 will be required making a total bond sales of \$265,000.00 instead of \$240,000.00 as previously approved by the Water Rights Commission. A total of \$300,000.00 in sewer bonds have been voted.

Transmitted herewith is the following information and data relative to showing the need for increasing the bond issue from the \$240,000.00 previously approved to the \$265,000.00 requested. An increase of \$25,000.00.

1. Resolution authorizing application to Texas Water Rights Commission with Secretary's certificate attached.
2. Application for approval of bonds.
3. General Certificate.
4. Valuation Certificate previously furnished.
5. Filing Fee Check in the amount of \$25.00
6. A Bond Amortization Schedule.
7. Complete tabulation of the bids received together with Engineers' Estimate.
8. Revised summary of Estimated Costs Reflecting "as bid" construction costs on Plant, Lift Station, Force Main and Interceptor Sewer. Note: No increase is anticipated in the total estimated cost of \$80,000.00 for lateral sewers.

We trust this completes the information necessary to process the application and that we may receive early approval of this supplemental bond issue.

Respectfully Submitted,

McMaughan & Etheridge

Betty please either file the Texas Municipal Reports to be easily found or with the minutes. (These reports may be found in the middle file, third drawer down, under T.)

The following letter was presented to the Board:

Don Roy Farley
Board of Directors
Nueces County Water Control
Box 128
Port Aransas, Texas 78373

Dear Mr. Farley:

We were advised by the Nueces County Water Control office to submit an application to your board for an adjustment of our water and sewer bill.

If you will check our past records, you will find that the amount of water we were billed for has never been used through our meter. To my knowledge we have never used above the minimum the entire past year. These cabins have been purchased as an investment for future use, consequently they are used only on occasions generally on week ends, however that particular month our boy did spend approximate three weeks in one of the cabins. We have had two families to spend up to two weeks at a time at the same time and under the circumstance the bill did not exceed the minimum.

When we were notified by your office, that the water consumption was excessively high, we drove down from Dallas and inspected the premises and found a broken valve on a commode in one of the cabins not in use. We immediately employed a plumber to make the necessary repairs. Enclosed you will find a copy of his bill where necessary repairs were made. We had a similar incident here in Dallas ten years ago where a pipe had broken and the water had run into an abandoned septic tank and out the lateral lines

page three

which left us no clue to suspect a leak. Upon receiving the abnormally high water bill from the City of Dallas, They graciously made an adjustment for the water not used.

We are writing you this letter appealing to you for a like adjustment. Any adjustment made by you would be greatly appreciated.

Sincerely yours,

Robie Love

The Board decided that the water bill will stand as is, but the sewer charge will be reduced to the minimum.

Board signed all checks to pay current bills.

After much discussion and deliberation the Board decided not to take advantage of the Honeywell instrumentation contract. Write letter to this effect to the Honeywell Co.

All members except Andy Dallas agree that we will accept Bill Cobb's project when it is completed to our specifications. These plans and specs, are attached and become a permanent part of these minutes.

Betty please send in the completed form for Fern Damage to the Texas Department of Public safety.

Motion made to accept the 1971-1972 budget by Andy Dallas, seconded by Pete Peterson, and carried by the following vote:

AYES:

Don Roy Farley
Pete Peterson
H.L. Ward
Carl Castell
Andy Dallas

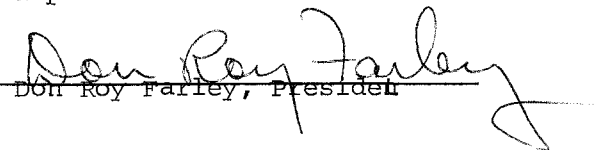
NOES:

none

Betty please make enough copies of the above mentioned budget for each member to have one.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

Nueces County Water Control &
Improvement District Number 4


Don Roy Farley, President

ATTEST:


H.L. Ward, Secretary

SEA ISLAND SUBDIVISION - SPECIFICATIONS FOR
WATER AND SEWER

Water:

1. Main lines - 2" "Certain-Teed" plastic PVC
2. Fittings - expansion type
3. Tapping collar with nipple and cutoff valve to
furnished by Water District
4. All lines to have 30" cover

Sewage:

1. Main line to be 6" rubber joint clay tile
2. Lateral lines to be 4" sewage type plastic
3. Manhole at end of main to be constructed of brick
as per Water District requirements

Easement:

Five foot on each side of curbing.

RESOLUTION AND ORDER AUTHORIZING ISSUANCE OF
\$25,000 "NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4 SEWER
GENERAL OBLIGATION BONDS, SERIES 1972",
DATED JANUARY 10, 1972

THE STATE OF TEXAS X NUECES COUNTY WATER CONTROL AND
 X
COUNTY OF NUECES X IMPROVEMENT DISTRICT NUMBER 4

ON THIS, the 26th day of January, 1972, the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 convened in regular session, being open to the public, at the regular meeting place thereof in said District, with the following members of the Board present:

DON ROY FARLEY	PRESIDENT
ANDREW J. DALLAS	VICE PRESIDENT
H. L. WARD	SECRETARY
CARL "PETE" PETERSON	DIRECTOR
CARL CASTELL	DIRECTOR

and the following absent: None,
constituting a quorum; and among other proceedings had were the following:

The President of the Board presented a resolution and order authorizing the issuance of \$25,000 "NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 SEWER GENERAL OBLIGATION BONDS, SERIES 1972", dated January 10, 1972.

The resolution and order was read in full and, after full discussion thereof, Mr. Dallas made a motion that it be adopted. The motion was seconded by Mr. Peterson. The motion, carrying with it the adoption of the resolution and order, prevailed by the following vote:

AYES: Messrs. Farley, Dallas, Ward,
Peterson and Castell.

NOES: None.

The President then declared the resolution and order finally passed and adopted.

The RESOLUTION AND ORDER is as follows:

WHEREAS, Nueces County Water Control and Improvement District Number 4 has heretofore been duly and legally created and organized and the boundaries of the District have not been altered or revised since the District's last issue of bonds dated October 10, 1971, said bonds having been approved by the Attorney General of Texas, and said District has heretofore adopted a plan for improvements designed to furnish a water and sewer system for service within said District; and

WHEREAS, the works, improvements and facilities heretofore accomplished by said District are found to be inadequate to fulfill the beneficial results which the District's location and conditions admit and demand and this Board of Directors finds that additional funds are required to construct and acquire additional sewer improvements and extensions in order to carry out the purpose for which the District was organized and to best serve the interests of the District; and

WHEREAS, there has been filed in the office of the District an Engineer's report covering plans for making such improvements and extensions to the District's existing Sewer System now serving the area and inhabitants of the District, said report being accompanied by maps, plats, profiles and data fully showing and explaining same and having been heretofore approved by this Board; and

WHEREAS, at all times since the organization of such District, to and including the present time, said District has continued to exercise all the powers and functions of a district created under Article XVI, Section 59, of the Constitution; and

WHEREAS, pursuant to an election duly and legally called and held for the purpose within the District on the 2nd day of June, 1970, with the results thereafter officially canvassed and determined as being in favor of the proposition submitted for the issuance of \$300,000 ad valorem tax bonds for the purpose of financing improvements, extensions and additions to the District's existing Sewer System, this Board became authorized and empowered to issue such bonds; and

WHEREAS, this Board of Directors has heretofore authorized the issuance and sale of \$240,000 of the bonds voted as aforesaid and has determined that it is desirable and necessary to issue at this time an additional \$25,000 of said voted authorization, the Board reserving unto itself the right and authority to issue the remaining amount of such bonds, to wit: \$35,000, in one or more series at a future date or dates when, in the judgment of such Board, such amounts are needed for the authorized purpose; now therefore,

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4:

SECTION 1: That the bonds of said District, to be called "NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 SEWER GENERAL OBLIGATION BONDS, SERIES 1972", in the total principal sum of TWENTY-FIVE THOUSAND DOLLARS (\$25,000), shall be and same are hereby ordered to be issued on the faith and credit of said District under authority conferred by the Constitution and laws of the State of Texas, particularly Section 59 of Article XVI of the Constitution of Texas, and by Chapter 3A of Title 128, Revised Civil Statutes of Texas, 1925, as amended, for the purpose of financing improvements, extensions and additions to the District's existing Sanitary Sewer System.

SECTION 2: That said bonds shall be dated January 10, 1972; shall be numbered consecutively from One (1) through Five

(5); shall each be in the denomination of Five Thousand Dollars (\$5,000), aggregating the principal sum of TWENTY-FIVE THOUSAND DOLLARS (\$25,000); and shall become due and payable serially, without right of prior redemption, on January 10 in each of the years in accordance with the following schedule:

<u>BOND NUMBERS</u>	<u>MATURITY</u>	<u>AMOUNT</u>
1 and 2	1973	\$10,000
3	1974	5,000
4	1975	5,000
5	1976	5,000

SECTION 3: That said bonds shall bear interest from date to maturity at the following rates per annum:

(a) Bonds maturing in the year 1973 at 6%; and

(b) Bond maturing in each of the years 1974 through 1976 at 5%;

such interest to be evidenced by proper coupons attached to each of said bonds, and said interest shall be payable on January 10, 1973, and semiannually thereafter on July 10 and January 10 in each year.

SECTION 4: That both principal of and interest on said bonds shall be payable in lawful money of the United States of America, without exchange or collection charges to the owner or holder, upon presentation and surrender of bonds or proper coupons, at the MERCANTILE NATIONAL BANK AT DALLAS, Dallas, Texas.

SECTION 5: That said bonds shall be issued in the name of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 and shall be in substantially the following form:

NO. _____ UNITED STATES OF AMERICA \$5,000

STATE OF TEXAS

COUNTY OF NUECES

NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NUMBER 4 SEWER GENERAL OBLIGATION
BOND, SERIES 1972

KNOW ALL MEN BY THESE PRESENTS: That NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, in the County of Nueces, State of Texas, FOR VALUE RECEIVED, acknowledges itself indebted to and hereby promises to pay to bearer, without right of prior redemption, the sum of

FIVE THOUSAND DOLLARS

(\$5,000), in lawful money of the United States of America, on the TENTH DAY OF JANUARY, 197__, with interest thereon from the date hereof to maturity at the rate of _____ PER CENTUM (____%) per annum, payable on January 10, 1973, and semiannually thereafter

on July 10 and January 10 in each year, and interest falling due on or prior to maturity hereof is payable only upon presentation and surrender of the interest coupons hereto attached as they severally become due.

BOTH PRINCIPAL of and interest on this bond are hereby made payable at the MERCANTILE NATIONAL BANK AT DALLAS, Dallas, Texas, without exchange or collection charges to the owner or holder.

THIS BOND is one of a series of Five (5) serial bonds, numbered consecutively from One (1) through Five (5), each in the denomination of Five Thousand Dollars (\$5,000), aggregating the sum of TWENTY-FIVE THOUSAND DOLLARS (\$25,000), issued on the faith and credit of the District under authority conferred by the Constitution and laws of the State of Texas, particularly Section 59 of Article XVI of the Constitution, and by Chapter 3A of Title 128, Revised Civil Statutes of Texas, 1925, as amended; and said bonds are further authorized pursuant to an election duly ordered and held in said District on the 2nd day of June, 1970, and a resolution and order duly passed by the Board of Directors of said District, of record in the Minutes of said Board; said bonds being issued for the purpose of financing improvements, extensions and additions to the District's existing Sanitary Sewer System.

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 covenants that it is a duly and legally existing Water Control and Improvement District under the Constitution and laws of the State of Texas, and that all acts, conditions and things required to be done precedent to and in the issuance of this series of bonds and of this bond have been properly done and performed and have happened in regular and due time, form and manner as required by law; that proper provision has been made for the levy and collection of taxes, without limit as to rate or amount, sufficient to pay this bond and the series of which it is a part, and the interest coupons thereto annexed as the same shall become due; that as collected such taxes shall be appropriated and applied exclusively to these designated purposes; and that the total indebtedness of said District, including the entire series of bonds of which this is one, does not exceed any statutory or constitutional limitation.

FOR THE FAITHFUL PERFORMANCE of all covenants, recitals and stipulations herein contained, and for the proper application of the proceeds of all taxes levied for the payment of principal of and interest on this bond and the series of which it is one, and for the faithful performance in apt time and manner of each official or other act required and necessary to provide for the prompt payment of the interest on and principal of this bond as the same mature, the full faith, credit and resources of said District are hereby irrevocably pledged.

IN TESTIMONY WHEREOF, the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, in accordance with the provisions of Article 717j-1, V.A.T.C.S., has caused the seal of said District to be impressed or a facsimile thereof to be printed hereon, and this bond and its appurtenant coupons to

be executed with the imprinted facsimile signatures of the President and Secretary of the Board of Directors of said District, as of the 10th day of January, 1972.

President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

ATTEST:

Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

SECTION 6: That the interest coupons attached to said bonds shall be substantially as follows:

NO. _____ ON THE TENTH DAY OF _____, \$ _____
19____,

the NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 of Nueces County, Texas, promises to pay to bearer, in lawful money of the United States of America, without exchange or collection charges to the owner or holder, at the MERCANTILE NATIONAL BANK AT DALLAS, Dallas, Texas, the sum of

_____ DOLLARS

(\$ _____), being _____ months' interest due that day on "NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 SEWER GENERAL OBLIGATION BOND, SERIES 1972", dated January 10, 1972. Bond No. _____.

Secretary, Board of Directors

President, Board of Directors

SECTION 7: That the following certificate shall be printed on the back of each bond:

OFFICE OF COMPTROLLER X

X

REGISTER NO. _____

STATE OF TEXAS X

I HEREBY CERTIFY that there is on file and of record in my office a certificate of the Attorney General of the State of Texas to the effect that this bond has been examined by him as required by law, and that he finds that it has been issued in conformity with the Constitution and laws of the State of Texas, and that it is a valid and binding obligation upon said NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, of Nueces County, Texas, and said bond has this day been registered by me.

WITNESS MY HAND AND SEAL OF OFFICE at Austin, Texas,
_____.

Comptroller of Public Accounts of
the State of Texas

SECTION 8: That the corporate seal of the District may be impressed on each of said bonds or, in the alternative, a facsimile of such seal may be printed on the said bonds. The bonds and interest coupons appurtenant thereto may be executed by the imprinted facsimile signatures of the President and Secretary of the Board of Directors, and execution in such manner shall have the same effect as if such bonds and coupons had been signed by the President and Secretary in person by their manual signatures. Inasmuch as such bonds are required to be registered by the Comptroller of Public Accounts of the State of Texas, only his signature (or that of a deputy designated in writing to act for the Comptroller) shall be required to be manually subscribed to such bonds in connection with his registration certificate to appear thereon, as hereinafter provided; all in accordance with the provisions of Article 717j-1, V.A.T.C.S.

SECTION 9: That to pay the interest on said bonds and to create a sinking fund for the payment of the principal thereof when due, there shall be levied, assessed and collected on all taxable property in said District for each year while any of said bonds are outstanding a continuing direct annual ad valorem tax without limit as to rate or amount. All the proceeds of such collections shall be paid into the Interest and Sinking Fund for said bonds, and the aforementioned tax and such payments into said fund shall continue until said bonds, with interest thereon, have been fully paid and discharged, and such proceeds shall be used for such purpose and no other. For the payment of the interest on said bonds to become due in the first year and to create a sinking fund with which to pay the principal when due, there is hereby levied a sufficient tax on each one hundred dollars' valuation of taxable property in said District for the current year, and the same shall be assessed and collected and applied to the purpose named, and while said bonds or any of them are outstanding and unpaid, a tax each year at a rate from year to year as will be ample and sufficient to provide funds to pay the current interest on said bonds and to provide the necessary sinking fund, full allowance being made for delinquencies and costs of collection, shall be and is hereby levied for each year, without limit as to rate or amount, and said tax shall each year be assessed and collected and applied to the payment of the principal of and interest on said bonds.


SECTION 10: That the President of the Board of Directors shall be authorized to take and have charge of all necessary orders and records pending investigation by the Attorney General of the State of Texas, and shall take and have charge and control of the bonds herein authorized pending their approval by the Attorney General and their registration by the Comptroller of Public Accounts.

SECTION 11: That the sale of bonds numbered 1 and 2 of the series herein authorized to FIRST SOUTHWEST COMPANY, Dallas, Texas, at the price of par and accrued interest to date of delivery is hereby confirmed; and the sale of bonds numbered 3 through 5 of said series to the TEXAS WATER DEVELOPMENT BOARD, Austin, Texas, at the price of par and accrued interest to date of delivery, plus a premium necessary to effect the State's statutory lending rate of 4.9533% per annum, is also hereby confirmed. Delivery of such

bonds to said purchasers shall be made as soon as may be after adoption of this resolution and order upon payment therefor in accordance herewith.

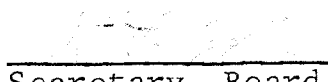
SECTION 12: That the District hereby represents and covenants that it will comply with the provisions of Article 8280-9, V.A.T.C.S., and said statute is hereby incorporated by reference and made a part of this resolution and order. The matters therein required to be done shall be done in the time and manner therein provided. Further, in compliance with the published Rules and Regulations of the Texas Water Development Board, purchaser of a portion of the bonds herein authorized, the District agrees that upon completion of the Sanitary Sewer System project to be financed with the proceeds of said bonds, the proper officers of the District shall render due accounting to said Texas Water Development Board of the total cost of such project and further particularly agrees that any of the proceeds not required for the completion of the project shall be returned to said Board, to the nearest multiple of \$5,000, upon the cancellation and delivery by said Board to said District of a like amount of the bonds herein authorized and held by said Board. Any of such proceeds then remaining less than required to discharge a \$5,000 bond shall be transferred into the Interest and Sinking Fund provided for in Section 9 hereof.

ADOPTED AND APPROVED, this the 26th day of January, 1972.



President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

ATTEST:



Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

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THE STATE OF TEXAS X NUECES COUNTY WATER CONTROL AND
COUNTY OF NUECES X IMPROVEMENT DISTRICT NUMBER 4

ON THIS, the 26th day of January, 1972, the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 convened in regular session, being open to the public, at the regular meeting place thereof in said District, with the following members of the Board present:

DON ROY FARLEY	PRESIDENT
ANDREW J. DALLAS	VICE PRESIDENT
H. L. WARD	SECRETARY
CARL "PETE" PETERSON	DIRECTOR
CARL CASTELL	DIRECTOR

and the following absent: Therese,
constituting a quorum; and among other proceedings had were the
following:

The President of the Board of Directors introduced the following resolution:

A RESOLUTION by the Board of Directors of Nueces County Water Control and Improvement District Number 4 authorizing application to the Texas Water Rights Commission for approval of bonds to be issued by said District.

WHEREAS, the Nueces County Water Control and Improvement District Number 4 was established as a conservation and reclamation district under the provisions of Article XVI, Section 59, of the Texas Constitution, and Chapter 3A, Title 128, V.A.T.C.S.; and

WHEREAS, at an election held for the purpose on the 2nd day of June, 1970, bonds of said District to the total principal amount of \$300,000 were approved for the purpose of financing improvements, extensions and additions to the District's existing Sanitary Sewer System, \$240,000 principal amount of such bonds having been heretofore authorized and sold; and

WHEREAS, it has been determined that it is necessary and advisable to issue and sell an additional \$25,000 of bonds out of such voted authorization at this time and it is thus proper for this Board to make application for approval of said bonds; now, therefore,

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4:

SECTION 1: That in accordance with the law mentioned in the preamble of this resolution, the Secretary of the Board be and he is hereby authorized and directed to prepare, make and execute

an appropriate application in writing, addressed to the Texas Water Rights Commission, requesting said Commission to approve the issuance of \$25,000 general obligation bonds of the District for the purpose of financing improvements, extensions and additions to the District's existing Sanitary Sewer System.

SECTION 2: That the District's Secretary and/or Attorney, in conjunction with its Consulting Engineers and Financial Advisors, is hereby authorized to make presentation of the aforesaid application and to represent the District before the Texas Water Rights Commission in that connection.

The foregoing resolution having been read in full, Mr.

Walter moved its adoption. Mr. Peterson

seconded the motion and, upon the question being called for, the following Directors voted "AYE": Messrs. Farley, Dallas, Ward, Peterson and Castell; and none voted "NO".

PASSED AND ADOPTED, this the 26th day of January, 1972.

Don Ray Farley
President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

ATTEST:

10842
Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

APPLICATION FOR APPROVAL OF BONDS

THE STATE OF TEXAS X NUECES COUNTY WATER CONTROL AND
 X
COUNTY OF NUECES X IMPROVEMENT DISTRICT NUMBER 4

TO THE TEXAS WATER RIGHTS COMMISSION, AUSTIN, TEXAS:

The NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, acting pursuant to a resolution passed and adopted by its Board of Directors on the 26th day of January, 1972, presents this, its application for approval of bonds, to the Texas Water Rights Commission as required by Section 51.421 of the Texas Water Code, and in such regard respectfully represents as follows:

1. That the District desires to issue and sell ad valorem tax bonds in the principal sum of \$25,000 for the purpose of financing improvements, extensions and additions to the District's existing Sanitary Sewer System, the issuance of such bonds for such purpose having been duly approved at an election held June 2, 1970. Copy of District's bond resolution is hereto attached.

2. A copy of the Engineers' report containing data, profiles, maps, plans and specifications prepared in connection with the project for which the aforementioned bonds are to be issued has heretofore been submitted and approved.


3. The District's application to the Texas Water Quality Board for financial assistance under the provisions of Subchapter G of the Texas Water Quality Act has been approved.

4. Attached hereto is a copy of the resolution of the Board of Directors authorizing execution and presentation of this application. Also submitted herewith is the District's check or voucher in the sum of \$25.00, payable to the Texas Water Rights Commission, representing the filing fee for this application.

WHEREFORE, the Board of Directors of the Nueces County Water Control and Improvement District Number 4, respectfully requests that in consideration of the foregoing and upon such investigation as the Texas Water Rights Commission considers proper, its resolution approving the District's project aforementioned and the issuance of \$25,000 of bonds for the purpose of financing said improvements be entered.

DATED, this the 26 day of January, 1972.

Respectfully submitted,



Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

THE STATE OF TEXAS
COUNTY OF NUECES

Y
X
X

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4

I, the undersigned, Secretary of the Board of Directors of the Nueces County Water Control and Improvement District Number 4, DO HEREBY CERTIFY:

1. That this certificate is executed for the information of the Texas Water Rights Commission.
2. That the following is a list of the names and addresses of the officers and members of the Board of Directors of the District, showing the date that the term of office of each Director shall expire:

<u>Board of Directors</u>	<u>Address</u>	<u>Term Expires January</u>
DON ROY FARLEY, President	Port Aransas, Texas	<u>1974</u>
ANDREW J. DALLAS, Vice President	Port Aransas, Texas	<u>1973</u>
H. L. WARD, Secretary	Port Aransas, Texas	<u>1974</u>
CARL "PETE" PETERSON, Director	Port Aransas, Texas	<u>1974</u>
CARL CASTELL, Director	Port Aransas, Texas	<u>1973</u>

3. That the boundaries of the District have not been altered or in any manner revised since the Texas Water Rights Commission approved the District's engineering projects and the issuance of bonds designated "Nueces County Water Control and Improvement District Number 4 Sewer General Obligation Bonds, Series 1971", dated October 10, 1971, in the sum of \$240,000.

4. That none of the proceeds of the bonds in the principal sum of \$25,000 which were voted at an election held in said District on June 2, 1970 are to be employed in the purchase of fire hydrants or any other type of fire equipment.

WITNESS MY HAND AND THE SEAL OF SAID DISTRICT, this the
26 day of January, 1972.

W. J. Farley
Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

MINUTES OF

* * * * REGULAR MEETING * * * *

January 12, 1972

CITY OF PORT ARANSAS X

COUNTY OF NUECES X

STATE OF TEXAS X

On this the 12th day of January, 1972, th Board of Directors of the Nueces County water Control and Improvement District No. 4 convened in a regular meeting, at the regular meeting place thereof, there being present an in attendance the following members, to-witt:

President	Don Roy Farley
Vice President	Andy Dallas
Secretary	H.L. Ward
Director	Carl Peterson
Director	Carl Castell

Visitors were:

Attorney	Richard Hatch III
Supt of Water	Gail Holman

Meeting was called to order at 7:00 P.M. with minutes of previous meeting read and approved.

Jack Goebel's representative present at meeting, representing Moody property on Access Road 1-A in regards to water and sewerage facilities. All problems will be discussed and worked out with Gail Holman with board action if needed.

Motion made to accept canvass of votes as true and correct. The board members Ward, Farley, and Peterson are re-elected to the Board.

Mr. T.R. Shiels and Gail Holman, has problem concerning facilities to a condominium being constructed on 11th St. solved.

Motion was made by Carl Peterson, seconded by Andy Dallas, to set the generator purchased as surplus goods from the Government, aside for the required time, being three (3) years.

Tapping machine was tabled for the present

The following letter was read to the Board:

Coastal Bend Council of Governments
Community Services Bullitin
January 4, 1972

To: Cities, Counties, and Special Districts on the Coastal Bend

HUD FUNDING OF WATER AND SEWER PROJECTS

An additional \$9,000,000 was recently made available by the Department of Housing and Urban Development for water and sewer facility construction,

The Coastal Bend Council of Governments staff has recently learned from Housing and Urban Development representatives that an additional \$9,000,000 was authorized to provide grants for construction water and sewer facilities throughout the United States. This amount of funding will be rapidly expended with the widespread national demand. Therefore, all cities, counties, and special districts within the Coastal Bend Region needing water and/or sewer facility improvements are urged to act quickly in applying for these funds.

More Specific information can be obtained from Mr. Doug McEnery, Metropolitan Planning and Development Representative by Calling 512/225-5511, Ext. 4674, or Writing to:

Mr. Finnis Jolly, Area Director
Department of Housing and Urban Development
Area Office
P.O. Box 9136
San Antonio, Texas 78285

Betty please write Mr. Finnis Jolly for information from the Coastal Council of Governments.

The board agreed to put Ted Esquivil on the Metropolitan Insurance.

Motion was made by H.L. Ward, Seconded by Carl Castell to nominate Don Roy Farley as president. The motion was carried by the following vote:

Ayes	H.L. Ward
	Carl Castell
	Carl Peterson
	Andy Dallas

NOES:	none
-------	------

Andy Dallas nominated Carl Peterson as Vice President, seconded by H.L. Ward. This motion was carried by the following vote:

AYES:	H.L. Ward
	Don Roy Farley
	Andy Dallas
	Carl Castell

NOES:	none
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Don Roy Farley nominated "Tex" H.L. Ward for secretary, seconded by Carl Peterson. This motion carried by the following vote:

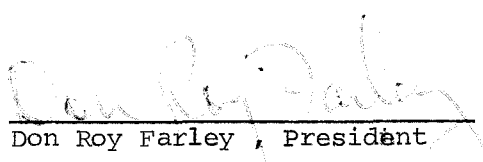
AYES:	Don Roy Farley
	Carl Peterson
	Carl Castell
	Andy Dallas

NOES:	none
-------	------


A copy of a letter from the Texas Water Quality Board was presented to the Board, concerning State Financial Assistance, this letter was a copy, the original having been signed and returned, this letter is attached and becomes a permanent part of these minutes.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

Nueces County Water Control &
Improvement District No. 4


Don Roy Farley, President

ATTEST:


H.L. Ward Secretary

GORDON FULCHER
CHAIRMAN

LESTER CLARK
VICE-CHAIRMAN

J. DOUG TOOLE

HARRY P. BURLEIGH

Received - 1-7-72
TEXAS WATER QUALITY BOARD



314 WEST 11TH STREET 78701
P.O. BOX 13246 CAPITOL STATION 78711
AUSTIN, TEXAS

JAMES U. CROSS

J. E. PEAVY, MD

BYRON TUNNELL

HUGH C. YANTIS, JR.
EXECUTIVE DIRECTOR

PH. 475-2651
A.C. 512

December 30, 1971

Re: Nueces County WCID #4
WPC-TEX-695

Mr. Don Roy Farley, President
Nueces County WCID #4
P. O. Box 507
Port Aransas, Texas 78373

Dear Mr. Farley:

Forwarded herewith is the Texas Water Quality Board Order for conditional approval of State Financial Assistance, subject to the conditions stipulated in the order, for the above-referenced project.

As you will note, the order is a commitment by the Texas Water Quality Board to provide State Financial Assistance to qualify your project for the maximum federal grant possible under Section 8(b) of the Federal Water Pollution Control Act, 33 U.S.C. 1158, or other applicable federal law.

Also enclosed is the acceptance form for Board Order No. 71-1216-3 approving your Component 'S' application for state financial assistance. Please execute and return three copies to us.

If I may be of further service, please advise me.

Sincerely yours,

Nicholas W. Classen

Nicholas W. Classen, P.E.
Municipal Services

NAS:jh

Encl.

ccs: Attorney General of Texas
Environmental Protection Agency, Region VI
Texas Water Development Board
TWQB District 12
McCaughan & Etheridge
Mr. H. L. Ward, Secretary

GORDON FULCHER
CHAIRMAN

LESTER CLARK
VICE-CHAIRMAN

J. DOUG TOOLE

HARRY P. BURLEIGH

TEXAS WATER QUALITY BOARD



314 WEST 11TH STREET 78701
P.O. BOX 13246 CAPITOL STATION 78711
AUSTIN, TEXAS

JAMES U. CROSS

J. E. PEAVY, MD

BYRON TUNNELL

HUGH C. YANTIS, JR.
EXECUTIVE DIRECTOR

PH. 475-2651
A.C. 512

RE: Nueces Co. WCID#4
WPC-Tex- 695

ACCEPTANCE OF STATE WATER ENHANCEMENT FUNDS

The Nueces Co. WCID#4 accepts
Board Order Number 71-1216-3 , for Water Enhancement
Funds from the Texas Water Quality Board, according to the
Rules, Regulations and Policies for Financial Assistance of
the Texas Water Quality Board and Texas Water Development
Board, and agrees to indemnify and hold the State of Texas
harmless of any and all claims arising from construction of
the project.

Signed: _____

Authorized Agent

Date

Attest: _____

TEXAS WATER QUALITY BOARD
P. O. Box 13246
Capitol Station
Austin, Texas 78711

ORDER NO. 71-1216-3

AN ORDER granting conditional approval of state financial assistance for the construction of sewerage works.

PREAMBLE

The Nueces Co. WCID#4 (695) has applied to the Texas Water Quality Board for financial assistance to construct sewerage works in accordance with Subchapter G of the Water Quality Act (Chapter 21, Subchapter 1 of the Texas Water Code). This project has been assigned by the Texas Water Quality Board the State Priority Rating Number FY 71 Grant Offer.

The Board finds that state participation in this project is justified by the public benefits which will be derived. Therefore,

BE IT ORDERED BY THE TEXAS WATER QUALITY BOARD:

Conditional approval of the application by Nueces Co. WCID#4 (695) in the amount of \$90,000.00 is granted subject to the following:

- 1) Approval by the Environmental Protection Agency of the Federal Grant for Sewerage Works covered by this application.
- 2) Compliance with the Rules of the Texas Water Quality Board and the Joint Rules, Regulations, and Policies of the Texas Water Quality Board and the Texas Water Development Board Relating to Financial Assistance for Construction of Treatment Works.
- 3) Certification by the Executive Director of the Texas Water Quality Board in the manner provided by Rule 210.3 of the Joint Rules.
- 4) Agreement by the applicant to indemnify and hold harmless the State of Texas against any and all claims arising from construction of the treatment works.

- 5) Approval of the applicant's bond ordinance, resolution, or similar instrument by the Executive Director of the Texas Water Quality Board based on the recommendations of the Texas Water Development Board acting through the development fund manager.

This financial commitment is to be consummated by the Texas Water Development Board purchase of a like amount of Sewer General Obligation Bonds of the district.

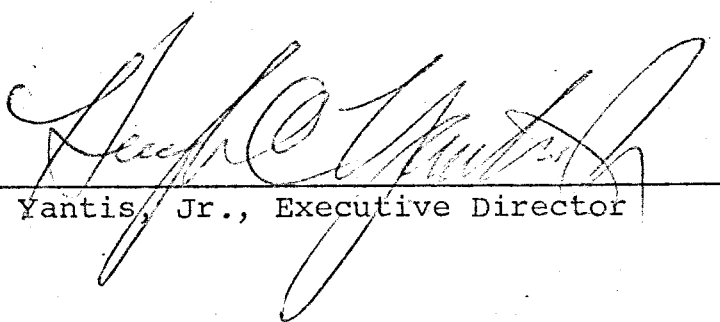
Subject to the conditions set forth above, this order is a binding commitment to provide state financial assistance at the level required to qualify the applicant for the maximum federal grant possible under Section 8(b) of the Federal Water Pollution Control Act, 33 U.S.C. 1158, or other applicable federal law.

Issued this 17th day of December , 1971 .


CHAIRMAN

(Seal)

ATTEST:


Hugh C. Yantis, Jr., Executive Director

GENERAL CERTIFICATE

THE STATE OF TEXAS

NUECES COUNTY WATER CONTROL AND

COUNTY OF NUECES

IMPROVEMENT DISTRICT NUMBER 4

WE, the undersigned, President and Secretary, respectively, of the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, of Nueces County, Texas, DO HEREBY CERTIFY as follows:

1. That the following is a true and complete statement of the outstanding bond indebtedness of said District as of the date hereinbelow shown:

<u>Kind of Bonds</u>	<u>Date</u>	<u>Int.</u>	<u>Maturity</u>	<u>Amount Outstanding</u>
<u>Combination Ad Valorem Tax and Revenue Bonds</u>				
Series 1959 (Water)	9-1-59	4%	\$15,000 3-1-72/78 20,000 79/84 25,000 85/89 30,000 90/92 35,000 93	\$ 475,000
Series 1961 (Water)	9-1-61	4-1/2%	3,000 3-1-72/75 4,000 76/81 5,000 82/85 6,000 86/90 7,000 91/93	107,000
Series 1962 (Sewer)	4-15-62	3-5/8%	11,000 4-15-72/73 12,000 74/75 13,000 76/77 14,000 78/79 15,000 80/81 16,000 82/83 17,000 84/85 18,000 86 19,000 87 20,000 88/89 21,000 90 22,000 91 24,000 92/93 25,000 94/95 26,000 96 27,000 97 14,000 98	481,000
<u>Unlimited Tax Bonds</u>				
Water & Sewer Gen. Oblig. Series 1966	6-15-66	4-1/2% 4-3/4% 5%	5,000 6-15-72 5,000 73/86 5,000 87/96	125,000

<u>Kind of Bonds</u>	<u>Date</u>	<u>Int.</u>	<u>Maturity</u>	<u>Amount Outstanding</u>
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Unlimited Tax Bonds (Continued)

Water	1-10-69	3-1/2%	\$ 5,000	7-10-72/74	
Gen. Oblig.			10,000	75/81	
Series 1969			15,000	82/86	
			20,000	87	
		3-3/4%	20,000	88/93	
			65,000	94	
			70,000	95/96	
			80,000	97/99	
			90,000	2000	\$ 835,000

TOTAL OUTSTANDING BOND INDEBTEDNESS \$2,023,000

Amount of sinking funds on hand to
credit of debt shown \$ 174,817

2. That the boundaries of said District have not been extended, enlarged, or in any other manner whatsoever altered or revised since the issuance and approval of the last series of bonds on the faith and credit of said District, to wit: NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 WATER GENERAL OBLIGATION BONDS, SERIES 1969, dated January 10, 1969.

3. That the following are the names of the members of the Board of Directors and the officials of said District, each such Director and official is more than twenty-one years of age and a resident citizen of the District, and owns land subject to taxation in the District:

DON ROY FARLEY	President
ANDREW J. DALLAS	Vice President
H. L. WARD	Secretary
CARL "PETE" (O.) PETERSON	Director
CARL CASTELL	Director
(MRS.) LETHA MANCHEN	Tax Assessor
<u>Richard D. Magee</u>	Tax Collector

4. That the Directors and all officials of said District have supplied proper surety bonds for the current fiscal year, and that said bonds have been approved in the manner required by law.


5. That said District has held hearings on taxation required by Chapter 3A of Title 128, Revised Civil Statutes of Texas, 1925, as amended, and has determined that all taxes shall be levied on the ad valorem basis.

6. That the District has not adopted a debt limitation.

7. That there is not now pending, or to our knowledge threatened, any litigation of any nature questioning the organization of said District or the boundaries thereof, or restraining or enjoining the issuance and delivery of the proposed bonds or the levy and collection of taxes to pay the principal and interest

thereof, or in any manner questioning the proceedings and authority under which the same is made or affecting the validity of the bonds thereunder.

IN WITNESS WHEREOF, we have hereunto subscribed our official signatures and impressed hereon the seal of said District, this the 13th day of October, 1971.



President, Board of Directors
Nueces County Water Control and
Improvement District Number 4



Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

MINUTES OF
REGULAR MEETING (Postponed)

December 29, 1971

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 29th day of December, 1971, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a regular meeting, having postponed the meeting of the 22nd of December, 1971, at the regular meeting place thereof, there being present and in attendance the following members:

Don Roy Farley	President
H.L. Ward	Secretary
Andrew Dallas	Vice President
Carl Castell	Director
Carl Peterson	Director

Visitors:

Gail Holman	Water Supt.
Willie Kocurek	Auditor

Minutes of December 8th meeting were read and approved as set forth.

Mr. Willie Kocurek presented the Financial Statement and Auditors report for 1970 and we find that we are in good shape financially.

Mr. Gail Holman's progress report was read and accepted:

Board of Direstors
Nueces County Water Control &
Improvement District No. 4
P.O. Box 128
Port Aransas, Texas 78373

Dear Sirs,

This is a progress report through December 1971.

We have painted the pump house in Aransas Pass, completley, inside. This includes pumps, switchboard, walls and floor. It looks real nice, and the outside will be painted as weather permits.

All machinery is in first class shape, we have installed a porch and steps. Have also put a weather box over the clay valve, and a new fence. All this damage was done by Celia.

The boys have painted the Chevrolet flat bed, and will paint Chevrolet Pick-Up.

All lift stations have been painted, all storm damage, (Fern) has been completed, and is a matter of record for the Water Quality Board.

Generallly speaking, things are in good shapr, although some routine maintenance will have to be done before spring.

The personal whishes to thank the Board for the generous Christmas Present and to wish you and your families a very Merry Christmas, and a Happy New Year.

Sincerely,

Gail Holman, Water Supt.

The control box at Avenue G and 11th St. was discussed and the Board will take appropriate action.

Betty see that the authorization is sent for the men going to the Wastewater School, Don Roy has signed it.

Betty , please talk to Mr. Joel E. Austin, in the morning.

The note from Tommy Walton, was presented to the Board, concerning a refund on her water bill last summer when the meter reading was extra high. The Board referred this matter to Gail To deal with as he sees fit.

Betty Please clue me in on the Bankruptcy deal. (Tex)

A Resolution was made to give across the board raise of 5%, motion was made by Andy Dallas, seconded by Carl Peterson, and was carried by the following vote:

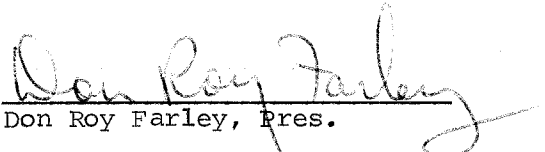
Ayes:	Andy Dallas Carl Peterson Carl Castell H.L. Ward Don Roy Farley
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Noes:	none
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Betty, we think this monthly report was very well made out and would like to have them regular, both water & sewer. This was the record of the amount of water we were billed for and what we billed the customers for, also what water was used at the sewer plant, for flushing lines and so forth.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL
& Improvement District No.4


Don Roy Farley, Pres.

ATTEST:


H.L. Ward, Secretary

MINUTES OF
REGULAR MEETING

* * * * * Dec. 8, 1971 * * * * *

CITY OF PORT ARANSAS X

COUNTY OF NUECES X

STATE OF TEXAS X

On this the 8th day of December 1971, the Board of Directors of the Nueces County Water Control & Improvement District No. 4 convened in a regular meeting at the regular meeting place thereof, there being present and in attendance the following members, to-wit:

President	Don Roy Farley
Vice-President	Andrew Dallas
Secretary	H. L. Ward
Director	Carl Castell

Absent:	Director	Carl Peterson
Visitor:	Superintendent	Gail Holman

Minutes of the previous meeting read and approved as set forth.

The phone call from Mr. Janacek, our financial advisor, was acknowledged, the payment of 150 Bonds in the amount of \$144,312.50 which is being sent to the Island State Bank. Also please deposit the check from Mercantile National Bank for \$3,000.00 in the Construction Account.

The Following letter from the Texas Water Rights Commission was presented:

Dec. 1, 1971

Mr. A. Bryce Huguenin
Dumas, Huguenin & Boothman
Attorneys at Law
1212 Kirby Building
Dallas, Texas 75201

Re: Nueces County Water
Control & Improvement
District No. 4

Dear Mr. Huguenin:

Enclosed are certified copies of a resolution of the Commission, dated November 29, 1971, approving the referenced District's engineering plans, specifications and estimate of costs and the issuance of bonds in the amount of \$240,000.00 for the purpose of financing said project, all being more fully set out in the resolution.

A certified copy of the resolution is being sent to the Attorney General's Office, Bonds Division, Austin, Texas.

Very truly yours,

TEXAS WATER RIGHTS COMMISSION

By

(Mrs.) Audrey Strandtman

AS:11

Enclosures

ccs: Mr. Joseph H. Sharpley
Attorney General's Office
Bonds Division
Box R, Capitol Station
Austin, Texas 78711

A copy of the resolution is attached and becomes a permanent part of these minutes.

The Board agreed that due to the fact Pat Farley has been hired as a steady employee it is necessary to put her on insurance.

The following resolution was made by Andy Dallas and seconded by Carl Castell,

Be it resolved that Mrs. Betty Curry be, and she is hereby named Assessor Collector of Taxes for the Nueces County Water Control & Improvement District #4 pursuant to the provisions of Article 2791 of the Revised Civil Statutes of Texas, as amended. The above resolution was carried by the following vote:

AYES

Don Roy Farley
Andrew Dallas
H. L. Ward
Carl Castell
None

NOES

The following letter was presented from Mr. McCaughn:

December 6, 1971

Caller-Times Publishing Company
Lower Broadway
Corpus Christi, Texas

Gentlemen:

Attached is a notice to Bidders which we request that you publish in the Corpus Christi Caller on the following dates:

Wednesday December 8, 1971
Wednesday December 15, 1971
Wednesday December 22, 1971

At the completion of these ads, please send Publisher's Affidavit to:
McCaughan & Ethridge
320 Wilson Building
Corpus Christi, Texas 78401

Statement of Charges for the above should be sent to:
Nueces County water Control & Improvement District # 4
P. O. Box 128
Port Aransas, Texas 78373

Very truly yours,
McCaughan & Ethridge

By _____
F. A. McCaughan, P. E.

enc.

FAM/ole

cc; Nueces County WCID #4

A copy of this notice is attached, and becomes a permanent part of these minutes.

All Board members and Dick Hatch are to be notified of the meeting Jan. 12 1972 for the opening of the bids, at 3:00 P.M.

Motion was made by Carl Castell, seconded by Andy Dallas, to renew the contract with Rockwell, for water meters. Motion carried by the following vote:

Ayes:

Don Roy Farley
H. L. Ward
Andy Dallas
Carl Castell

Noes:

None

The following letter was presented to the Board:

December 2, 1971

Nueces County Water Control & Improvement District #4
P.O. Box 507
Port Aransas, Texas 78373

Dear Gentlemen,

The quality of effluent of most wastewater disposal plants is generally governed by two basic factors. Either one, and certainly both, can have a tremendous effect toward better overall wastewater treatment.

The first is, of course, plant overlad. The second factor is proper operator training in the field of latest wastewater treatment technology and overall plant management.

The Texas Water Quality Board is providing an opportunity to each domestic wastewater discharger in the State of Texas to improve its overall wastewater okant ioeratuib bt neabs if twebty regional plant operator schools located strategically over the state.

The school will be supervised in instruction by Texas A&M Ecngineering Extension Service in both entry and upgrade level training. The Classes will meet a total of 160 classroom hours for eight weeks, four afternoons a week. Upon completion the Texas State Department of Health will issue eighty hours of Sewage Credit and forty hours of Water Credit. The trainee, is not already certified, will be given an examination for C Grade Wastewater Certification toward the conclusion of the sixteenweek school.

Proper and up-to-date wastewater treatment is a must if plant effluent is to be of proper quality. On January 18, 1972, the Texas Water Quality Board will commence its seventeenth wastewater plantoperator training school in the Corpus Christi area. The Texas Water Quality Board urges all domestic dischargers in the area to send an attending representative at no cost.

Details concerning time, place, exact classroom hours, etc, will be forthcoming from the Texas Qater Quality Board or may be obtained from the Coastal Bend Regional Planning Commission, Corpus Christi Airport, Corpus Christi, Texas (512/884-3911. Anyadditional information concerning this training may be obtained from the Texas Water Quality Board, P.O. Box 13246, Capitol Station Austin, Texas 78701 (512/475-3505).

Please let us hear from you regarding questions or suggestion.

Sincerely,

Joe P. Teller, P.E.
Deputy Director

SS:ew
cc: Texas Water Quality Board District 12

The Board agreed to send Ted Esquivil and John Nolan to the above mentioned School.

Betty please chick on last years Budget and see how it come out, as we must make out a new one is we haven't sone so already. (Please)

The Board afreed to give the same Christmas Bonus as last year(check minutes) added that new employees with less than a year are given a pro-rata of per month.

The Board also agreed to donate \$10.00 for the Firemans' Auxilary Christmas Party and tree fund.

The Board has had some conversation and has agreed that we vote the girls a big thanks for the job they are doing.

The Board will make an allowance for definite leaks after it has been decided by the Board that the leak did not go into the sewer and was not through carelessness. The above motion was made by Andy Dallas, seconded by Carl Castell and carried by the following vote:

AYES:

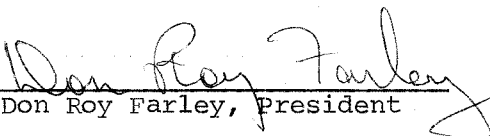
Don Roy Farley
Andy Dallas
H.L. Ward
Carl Castell

NOES:

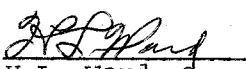
none

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

Nueces County Water Control and
Improvement District No. 4


Don Roy Farley, President

ATTEST:


H.L. Ward, Sec.

RESOLUTION APPROVING ENGINEERING PROJECT

THE STATE OF TEXAS X

COUNTY OF TRAVIS X

The Texas Water Rights Commission met in regular session at the regular meeting place in the City of Austin, Texas, on the 29th day of November, 1971, with the following members present, to wit:

C. F. Dent , Chairman

Joe D. Carter , Commissioner

Dorsey B. Hardeman, Commissioner

constituting a quorum.

Mr. Hardeman introduced a resolution and moved its adoption. The motion was seconded by Mr. Carter and duly carried by unanimous vote of all members present. The resolution thus adopted is as follows:

WHEREAS, on the 28th day of October, 1971, Russes County Water Control and Improvement District No. 4 filed an application for an investigation of a project pursuant to §51.421, Texas Water Code, and seeking approval by the Texas Water Rights Commission of the District's plans and estimates and the issuance of bonds in the amount of \$240,000 to finance such project, and

WHEREAS, the Texas Water Rights Commission has visited and made a careful inspection of the project as required by law and has examined and considered the engineering plans and estimate of costs, and other details concerning the proposed improvements; and as a result of said inspection, examination and consideration, the Commission has found said plans, specifications

and estimates to be in all respects good and sufficient and that the issuance of bonds to finance such improvements should be approved.

NOW, THEREFORE, BE IT RESOLVED by the Texas Water Rights Commission that the engineering plans, specifications and estimate of costs in the sum of \$240,000 for the project of Nueces County Water Control and Improvement District No. 4 be and the same are hereby approved, and the issuance of \$240,000 of bonds for the purpose of financing said improvements in accordance with said plans, specifications, contract documents and engineering reports as filed heretofore with the Commission is hereby approved.

BE IT FURTHER RESOLVED that to enable the Commission to carry out the responsibilities and duties imposed by §51.421 and §51.422, Texas Water Code, the District shall:

- (1) Furnish to the Commission true copies of all contracts entered into by the District for the construction of said improvements and true copies of the bid awards on such contracts;
- (2) Within ten (10) days after beginning construction of said improvements, file a statement with the Commission showing the date on which construction was begun and thereafter file a monthly statement with the Commission showing the progress of such construction;
- (3) Notify and obtain approval of the Texas Water Rights Commission for any substantial alterations in the plans and specifications approved herein before making such alterations.

BE IT FURTHER RESOLVED that failure of said District to comply with the provisions of this Resolution shall be considered by the

Commission as grounds for refusal to approve any additional bonds for the completion of the works of improvement described in the plans and specifications filed with the Commission.

The Secretary of the Commission is directed to notify the District of this Resolution.

PASSED AND APPROVED at Austin, Texas, this 29th day of November, 1971.

TEXAS WATER RIGHTS COMMISSION

/s/ O. F. Dent
O. F. Dent, Chairman

/s/ Joe D. Carter
Joe D. Carter, Commissioner

/s/ Dorsey B. Hardeman
Dorsey B. Hardeman, Commissioner

ATTEST:

/s/ Audrey Strandtman
Audrey Strandtman, Secretary

THE STATE OF TEXAS |

COUNTY OF TRAVIS |

I, the undersigned, Secretary of the Texas Water Rights Commission, hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by said Commission on the date indicated therein, which resolution is filed of record in the official records of said Commission on file in my office.

WITNESS my hand and seal of said Commission, this 29th day of

November, 1971.

Audrey Standtman
Secretary

NOTICE TO BIDDERS

Sealed proposals, addressed to the Nueces County Water Control & Improvement District No. 4, Port Aransas, Texas, hereinafter called Owner, for the construction of SEWERAGE SYSTEM IMPROVEMENTS, in accordance with plans, specifications, and contract documents, which were prepared by and may be obtained from Reagan & McCaughan, Consulting Engineers, will be received at the office of the Owner in Port Aransas, Texas, until 3 P.M. JAN 12 1972, then publicly opened and read aloud. Any bid received after closing time will be returned unopened.

This project consists essentially of the construction of a new sewage treatment unit, sludge drying beds, blowers, site improvements, a sewage lift station, approximately 6,500 feet of force main, 4,180 feet of sewer (8", 10" and 12" pipe), and other improvements.

A Cashier's check, Certified check, or acceptable Bidder's Bond, payable to the Owner in an amount of not less than 5% of the largest possible total for the bid submitted must accompany each bid as a guarantee that, if awarded the contract, the bidder will promptly enter into a contract and execute such bonds as may be required.

The Owner reserves the right to reject any or all bids and to waive any or all formalities.

Plans and specifications may be examined without charge in the office of Reagan & McCaughan, Consulting Engineers, 320 Wilson Building, Corpus Christi, or at the office of the Owner in Port Aransas, Texas, and may be procured from Reagan & McCaughan upon a payment of Twenty-five Dollars (\$25.00), Ten Dollars (\$10.00) of which will be refunded upon return in good condition of the plans and specifications to the Engineers within 10 days after receipt of bids.

BIDDERS MUST SUBMIT WITH THEIR INITIAL BID A SIGNED STATEMENT AS TO WHETHER OR NOT THEY HAVE PREVIOUSLY PERFORMED WORK SUBJECT TO THE PRESIDENT'S EXECUTIVE ORDER NO. 11246 AND 11375 OR ANY PRECEDING SIMILAR EXECUTIVE ORDERS (No. 10925 and No. 11114).

NONDISCRIMINATION IN EMPLOYMENT

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER THIS ORDER ARE EXPLAINED IN THE SPECIFICATIONS.

NOTICE OF REQUIREMENT FOR CERTIFICATION OF
NONSEGREGATED FACILITIES

Bidders are cautioned as follows: By signing the contract for which these bids are solicited, the Bidder will be deemed to have signed and agreed to the provisions of the "Certification of Nonsegregated Facilities" as contained in the specifications for this project. (End Notice.)

NOTICE TO PROSPECTIVE FEDERALLY ASSISTED
CONSTRUCTION CONTRACTORS

(a) A certification of Nonsegregated Facilities, as required by the May 28, 1968 order (33 F.R. 7808, May 28, 1968) on Elimination of Segregated Facilities, by the Secretary of Labor, must be submitted prior to the award of a federally assisted construction contract exceeding \$10,000 which is not exempt from the provisions of the Equal Opportunity clause.

(b) Contractors receiving federally assisted construction contract awards exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity Clause will be required to provide for the forwarding of this notice to prospective subcontractors for supplies and construction contracts where the subcontracts exceed \$10,000 and are not exempt from the provisions of the Equal Opportunity clause.

The bidder is hereby notified that the Owner has ascertained the wage rates which prevail in the locality in which this work is to be done and that such wage scale is set out in the contract documents obtainable at the offices of Reagan & McCaughan, and the Contractor shall pay not less than the wage rates so shown for each craft or type of "laborer", "workman", or "mechanic" employed on this project.

All bids may be held 60 days unless sooner returned by the Owner.

Don Roy Farley, President
Board of Directors
NUECES COUNTY WATER CONTROL
& IMPROVEMENT DISTRICT NO. 4
PORT ARANSAS, TEXAS

1st insertion: DEC. 8, 1971
2nd insertion: DEC. 15, 1971
3rd insertion: DEC. 22, 1971

MINUTES OF

* * * * * REGULAR MEETING * * * * *

NOVEMBER 24, 1971

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this 24th day of November, 1971, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit:

President	Don Roy Farley
Vice-President	Andrew Dallas
Secretary	H. L. Ward
Director	Carl Peterson

visitor:

Water Superintendent	Gail Holman
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and there being absent:

Director	Carl Castell
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Meeting was called to order at 7:00 P. M. with minutes of previous meeting read and approved as set forth; with a motion made by Andrew Dallas and seconded by Carl Peterson. The motion carried unanimously.

Gail will call M. A. Cafe and get an explanation of Betty becoming the Tax Assessor and Collector (in name only) for the Nueces County Water Control and Improvement District No. 4.

The Board has decided that due to the fact Pat seems to be doing so well and her work will be much heavier to start that we will start her out at the salary that Betty was getting (\$350.00).

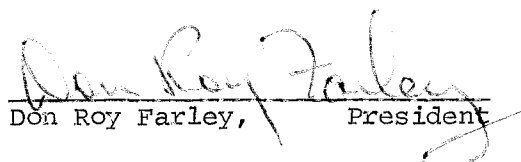
Gail will clarify the W.Gulf water tap.

Yes, we do want the ad and the meeting night on the school birthday calender.

A copy of Notice of Election for three Directors and Order for Election Procedure is attached and becomes a permanent part of these minutes.

There being no further business to come before the board, upon motion duly made and seconded, the meeting was adjourned at 8:30 P. M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4


Don Roy Farley, President

ATTEST:



H. L. Ward, Secretary

NOTICE OF ELECTION OF THREE DIRECTORS FOR
NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 4

THE STATE OF TEXAS
COUNTY OF NUECES

TO THE RESIDENT QUALIFIED VOTERS OF NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4:

TAKE NOTICE that an election will be held on the 11th day of
January, 1972, at the place, in the manner, and for the candidates
for the office of said District, as set forth in the attached copy of a
Resolution and Order for Directors Election in Nueces County Water
Control and Improvement District No. 4, duly entered by the Board of
Directors of said above mentioned District on the 24 day of November, 1971.
Said attached Resolution and Order for Directors Election in Nueces
County Water Control and Improvement District No. 4 is made a part of
this notice for all intents and purposes.



Secretary
Board of Directors
Nueces County Water Control and
Improvement District No. 4

ORDER FOR ELECTION PROCEDURE IN DIRECTORS ELECTION
IN NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 4

THE STATE OF TEXAS

COUNTY OF NUECES 0

On this the 24 day of November, 1971, the Board of Directors of Nueces County Water Control and Improvement District No. 4 convened in session with the following members present, to-wit: Don Roy Farley-Pres. H. L. Ward-Sec, Andrew Dallas-Vice Pres, Carl Peterson- Director.

and the following absent: Carl Castell-Direstor constituting a quorum, and among other proceedings had by said Board of Directors was the following:

WHEREAS the laws of the State of Texas provide that an annual election shall be held in this District on the 2nd Tuesday in January of each year for the purpose of electing members to the Board of Directors of said District and the next ensuing second Tuesday in January will be January 11, 1972; and

WHEREAS the laws of the State of Texas provide that said Directors election shall be ordered by the Board of Directors of said District, and further provide that the notice of said election shall state the purpose of the election, the officers to be voted upon, the polling places and the names of the officers of election, and further provide that said notice shall be published once a week for three consecutive weeks in a newspaper of general circulation published in the county in which said District is located, the first publication being at least 21 days prior to the election and not more than 35 days prior thereto; and

WHEREAS the laws of the State of Texas provide that the statutes regulating absentee voting are applicable to said Directors election in said District; and

WHEREAS at the next above mentioned directors election there will be elected three directors for this district; and

WHEREAS the laws of the State of Texas do not fully set forth the procedure to be followed by candidates filing for said office of Director, and this Board has the power and authority to establish said procedure, and in order to comply with the above mentioned provisions, it is reasonable to require that all persons desiring a place on the ballot as a candidate for Director of said District must apply not later than 5 o'clock P.M. on the 16th day of December, 1971, for his name to be placed on said ballot;

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPORVEMENT DISTRICT NO. 4:

Section 1: That all condidates for the Board of Directors of said Distriet

RESOLUTION AND ORDER FOR DIRECTORS ELECTION
IN NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

THE STATE OF TEXAS
COUNTY OF NUECES

On this the 24 day of November, 1971, the Board of Directors of Nueces County Water Control and Improvement District No. 4 convened in session with the following members present, to-wit: *Don Roy Farley, Pres. H. L. Ward, Sec. Andrew Dallas, Vice President, Carl Peterson, Director*

and the following absent: *Carl Costello*.
constituting a quorum, and among other proceedings had by said Board of Directors was the following:

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF
NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4:

Section 1: That an election shall be and same is hereby ordered to be held on the 11th day of January, 1972 in Nueces County Water Control and Improvement District No. 4 for the purpose of electing three Directors for said District.

Section 2: Said election shall be held and conducted in accordance with the laws of the State of Texas for the holding of general elections for State and County officers, except as herein otherwise provided. All persons who are resident qualified electors of the District shall be entitled to vote.

Section 3: Candidates for the office of Director shall file written application to have their names placed on the ballot in said election with the President of the Board of Directors at the principal office of the District in Port Aransas, Texas on or before 5 o'clock P.M. on the 11th day of December, 1971. Application forms for Candidates for the office of Director are available at said principal office of the District in Port Aransas, Texas. Applications shall be signed by such candidates or by ten (10) qualified voters as required by Article 7880-145 V.A.C.T.S.

Section 4: It is further ordered that the ballots for said election shall be prepared in sufficient number and in conformity with the state election code and that written or printed thereon shall appear the following:

OFFICIAL BALLOT

Election held on January 11, 1972 for election of three Directors of Nueces County Water Control and Improvement District No. 4. You may vote for the three candidates of your choice by placing an "X" in the square beside each of their names. The three persons receiving the greatest number of votes shall be declared elected.

at the election to be held on the 11th day of January, 1972, file their applications to become a candidate with the President of this Board of Directors at the principal office of the District in Port Aransas, Texas not later than 5 o'clock P.M. on the 16th day of December, 1971.

Section 2: That all of said applications shall substantially in the following form:

If filed by candidate himself:

"To the President of the Board of Directors of Nueces County Water Control and Improvement District No. 4: I hereby request that my name be placed upon the official ballot for the election to be held on the 11th day of January, 1972, as a candidate for Director of said District. I hereby certify that I am 21 years of age or more, a resident citizen of said District, and own land subject to taxation in said District, and that my mailing address is: _____

(Name of Candidate)

If filed by others on behalf of a candidate:

"To the President of the Board of Directors of Nueces County Water Control and Improvement District No. 4: We, numbering at least 10, hereby request that the name of _____ be placed upon the official ballot for the election to be held on the 11th day of January, 1972 as a candidate for Director of said District. We hereby certify that such person is 21 years of age or more, a resident citizens of said District, and owns land subject to taxation in said District, and that his mailing address is: _____

The above order being read, it was moved and seconded that same do pass. Thereupon the question being called for, the following members of the Board of Directors voted AYE: Don Roy Farley, Andrew Dallas, H.L. Ward, and Carl Peterson

and the following voted NO: none,

PASSED, APPROVED AND ADOPTED this the 24 day of November, 1971.

Don Roy Farley
President
Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

H.L. Ward
Secretary
Board of Directors

Section 5: To be eligible for the office of Director, a person must be twenty-one years of age or more, be a resident citizen of the State and own land subject to taxation in the District. The three Directors receiving the highest vote shall serve for two years.

Section 6: That the entire District shall comprise one election precinct and the polling place of said election shall be at the Community Center Building in the City of Port Aransas, Texas and within the boundaries of said Nueces County Water Control and Improvement District No. 4. The following persons are hereby appointed officers of said election:

Presiding Judge Laurel Farley

Assistant Judge Kate Rhoades

Clerk _____

Clerk _____

and immediately after said election has been held, the officers holding same shall make returns of the result thereof in triplicate, one being retained by the Presiding Judge, one to be delivered to the President of the Board, and one to be delivered to the Secretary. The ballot box and other election supplies and records shall be delivered to the Secretary at the office of the District and preserved in said office as provided by law, except that the Stub box shall be returned to the District Clerk of Nueces County, Texas.

Section 7: The Secretary of the Board of Directors shall give notice of the election herein ordered by publishing a true copy of this Resolution and Order for Election signed by the President or Vice-President and attested by the Secretary of the Board of Directors, in a newspaper published in Nueces County and of general circulation within the area of the District, once a week for three consecutive weeks, the date of the first publication to be at least 21 days prior to the date of said election and not more than 35 days prior thereto.

Section 8: As provided by law, absentee voting will be conducted at the principal office of the District in Port Aransas, Texas and absentee voting shall be conducted in conformity with pertinent provisions of the state election code.

PASSED, APPROVED AND ADOPTED this the 24 day of November, 1971

Don Ray Farley
President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

W. L. Ward
Secretary
Board of Directors

ORDER FOR ELECTION PROCEDURE IN DIRECTORS ELECTION
IN NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 4

THE STATE OF TEXAS

COUNTY OF NUECES Ø

On this the 24 day of November, 1971, the Board of Directors of Nueces County Water Control and Improvement District No. 4 convened in session with the following members present, to-wit: Don Roy Farley-Pres, H.L. Ward-Sec, Andrew Dallas-Vice Pres, Carl Peterson-Director

and the following absent: Carl Castell
constituting a quorum, and among other proceedings had by said Board of Directors was the following:

WHEREAS the laws of the State of Texas provide that an annual election shall be held in this District on the 2nd Tuesday in January of each year for the purpose of electing members to the Board of Directors of said District and the next ensuing second Tuesday in January will be January 11, 1972; and

WHEREAS the laws of the State of Texas provide that said Directors election shall be ordered by the Board of Directors of said District, and further provide that the notice of said election shall state the purpose of the election, the officers to be voted upon, the polling places and the names of the officers of election, and further provide that said notice shall be published once a week for three consecutive weeks in a newspaper of general circulation published in the county in which said District is located, the first publication being at least 21 days prior to the election and not more than 35 days prior thereto; and

WHEREAS the laws of the State of Texas provide that the statutes regulating absentee voting are applicable to said Directors election in said District; and

WHEREAS at the next above mentioned directors election there will be elected three directors for this district; and

WHEREAS the laws of the State of Texas do not fully set forth the procedure to be followed by candidates filing for said office of Director, and this Board has the power and authority to establish said procedure, and in order to comply with the above mentioned provisions, it is reasonable to require that all persons desiring a place on the ballot as a candidate for Director of said District must apply not later than 5 o'clock P.M. on the 16th day of December, 1971, for his name to be placed on said ballot;

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPORVEMENT DISTRICT NO. 4:

Section 1: That all condidates for the Board of Directors of said Distriet

at the election to be held on the 11th day of January, 1972, file their applications to become a candidate with the President of this Board of Directors at the principal office of the District in Port Aransas, Texas not later than 5 o'clock P.M. on the 16th day of December, 1971.

Section 2: That all of said applications shall substantially in the following form:

If filed by candidate himself:

"To the President of the Board of Directors of Nueces County Water Control and Improvement District No. 4: I hereby request that my name be placed upon the official ballot for the election to be held on the 11th day of January, 1972, as a candidate for Director of said District. I hereby certify that I am 21 years of age or more, a resident citizen of said District, and own land subject to taxation in said District, and that my mailing address is: _____

(Name of Candidate)

If filed by others on behalf of a candidate:

"To the President of the Board of Directors of Nueces County Water Control and Improvement District No. 4: We, numbering at least 10, hereby request that the name of _____ be placed upon the official ballot for the election to be held on the 11th day of January, 1972 as a candidate for Director of said District. We hereby certify that such person is 21 years of age or more, a resident citizens of said District, and owns land subject to taxation in said District, and that his mailing address is: _____

The above order being read, it was moved and seconded that same do pass. Thereupon the question being called for, the following members of the Board of Directors voted AYE: Don Roy Farley, H.L.Ward, Andrew Dallas and Carl Peterson and the following voted NO: none,

PASSED, APPROVED AND ADOPTED this the 24 day of November, 1971.

Don Roy Farley
President
Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

H.L. Ward
Secretary
Board of Directors

14

RESOLUTION AND ORDER FOR DIRECTORS ELECTION
IN NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

THE STATE OF TEXAS
COUNTY OF NUECES

On this the 24 day of November, 1971, the Board of Directors of Nueces County Water Control and Improvement District No. 4 convened in session with the following members present, to-wit: Don Roy Farley-Pres, Andrew Dallas-Vice Pres. H.L. Ward-Sec. Carl Peterson-Director

and the following absent: Carl Castell
constituting a quorum, and among other proceedings had by said Board of Directors was the following:

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF
NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4:

Section 1: That an election shall be and same is hereby ordered to be held on the 11th day of January, 1972 in Nueces County Water Control and Improvement District No. 4 for the purpose of electing three Directors for said District.

Section 2: Said election shall be held and conducted in accordance with the laws of the State of Texas for the holding of general elections for State and County officers, except as herein otherwise provided. All persons who are resident qualified electors of the District shall be entitled to vote.

Section 3: Candidates for the office of Director shall file written application to have their names placed on the ballot in said election with the President of the Board of Directors at the principal office of the District in Port Aransas, Texas on or before 5 o'clock P.M. on the 11th day of December, 1971. Application forms for Candidates for the office of Director are available at said principal office of the District in Port Aransas, Texas. Applications shall be signed by such candidates or by ten (10) qualified voters as required by Article 7880-145 V.A.C.T.S.

Section 4: It is further ordered that the ballots for said election shall be prepared in sufficient number and in conformity with the state election code and that written or printed thereon shall appear the following:

OFFICIAL BALLOT

Election held on January 11, 1972 for election of three Directors of Nueces County Water Control and Improvement District No. 4. You may vote for the three candidates of your choice by placing an "X" in the square beside each of their names. The three persons receiving the greatest number of votes shall be declared elected.

Section 5: To be eligible for the office of Director, a person must be twenty-one years of age or more, be a resident citizen of the State and own land subject to taxation in the District. The three Directors receiving the highest vote shall serve for two years.

Section 6: That the entire District shall comprise one election precinct and the polling place of said election shall be at the Community Center Building in the City of Port Aransas, Texas and within the boundaries of said Nueces County Water Control and Improvement District No. 4. The following persons are hereby appointed officers of said election:

Presiding Judge Laurel Farley

Assistant Judge Kate Rhodes

Clerk _____

Clerk _____

and immediately after said election has been held, the officers holding same shall make returns of the result thereof in triplicate, one being retained by the Presiding Judge, one to be delivered to the President of the Board, and one to be delivered to the Secretary. The ballot box and other election supplies and records shall be delivered to the Secretary at the office of the District and preserved in said office as provided by law, except that the Stub box shall be returned to the District Clerk of Nueces County, Texas.

Section 7: The Secretary of the Board of Directors shall give notice of the election herein ordered by publishing a true copy of this Resolution and Order for Election signed by the President or Vice-President and attested by the Secretary of the Board of Directors, in a newspaper published in Nueces County and of general circulation within the area of the District, once a week for three consecutive weeks, the date of the first publication to be at least 21 days prior to the date of said election and not more than 35 days prior thereto.

Section 8: As provided by law, absentee voting will be conducted at the principal office of the District in Port Aransas, Texas and absentee voting shall be conducted in conformity with pertinent provisions of the state election code.

PASSED, APPROVED AND ADOPTED this the 24 day of November, 1971

Don Ray Farley
President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

J. L. Ward
Secretary
Board of Directors

6.

THIS NOTICE OF ELECTION is issued and given by the undersigned pursuant to authority conferred by virtue of the foregoing Resolution and Order of the Board of Directors of Nueces County Water Control and Improvement District No. 4, and under authority of law.

WITNESS OUR HANDS this the 24 day of November, 1971.

Don Ray Farley
President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

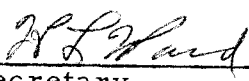
R L Ward
Secretary
Board of Directors

NOTICE OF ELECTION OF THREE DIRECTORS FOR
NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 4

THE STATE OF TEXAS
COUNTY OF NUECES

TO THE RESIDENT QUALIFIED VOTERS OF NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4:

TAKE NOTICE that an election will be held on the 11th day of
January, 1972, at the place, in the manner, and for the candidates
for the office of said District, as set forth in the attached copy of a
Resolution and Order for Directors Election in Nueces County Water
Control and Improvement District No. 4, duly entered by the Board of
Directors of said above mentioned District on the 24 day of November, 1971.
Said attached Resolution and Order for Directors Election in Nueces
County Water Control and Improvement District No. 4 is made a part of
this notice for all intents and purposes.



Secretary
Board of Directors
Nueces County Water Control and
Improvement District No. 4

MINUTES OF

* * * * * REGULAR MEETING * * * * *

NOVEMBER 10, 1971

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 10th day of November, 1971, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit:

President	Don Roy Farley
Secretary	H. L. Ward
Director	Carl Peterson
Director	Carl Castell

visitor: Water Superintendent Gail Holman

and there being absent:

Vice-President	Andrew Dallas
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Meeting was called to order at 7:00 P. M. with minutes of previous meeting read and approved as set forth.

Motion was made by H. L. Ward and seconded by Carl Castell to re-employ Mr. Thomas Y. Pickett, Valuation Engineer, on the new contract to appraise oil, gas, and mineral properties. Motion carried unanimously.

Betty, you may notify Mr. Pickett that we have signed his contract.

Betty, please find what insurance company carries our workman's compensation.

Betty, please study this Form Part H Section 7 and locate these forms or get some and fill them out.

The following letter was submitted to the Board:

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ALABAMA

Notice to all municipalities and public agencies in the State of Texas operating water distribution systems.

Re: Claims arising from direct or indirect purchases of cast iron pipe and fittings.

Gentlemen:

The State of Texas, through its Attorney General Crawford C. Martin, has filed a lawsuit which is presently pending in the United States District Court for the Northern District of Alabama, Southern Division, against certain manufacturers of cast iron pipe and fittings and against an association of such manufacturers, namely:

American Cast Iron Pipe Company
Amsted Industries Incorporated
Clow Corporation
Glamorgan Pipe & Foundry Company
Lone Star Steel Company
McWane Cast Iron Pipe Company
Mead Corporation
United States Pipe & Foundry Company
Cast Iron Pipe Research Association

Seeking treble damages, the complaint alleges that those defendants violated the Federal Antitrust Laws by conspiring and acting in concert to fix prices and allocate markets in the sale of cast iron pipe and fittings within the period 1945-1970 and that, as a result of such action, public agency purchasers of cast iron pipe and fittings have paid higher prices than they otherwise would have paid. The defendants deny that an illegal conspiracy or agreement ever existed and deny any and all liability. The Court has not passed on any liability issues in this case.

The suit was filed on behalf of all municipalities and public agencies in the State of Texas which own, lease or operate water distribution systems and which have purchased cast iron pipe and fittings from the above defendant manufacturers either directly or indirectly through contractors or distributors. On August 24, 1971, the District Court determined that the suit should be maintained as a class action on behalf of all such municipalities and public agencies and that notice should be given to such municipalities and public agencies.

Pursuant to Rule 23, Federal Rules of Civil Procedure, you are hereby NOTIFIED:

1. Unless you request exclusion in the manner provided below, you will be treated as one of the plaintiffs in the case. The plaintiffs are represented by the Attorney General of Texas, and by Lee A. Freeman, Esquire, Special Council. You may however, if you prefer, enter your appearance in the case through other legal counsel retained by you.

2. If you desire to be excluded from the lawsuit, you should so indicate on the enclosed Form No. 1 and mail it to the Clerk of the Court, in time to be received not later than January 3, 1972.

3. If you fail to request exclusion, you will be treated as a party to the litigation (which may include your being subjected to the pretrial discovery and, if the case is lost, your prorata share of the court costs) and will be bound by the judgment in the action whether favorable or unfavorable. You will, however, be precluded from any award or recovery unless you furnish the information requested on enclosed Form No. 2 and mail it to the Clerk of the Court in time to be received by him not later than January 3, 1972.

All inquiries and communications in connection with this notice should be addressed only to the undersigned Clerk of the Court, P. O. Box No. 2011. The file in this case is available for inspection in the Clerk's Office.

Dated: November 5, 1971

By Order of: Sam C. Pointer, Jr.

United States District Judge

William E. Davis
Clerk of the United States District Court
for the Northern District of Alabama,
Southern Division
P.O. Box No. 2011
Birmingham, Alabama 35201

Betty, please send the letter from the District of Alabama to Richard D. Hatch for the final decision on whether or not to join the suit.

The following is a copy of letter from McCaughan & Etheridge to the District regarding Sanitary Sewer Force Main for Marine Game Fish Research Laboratory.

November 2, 1971

Nueces County Water Control &
Improvement District Number 4
P. O., Box 128
Port Aransas, Texas 78373

Re: Sanitary Sewer Force Main For
Marine Game Fish Research Laboratory

Gentlemen:

Attached is a tabulation of bids received November 1, 1971 for construction of the subject project. Low bid in the amount of \$4,165 was received from Cactus Utility Company of Corpus Christi, Texas and it is our recommendation that a contract be awarded to them.

Please let us know your wishes in this matter.

Very truly yours,

McCaughan & Etheredge

Signed: F. A. McCaughan

FAM:ink
enc.

The following is the list of bids:

<u>BIDDER</u>	<u>Amount Bid</u>	<u>Amt. of Bid Bond</u>
Cactus Utility Company 966 Cantwell Corpus Christi, Texas 78407	\$ 4,165.00	5%
Asphalt Maintenance Co., Inc. P. O. Box 5482 Corpus Christi, Texas 78405	\$ 4,644.00	5%
Mansheim Company P. O. Box 3618 Corpus Christi, Texas 78404	\$ 5,200.00	5%
Slovak Brothers P. O. Box 5096 Corpus Christi, Texas 78405	\$ 7,970.00	5%
Perry Construction Co. P. O. Box 215 Ingleside, Texas 78362	\$ 8,313.00	5%

Motion was made by Carl Castell and seconded by Carl Peterson to accept the bid from Cactus Utility Company of Corpus Christi, Texas to put in the sewer lines to the Marine Game and Fish Laboratory.

Betty, please notify McCaughan & Etheridge as to our decision.

Motion was made by H. L. Ward and seconded by Carl Castell to hire Pat Farley as new office personnel. Motion was carried by the following vote:

AYES:	Don Roy Farley H. L. Ward Carl Peterson Carl Castell
-------	---

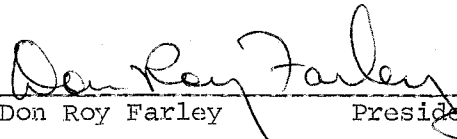
NOES:	None
-------	------

The Board voted unanimously that Betty can, when necessary, hire extra temporary help.


Betty, you forgot the most important item of the meeting; our (the Board's) checks. Please remedy this.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned at 8:00 P. M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4


Don Roy Farley President

ATTEST:


H. L. Ward Secretary

MINUTES OF
REGULAR MEETING

* * * * OCTOBER 27, 1971 * * * *

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On the 27th day of October, 1971, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit:

President	Don Roy Farley
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Pete Peterson

Visitor:	
Outside Superintendant	Gail Holman

Meeting was called to order at 7:00 P.M.
The minutes of the October 13th meeting and the special meeting of October 26th were read and approved as set forth.

Betty please locate the old contract with M. A. Cage and check it with the new contract to see how they compare. You can call him by telephone.

(Betty at least publish the meetings locally.)

Motion made by Pete Peterson and seconded by H. L. Ward to advance Betty Curry to office manager at regular full salary. Motion was carried by the following vote:

AYES	Don Roy Farley
	H. L. Ward
	Andy Dallas
	Carl Castell
	Pete Peterson

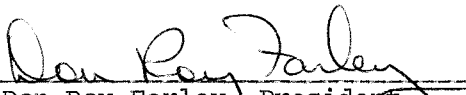
NOES	None
------	------

Betty in the future the Board has decided to allow you and Gail to take care of all complaints to the best of your combined efforts.


After reviewing applications the Board has decided to postpone the decision on applications for the office position until the next regular meeting.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned at 7:30 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


Don Roy Farley, President

ATTEST:


H. L. Ward, Secretary

MINUTES OF

SPECIAL MEETING

* * * * OCTOBER 26, 1971 * * * *

CITY OF PORT ARANSAS X

COUNTY OF NUECES X

STATE OF TEXAS X

ON this 26th day of October, 1971, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a Special Meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit,

President	Don Roy Farley
Vice President	Andy Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Pete Peterson
Outside Superintendent	Gail Holman

Visitors:	Laddie Janeczek
	Frank McCaughn

Subject of meeting-----Considering passage and adoption of a resolution authorizing application for approval of bonds by the Texas Water Rights Commission.

Motion was made by Carl Castell to adopt the resolution to authorize the application of the Texas Water Rights Commission for the approval of bonds. The motion was seconded by H. L. Ward. The motion was carried by the following vote:

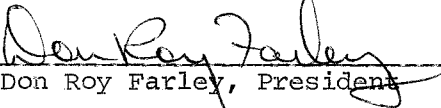
AYES	Don Roy Farley
	Andy Dallas
	H. L. Ward
	Carl Castell
	Pete Peterson

NOES	None
------	------

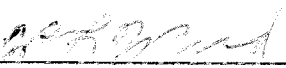
There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried, the meeting was adjourned at 1:30 P. M.

The said resolution is attached and becomes a permanent part of these minutes.

Nueces County Water Control
and Improvement District #4


Don Roy Farley, President

ATTEST:


H. L. Ward, Secretary

COUNTY OF NUECES IMPROVEMENT DISTRICT NUMBER 4

Following members of the Board present:

CARL CASTELL DIRECTOR

constituting a quorum; and among other proceedings had were the following:

following resolution:

A RESOLUTION by the Board of Directors of Nueces County Water Control and Improvement District Number 4 authorizing application to the Texas Water Rights Commission for approval of bonds to be issued by said District.

WHEREAS, the Nueces County Water Control and Improvement District Number 4 was established as a conservation and reclamation district under the provisions of Article XVI, Section 59, of the Texas Constitution, and Chapter 3A, Title 128, V.A.T.C.S.; and

WHEREAS, at an election held for the purpose on the 2nd day of June, 1970, bonds of said District to the total principal amount of \$300,000 were approved for the purpose of financing improvements, extensions and additions to the District's existing Sanitary Sewer System; and

WHEREAS, it has been determined that it is necessary and advisable to issue \$240,000 of bonds out of such voted authorization at this time and it is thus proper for this Board to make application for approval of said bonds; now, therefore,

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4:

SECTION 1: That in accordance with the law mentioned in the preamble of this resolution, the Secretary of the Board be and he is hereby authorized and directed to prepare, make and execute an appropriate application in writing, addressed to the Texas Water

Rights Commission, requesting said Commission to approve the issuance of \$240,000 general obligation bonds of the District for the purpose of financing improvements, extensions and additions to the District's existing Sanitary Sewer System.

SECTION 2: That the District's Secretary and/or Attorney, in conjunction with its Consulting Engineers and Financial Advisors, is hereby authorized to make presentation of the aforesaid application and to represent the District before the Texas Water Rights Commission in that connection.

The foregoing resolution having been read in full, Mr.

Castell moved its adoption. Mr. Ward

seconded the motion and, upon the question being called for, the

following Directors voted "AYE": Messrs. Farley, Dallas, Ward,

Peterson and Castell; and none voted "NO".

PASSED AND ADOPTED, this the 26 day of October, 1971.

Don Roy Farley
President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

ATTEST:

Life
Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

APPLICATION FOR APPROVAL OF BONDS

THE STATE OF TEXAS X NUECES COUNTY WATER CONTROL AND
 X
COUNTY OF NUECES X IMPROVEMENT DISTRICT NUMBER 4

TO THE TEXAS WATER RIGHTS COMMISSION, AUSTIN, TEXAS:

The NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, acting pursuant to a resolution passed and adopted by its Board of Directors on the 26 day of October, 1971, presents this, its application for approval of bonds, to the Texas Water Rights Commission as required by Section 51.421 of the Texas Water Code, and in such regard respectfully represents as follows:

1. That the District desires to issue and sell ad valorem tax bonds in the principal sum of \$240,000 for the purpose of financing improvements, extensions and additions to the District's existing Sanitary Sewer System, the issuance of such bonds for such purpose having been duly approved at an election held June 2, 1970. Copy of District's bond resolution is hereto attached.

2. Submitted in conjunction herewith is a copy of the Engineers' report containing data, profiles, maps, plans and specifications prepared in connection with the project for which the aforementioned bonds are to be issued.


3. The District's application to the Texas Water Quality Board for financial assistance under the provisions of Subchapter G of the Texas Water Quality Act has been approved.

4. Attached hereto is a copy of the resolution of the Board of Directors authorizing execution and presentation of this application. Also submitted herewith is the District's check or voucher in the sum of \$25.00, payable to the Texas Water Rights Commission, representing the filing fee for this application.

WHEREFORE, the Board of Directors of the Nueces County Water Control and Improvement District Number 4, respectfully requests that in consideration of the foregoing and upon such investigation as the Texas Water Rights Commission considers proper, its resolution approving the engineering plans, specifications and estimate of costs in the sum of \$240,000 for the District's project aforementioned and the issuance of \$240,000 of bonds for the purpose of financing said improvements be entered.

DATED, this the 26 day of October, 1971.

Respectfully submitted,



Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

THE STATE OF TEXAS X
 X
COUNTY OF NUECES X

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4

I, the undersigned, Secretary of the Board of Directors of the Nueces County Water Control and Improvement District Number 4, DO HEREBY CERTIFY:

1. That this certificate is executed for the information of the Texas Water Rights Commission.

2. That the following is a list of the names and addresses of the officers and members of the Board of Directors of the District, showing the date that the term of office of each Director shall expire:

<u>Board of Directors</u>	<u>Address</u>	<u>Term Expires January</u>
DON ROY FARLEY, President	Port Aransas, Texas	<u>1972</u>
ANDREW J. DALLAS, Vice President	Port Aransas, Texas	<u>1973</u>
H. L. WARD, Secretary	Port Aransas, Texas	<u>1972</u>
CARL "PETE" PETERSON, Director	Port Aransas, Texas	<u>1972</u>
CARL CASTELL, Director	Port Aransas, Texas	<u>1973</u>

3. That the boundaries of the District have not been altered or in any manner revised since the Texas Water Rights Commission approved the District's engineering projects and the issuance of bonds designated "Nueces County Water Control and Improvement District Number 4 Water General Obligation Bonds, Series 1969", dated January 10, 1969, in the sum of \$860,000.

4. That none of the proceeds of the bonds in the principal sum of \$240,000 which were voted at an election held in said District on June 2, 1970 are to be employed in the purchase of fire hydrants or any other type of fire equipment.

WITNESS MY HAND AND THE SEAL OF SAID DISTRICT, this the 26 day of October, 1971.

R. L. Ward
Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

MINUTES OF
REGULAR MEETING

***** October 13, 1971 *****

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 13th day of October, 1971, the Board of Directors of the Nueces County Water Control and Improvement District No.4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following, to-witt:

President	Don Roy Farley
Vice President	Andrew Dallas
Secretary	H.L. Ward
Director	Carl Peterson
Director	Carl Castell

VISITORS:

Water Superintendent	Gail Holman
Financial Advisor	Laddie Janecek
Tax Assessor	Buddy Cage

Meeting was called to order at 7:30 PM, with minutes of Sept. 20, meeting read and approved as set forth.

The following letters were presented to the board concerning McCoughn and the EPO:

Sept. 23, 1971

Mr. Laddie Janecek
First Southwest Corp.
South Texas Bldg.
San Antonio, Texas

Dear Laddie:

I received a call today from the EPA office in Dallas regarding my letter of Sept. 13, to the Texas Water Quality Board, a copy of which was mailed to you.

They said the plans and specifications had been approved and appear in order and they would write a letter authorizing us to proceed with advertising and receiving bids on the project.

As soon as you can, please let us know when money for this project will be available as we do not want to advertise until all funds are available.

We have had a number of inquiries lately from contractors who seem to be anxious to go to work. Perhaps this would be a good time to receive bids and award a contract.

Very truly yours,

MCCOUGHN & ETHRIDGE

Sept. 27, 1971

Environmental Protection Agency
1402 Elm Street, 3rd Floor
Dallas, Texas 75202

Thru: Texas Water Quality Board

Re: Nueces County Water Control & Improvement District NO. 4
WPC- Tex-695

Gentlemen:

In accordance with our telephone conversation of Sept. 24, 1971, we have revised sheets number 7 and 9 of the plans to show a concrete plug in the existing overflow from the wet well at the treatment plant.

Transmitted herewith are 3 prints each of sheets 7 and 9 with the revisions circled in red.

Very truly yours,

McCAUGHN & ETHRIDGE

Oct. 1, 1971

MR. DICK HATCH
County Attorney
Court House
Sinton, Texas

Re: Nueces County WC&ID#4- WPC-TEX- 695

Dear Dick:

The District received a letter from E.P.A. dated Sept. 28, 1971, setting out certain requirements that have to be met after receiveing bids on the project and before awarding a contract. One of the items is a site certificate to be executed by the attorney. Enclosed is a copy of the instructions and of the sample certificate.

The District already owns the land on which the plant is to be constructed and has perchased the site for the lift station (near the cemetary) and as far as I know the easements from the County road to the plant site have been acquired You handled these over a year ago. All of the rest of the project is in public streets.

At least six copies of the certificate will be required. Three are to be forwarded with Part B, one each for the District, you and us.

Best regards,

McCaughn & Ethridge

Oct. 5, 1971

Environmental Pretestion Agency
Region VI
1402 Elm Street, Third Floor
Dallas, Texas 75202

Thru: Texas Water Quality Board

Attn: Mr. S. A. Russell
Air & Water Programs Division

Re: WPC-Tex-695
Nueces County Water Control & Improvement Dist.#4

Gentlemen:

In Accordance with yoo r letter of Sept. 28th, 1971, we transmit herewith 3 copies of Plant Staffing Requirements for the proposed plant expansion.

Very truly yours.

McCAUGHN & ETHRIDGE

Following is the Plant Staffing Requirements:

The present waste treatment plant is now being operated by personnel listed below. As the proposed expansion is similar to the existing unit it is not contemplated that any additional personnel may be required. Some additional personnel may be required periodically to take care of maintenance and emergency work.

Gail Holman - Superintendent of Water and Sewer System. Has a Grade C. Water Certificate.

Rudy Vela - Sewer Work Operator. Is in the direct charge of the waste treatment plant operation. Has a Grade C Sewer Certificate.

John Nolan - Assistant plant operator. Is now studying for sewer operator's certificate.

For routine maintenance and emergency work around the plant other employees are available.

Bi-monthly tests and reports to the Texas Water Quality Board are made by an independent testing company.

The above letters were read and discussed by the Board members.

The following letter was presented from the Environmental Protection Agency:

Sept, 28, 1971

Mr. D. R. Farley, President
Board of Directors
Nueces County WCID#4
Post Office Box 128
Port Aransas, Texas 78373

Through: Texas Water Quality Board

Re: WPC-TEX-695

Dear Mr. Farley:

The plans and specifications of your wastewater facilities project are approved subject to clearance of the following items prior to opening of bids:

1. A bid proposal must be included in the plans and specifications.
2. As stated in the Federal Guidelines, plant and upstream bypasses should not be permitted; therefore, we are requesting that you plug the existing 8" overflow V.C. Pipe at the wet well as per our conversation.

This will confirm our telephone conversation of Sept. 23, 1971, with Mr. McCaughn authorizing you to advertise for and open bids on this project provided that all conditions of the grant offer and contract requirements can be met. Please review our Instruction for Advertising and Bidding, CG-147.

The Construction items which we now consider eligible for federal participation are marked in red on the approved plans and listed in Column (2) of Attachment No. 1 to Part A, Offer and Acceptance. Any other construction work will be considered ineligible unless you specifically request and receive approval of eligibility before the work in question is started.

Treatment plant staffing requirements were not submitted with the plans and specifications. (See Guidelines for Operation and Maintenance, Part B, Section II, Page 35 of the Federal Guidelines) This information should be submitted with the Part B or sooner if possible. (McCaughn is submitting This)

You must submit completed Part B forms to us through the Texas Water Quality Board immediately after bids are opened. We are enclosing these forms, instructions for preparation, and a sample site certificate.

You must provide a project identification sign in accordance with construction specification previously sent to you. Erection should be on a prominent thoroughfare near the location of the project.

One set of approved plans and specifications has been sent to you under separate cover. You should make them available at the construction site for use of the contractor and state and federal personnel making inspections.

Reorganization Plan No. 3 of 1970 established the Environmental Protection Agency. All reference to the Department of the Interior and the Secretary in the enclosed documents shall be deemed to be reference to the Environmental Protection Agency and the Administrator of the Environmental Protection Agency.

Sincerely,

S. A. Russell, P.E.
Air and Water Programs Divisions.

Motion was made by H.L. Ward, seconded by Carl Pererson, to sell \$150,000 worth of general obligation sewer bonds to First Southwest Co as per contract attached. Motion carried by the following vote:

AYES:	Don Roy Farley Andy Dallas H.L. Ward Carl Pererson Carl Castell
NOES:	none

Motion made by Andy Dallas, seconded by Carl Peterson, to renew contract with Buddy Cage, with an increase in cost. Motion was carried by the following Vote:

AYES:	Don Roy Farley Andy Dallas H.L. Ward Carl Peterson Carl Castell
NOES:	none

Notice of special meeting, Nov. 17, 1971 (Wednesday) to be posted in this office and at the Court House in Corpus Christi,

Motion made by Andy Dallas and seconded by Carl Peterson to accept the bid from Hurricane Fence Co. to build fence around the tanks and pump houses in Aransas Pass and Port Aransas for the combined cost of \$2,315.00. Motion was carried by the following vote:

AYES:	Don Roy Farley Andy Dallas H. L. Ward Carl Peterson
NOES:	Carl Castell

The Board decided that churches, not church organizations, will be charged lowest rates as residential, on sewer.

The Board authorized Gail to order surplus tires as needed.

Motion was made by Carl Peterson, seconded by Andy Dallas, to check Picket's contract, and if is with the past contract, made a new one. Motion carried by the following vote:

AYES:

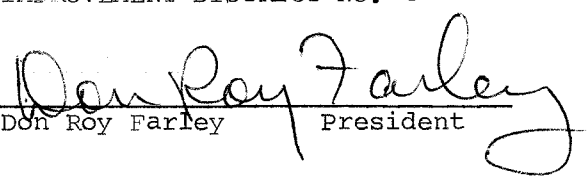
Don Roy Farley
H.L. Ward
Andy Dallas
Carl Peterson
Carl Castell

NOES:

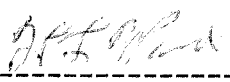
none

There being no further business to come before the Board upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


Don Roy Farley President

ATTEST:



H.L. Ward Secretary

EXHIBIT "A"

RESOLUTION

Attachment for Application No. _____

BE IT RESOLVED BY Nueces County W.C.S.I.D. #4 OF Port Aransas, Texas,
(Governing Body) (Public Entity)THAT Don Ray Farley, President,
(Name of Incumbent) (Official Position)

be and he is hereby authorized to execute for and in behalf of Nueces
County Water Control S.I.D. #4, a public entity established under
 the laws of the State of Texas, this application and
 to file it in the appropriate State office for the purpose of obtaining
 certain Federal financial assistance under the Federal Disaster Act (Public
 Law 875, 81st Congress; 42 U.S.C. 1855-1855g).

Passed and approved this 15th day of Oct., 19 71.

Carl A. Pless, Director
 Name and Title

Andrew J. Waller, Vice Pres.
 Name and Title

CERTIFICATION

I, Don Ray Farley, duly appointed and President
 (Title)
 of Nueces County Water Dist. #4, do hereby certify that the above is a true
 and correct copy of a resolution passed and approved by the

Board - Water Dist. #4 OF Port Aransas, Texas on the
 (Governing Body) (Public Entity)

13th day of Oct., 19 71.
 (Date) (Month)

Date: _____

President
 (Official Position)

Don Ray Farley
 (Signature)

NOTE: If the applicant is a state agency, a letter
 from the agency head designating his authorized
 representative should be inserted in lieu of
 this EXHIBIT "A")

10/13

1971

Messrs. Joseph H. Sharpley
Robert B. Davis
Marvin F. Sentell
James A. Maxwell
Assistant Attorneys General
Capitol Station
Austin, Texas 78711

In re: \$240,000 Nueces County Water Control and
Improvement District Number 4 Sewer Gen-
eral Obligation Bonds, Series 1971, dated
October 10, 1971

Gentlemen:

The printed and executed bonds of the above series have been or soon will be delivered to you for approval. In this connection we are sending herewith signature and no-litigation certificate executed and completed except as to date.

When the bonds have received your approval and are ready for delivery to the Comptroller of Public Accounts for registration, this will be your authority to insert that date in the certificate and deliver such bonds to the Comptroller.

Should litigation in any way affecting such bonds develop prior to that date, we, the undersigned, will notify you at once by telephone and by telegraph. You may thus be assured that there is no such litigation at the time the bonds are finally approved by you unless you have been advised otherwise in the manner aforementioned.

Thanking you for your assistance in this matter, we are,

Very truly yours,

President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

Secretary, Board of Directors

10/13 . 1971

Messrs. Dumas, Huguenin and Boothman
Attorneys at Law
1212 Kirby Building
Dallas, Texas 75201

In re: \$240,000 Nueces County Water Control
and Improvement District Number 4 Sewer
General Obligation Bonds, Series 1971,
dated October 10, 1971

Gentlemen:

Enclosed you will find three executed but undated signature and no-litigation certificates relating to the series of bonds described above. At such time as your office is ready to issue an opinion approving such bonds, you are authorized to insert the date in the certificates.

Should any litigation having any effect upon the subject bonds develop, or should any type petition or request be submitted for a referendum prior to the time the bonds are paid for, we, the undersigned, will notify you at once by telephone and by telegraph. You may thus be assured that there is no such litigation at the time the bonds are delivered unless you have been advised otherwise in the manner aforementioned.

Thanking you for your assistance in this matter, we
are,

Very truly yours,

President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

Secretary, Board of Directors

Fidelity Union S&W
002-001001

10/13, 1971

Honorable Robert S. Calvert
Comptroller of Public Accounts
Capitol Station
Austin, Texas 78711

Attention: Bond Division

In re: \$240,000 Nueces County Water Control
and Improvement District Number 4 Sewer
General Obligation Bonds, Series 1971,
dated October 10, 1971

Dear Sir:

The bonds of the above series will be delivered to you by the Attorney General when approved by him, and we request that you kindly register these bonds on behalf of the District, and when so registered, deliver them to The American National Bank of Austin for further handling under our instructions to them.

We further request that you supply Messrs. Dumas, Huguenin and Boothman, Attorneys, 1212 Kirby Building, Dallas, Texas, with three copies of the approving opinion of the Attorney General on this series of bonds.

Thanking you for your assistance in this matter, we are,

Very truly yours,

President, Board of Directors
Nueces County Water Control and
Improvement District Number 4



ENVIRONMENTAL PROTECTION AGENCY
REGION VI
1402 ELM STREET, THIRD FLOOR
DALLAS, TEXAS 75202

3

SEP 9 1971

Mr. Don Roy Farley, President
Board of Directors
Nueces County Water Control and
Improvement District No. 4
Post Office Box 507
Port Aransas, Texas 78373

Through: Texas Water Quality Board

Re: WPC-Tex-695

Dear Mr. Farley:

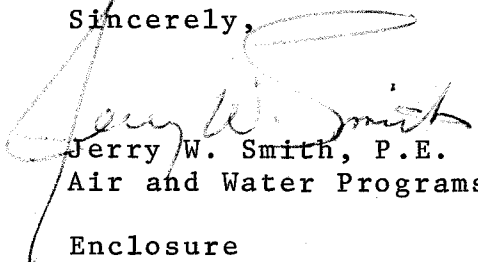
Enclosed please find an approved copy of each of the following ordinances:

1. Industrial Waste Ordinance dated March 9, 1971
2. Ordinance dated July 27, 1971, amending the above industrial waste ordinance.

The enforcement of these ordinances should effectively protect your sanitary sewer system.

Thank you for your interest and cooperation in meeting our program requirements. Please send us a copy of your industrial waste ordinance for our files.

Sincerely,


Jerry W. Smith, P.E.

Air and Water Programs Division

Enclosure

ORDINANCE NO. ~~XXXXXX~~

AN ORDINANCE REGULATING THE DISCHARGE OF INDUSTRIAL WASTES INTO THE SANITARY SEWAGE SYSTEM OF THE CITY OF PORT ARANSAS; DEFINING TERMS; PROHIBITING THE DISCHARGE OF CERTAIN LIQUID WASTES INTO PUBLIC SEWERS; PROVIDING FOR PERMITS FOR DISCHARGING INDUSTRIAL WASTES INTO A PUBLIC SEWER; REQUIRING CONTROL MANHOLES; AUTHORIZING DISCONNECTION OF WATER AND/OR SANITARY SEWER SERVICE TO PERSONS VIOLATING THIS ORDINANCE; PROVIDING FOR INSPECTION AND SAMPLING OF INDUSTRIAL WASTE; REQUIRING THE PRETREATMENT OF CERTAIN INDUSTRIAL WASTES; AUTHORIZING THE DIRECTOR OF PUBLIC UTILITIES TO DETERMINE THE SUFFICIENCY OF PRETREATMENT; PROVIDING AN ABNORMAL SEWAGE SURCHARGE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; CONTAINING A SEVERABILITY CLAUSE; PROVIDING FOR THE EFFECTIVE DATE AND PUBLICATION OF SAID ORDINANCE.

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4:

1. DEFINITIONS. When used in this Section, these terms shall be defined as follows:

Abnormal Sewage. The term Abnormal Sewage shall mean any industrial waste having a suspended solids or B.O.D. content in excess of that found in normal sewage but which is otherwise acceptable into a public sewer under the terms of this Ordinance.

Abnormal Sewage Permit. By the term Abnormal Sewage Permit is meant a permit approved by and received from the Director permitting the discharge or deposit of abnormal sewage into a sanitary sewer upon payment of a surcharge.

Abnormal Sewage Surcharge. By the term Abnormal Sewage Surcharge is meant the charge levied against any person for services rendered during treatment of abnormal sanitary sewage or waste. This charge is intended to partially defray the added cost of transporting and treating abnormal sewage or waste. This charge shall be in addition to the usual monthly charge for sanitary sewerage service.

B.O.D. (Denoting Biochemical Oxygen Demand). By the term B.O.D. (Denoting Biochemical Oxygen Demand) is meant the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure as specified in "Standard Methods" in five days at 20 degrees Centigrade expressed as parts per million by weight (milligrams per litre).

B.O.D. Strength Index. By the term B.O.D. Strength Index is meant the measure of the biochemical oxygen demand content of sewage in parts per million (milligrams per litre).

Cooling Water. By the term Cooling Water is meant the water discharge from any system of condensation such as air conditioning, cooling or refrigeration. Cooling Water shall not be discharged into any public sewer unless it is unpolluted and below 150° Fahrenheit.

Director. By the term Director is meant the Director of the Public Utilities Department, or his authorized representative.

Domestic Sewage. A combination of water carried wastes, free from ground, surface and storm water and industrial wastes, normally discharging from the sanitary conveniences of dwellings (including apartment houses and hotels), office buildings, factories and institutions.

Garbage. By the term Garbage is meant solid waste from domestic or commercial preparation, cooking or dispensing of food or from the handling, storage and sale of produce.

Industrial Waste. By the term Industrial Waste is meant any and all liquid or waterborne waste from industrial or commercial processes as distinct from normal domestic sewage.

Industrial Waste Permit. By the term Industrial Waste Permit is meant a permit to deposit or discharge industrial waste into any sanitary sewer in the District.

Normal Sewage. By the term Normal Sewage is meant sewage which, when analyzed, shows by weight a daily average of not more than 2708 pounds per million gallons (325 parts per million) of suspended solids and not more than 2708 pounds per million gallons (325 parts per million) of B.O.D., and which is otherwise acceptable into a public sewer under the terms of this Ordinance.

Owner or Occupant. By the term Owner or Occupant is meant the person, firm or public or private corporation, using the lot, parcel of land, building or premises connected to and discharging sewage, industrial wastewater or liquid, into the sanitary sewage system of the District, and who pays, or is legally responsible for the payment of, water rates or charges made against the said lot, parcel of land, building or premises, if connected to the water distribution system of the District, or who would pay or be legally responsible for such payment if so connected.

Person. By the term Person is meant any individual, business entity, partnership, corporation, governmental agency or political subdivision.

pH. By the term pH is meant the logarithm of the reciprocal of the weight of hydrogen ions, in grams per litre of solution, measured and calculated in accordance with "Standard Methods".

Polluted Water or Waste. By the term Polluted Water or Waste is meant any water or liquid waste containing any of the following: Phenols or other substances to an extent imparting taste and odor in receiving waters; toxic or poisonous substances in suspension, colloidal state or solution; noxious or odorous gases; more than 10,000 parts per million, by weight, of dissolved solids; more than 20 parts per million each of suspended solids and/or B.O.D.; color exceeding 50 color units as determined by the platinum-cobalt method; or having a pH value of less than 5.5 or more than 10.5; and/or any water or waste not approved for discharge into a stream or waterway by the appropriate State authority.

Public Sewer. By the term Public Sewer is meant any publicly owned sanitary sewer, storm drain or water course.

Properly Shredded Garbage. By the term Properly Shredded Garbage is meant garbage that has been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than 1/2-inch in any dimension.

Sanitary Sewer. By the term Sanitary Sewer is meant a publicly owned pipe or conduit designed to collect and transport industrial waste and domestic sewage.

Sewage Treatment Plant. By the term Sewage Treatment Plant is meant any arrangement of devices or structures used for treating sewage.

S.S. Strength Index. By the term S.S. Strength Index is meant the measure of the suspended solids content of sewage in parts per million (milligrams per litre).

Standard Methods. By the term Standard Methods is meant the latest edition, at the time of analysis, of "Standard Methods for the Examination of Water and Wastewater" prepared and published jointly by the American Public Health Association, American Waterworks Association and the Water Pollution Control Federation.

Strength Index. By the term Strength Index is meant both the biochemical oxygen demand index and the suspended solids strength index.

Suspended Solids. By the term Suspended Solids is meant solids that either float on the surface of, or in suspension in water, sewage or other liquid and which are removable by laboratory filtering.

Unpolluted Water or Waste. By the term Unpolluted Water or Waste is meant any water or liquid waste containing none of the following: Phenols or other substances to an extent imparting taste and odor in receiving waters; toxic or poisonous substances in suspension colloidal state or solution; noxious or odorous gases; not more than 10,000 parts per million, by weight, of dissolved solids; not more than 20 parts per million each of suspended solids and B.O.D.; color not exceeding 50 color units as determined by the platinum-cobalt method, nor a pH value of less than 5.5 nor higher than 10.5; and/or any water or waste approved for discharge into a stream or waterway by the appropriate State authority.

Wastewater. By the term Wastewater is meant water that has been used by and discharged from an industry, commercial enterprise, household or other water consumer, which water may be either polluted or unpolluted.

2. CERTAIN WASTE PROHIBITED IN PUBLIC SEWERS.

- (a) It shall be unlawful for any person to discharge or cause to be discharged any polluted water or corrosive waste into any storm drain or water course within the District.
- (b) No person shall discharge or cause to be discharged any storm water, ground water, roof runoff, subsurface drainage, or drainage from down spouts, yard drains, yard fountains and ponds, or lawn sprays into any sanitary sewer. No person shall remove the top of a manhole or break into a manhole to permit drainage of ground or surface water into the sewerage system, or for any other purpose. Grease, oil, and sand interceptors shall be provided when they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, any flammable wastes, sand or other harmful ingredients. Where installed, all grease, oil, and sand interceptors shall be maintained by owner, at his expense, in continuously efficient operation at all times. Water from swimming pools, wash racks, unpolluted industrial water, such as water drains, blow-off pipes, or cooling water from various equipment shall not be discharged into sanitary sewers if a closed storm sewer is available. If a closed storm sewer is not available, such water may be discharged into the sanitary sewer by indirect connection whereby such discharge is properly trapped, cooled, if required, and flows into the sanitary sewer at a rate not in excess of 10 gallons per minute, provided that the waste does not contain materials or substances in suspension or solution in violation of the limits prescribed by this Ordinance.

- (c) No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Director that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the Director shall give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, and degree of treatability of wastes in the sewage treatment plant.
- (d) No person shall discharge any waters or wastes containing substances, in such concentrations exceeding limits which may be established by the Director as necessary, after treatment of the composite sewage, to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.
- (e) No person shall discharge or cause to be discharged into any public sewer any of the following described substances, materials, waters or waste:
- (1) Any liquid or vapor having a temperature higher than 150° F (65°C).
 - (2) Any water or waste which contains wax, grease or oil, plastic or other substance that will solidify or become discernibly viscous at temperatures between 32 degrees to 150 degrees Fahrenheit.
 - (3) Flammable or explosive liquid, solid or gas, such as gasoline, kerosene, benzene, naphtha, etc.
 - (4) Solid or viscous substances in quantities capable of causing obstruction in the flow in sewers or other interference with proper operation of the sewerage works, such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, whole blood, paunch manure, hair and fleshings, entrails, lime slurry, lime residues, slops, chemical residues, paint residues, or bulk solids.
 - (5) Any garbage that has not been properly comminuted or shredded. If properly comminuted or shredded, then it may be accepted if suitably pretreated. The installation of any grinder equipped with a motor of 3/4 horsepower or greater shall be subject to review and approval of the Director.

- (6) Any noxious or malodorous substances which can form a gas which, either singly or by interaction with other wastes, is capable of causing objectionable odors or hazards to life or form solids in concentration exceeding limits established in this ordinance, or creates any other condition deleterious to structures or treatment processes, or requires unusual provisions, attentions or expense to handle such material.
 - (7) Any material which may cause excessive discoloration such as, but not limited to, dye wastes and vegetable tanning solutions where the coloration will not be removed by the sewage treatment processes.
- (f) No person shall discharge or cause to be discharged into any public sewer any of the following, except in quantities or concentrations or with provisions as stipulated herein:
- (1) Free or emulsified oil and grease exceeding on analysis an average of 100 parts per million (833 pounds per million gallons) of either or both or combinations of free or emulsified oil and grease, if, in the opinion of the Director, it appears probable that such wastes:
 - (a) Can deposit grease or oil in the sewer lines in such a manner as to clog the sewers;
 - (b) Can overload skimming and grease handling equipment;
 - (c) Are not amenable to bacterial action and will therefore pass to the receiving waters without being affected by normal sewage treatment processes; or
 - (d) Can have deleterious effects on the treatment process due to the excessive quantities.
 - (2) Acids or alkalies which attack or corrode sewers or sewage disposal structures or have a pH value lower than 5.5 or higher than 10.5. In no case shall corrosive waste be discharged into a drain, sanitary sewer, storm sewer or soil waste pipe without being first diluted or neutralized as to render such wastes non-corrosive. These wastes shall be treated by passing through a properly trapped dilution or neutralizing catch basin which shall function automatically.
 - (3) Salts of a heavy metal in solution or suspension in concentrations exceeding the following:

Chromium as Cr -
3 parts per million

OK

Copper as Cu -
3 parts per million

1

Zinc as Zn -
3 parts per million

OK

Nickel as Ni -
3 parts per million

1

Cadmium as Cd -
3 parts per million

0.02

or elements which will damage collection facilities or are detrimental to treatment processes.

- (4) Cyanide or Cyanogen compounds in excess of 2.0 parts per million by weight as Cn.
 - (5) Any water or waste that contains more than 10 parts per million of the following gases: Hydrogen sulphide, sulphur dioxide or nitrous oxide.
 - (6) Radioactive materials, in the absence of a specific permit issued by the Director for the discharge of such waste.
- (g) Any person who refuses to comply with, or who resists or wilfully violates the provisions of this section, shall be served by the Director with a written notice stating the nature of the violation and providing a reasonable time limit for satisfactory correction thereof. Any person who shall continue any violation beyond the time limit shall be guilty of violation of his service contract and shall be summarily disconnected from the sanitary sewer and/or water service, such disconnection and reconnection to be at total expense to the customer. Where acids or chemicals damaging to sewer lines or treatment processes are released to the sewer causing rapid deterioration of these structures or interfering with proper treatment of sewage, the Director is authorized to immediately terminate service by such measures as are necessary to protect the facilities.

3. SPECIAL PROCEDURES RELATING TO INDUSTRIAL WASTE

- (a) Permits. From and after 90 days after the effective date hereof, it shall be unlawful for any person to deposit or discharge industrial waste into any sanitary sewer in the District without having first obtained an Industrial Waste Permit from the District and having complied with all of the applicable provisions hereof. Within 90 days after the effective date hereof, any person desiring to deposit or discharge, or who is now depositing or discharging

industrial waste into any sanitary sewer in the District shall make application to the Director of Public Utilities for a permit. The Director shall approve such applications and grant an Industrial Waste Permit only when the evidence submitted by the applicant demonstrates that the waste or wastewater to be deposited by the applicant in the sanitary sewer will comply with all the regulations of this Ordinance.

- (b) Structures Required. Within 180 days after the effective date hereof, any person discharging industrial waste into a sanitary sewer in the District shall construct a suitable control manhole, downstream from any treatment or storage tanks or other approved works utilized by such person for pretreatment, such control manhole to be for the purpose of facilitating observations, measurements and sampling of all waste created and discharged by such person. The control manhole shall be constructed at a location and in a manner approved by the Director. The control manhole shall be constructed and installed at the expense of the person discharging the waste, and it shall be maintained at the expense of such person at all times in a safe, acceptable and proper operating condition. In the event that no special manhole is required as determined by the Director, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected.
- (c) Disconnection. If any person, depositing or discharging industrial waste into the sanitary sewer fails to secure an Industrial Waste Permit within the time prescribed herein or if any person allows or causes waste of unacceptable quality under the requirements of this Section of the Ordinance to be discharged into any sanitary sewer in the District, the Director is authorized if such person is using District water, to disconnect such person's service line from the District water system and/or the District sanitary sewer system and the same shall only be reconnected at the owner's expense. If such person does not use District water, the Director is authorized to disconnect such person's service line from the District's sanitary sewer system and the same shall only be reconnected at the owner's expense. The Director shall notify the occupant or user of the premises where the waste is generated 24 hours before disconnecting the service line. No sanitary sewer connection or water connection disconnected hereunder shall be reconnected until the condition causing the disconnection has been corrected.
- (d) Inspection. The inspectors, agents or representatives of the District charged with the enforcement of this Ordinance shall be deemed to be performing a governmental function for the benefit of the general public and neither the District, the Director nor the individual inspector, agent or representative shall ever be held liable for any loss or damage, whether real

or asserted, caused or alleged to have been caused as a result of the performance of such governmental function. The owners or occupants of premises where industrial waste is created or discharged into the sanitary sewer shall allow the Director, his inspectors, agents or representatives free access at all reasonable times to all parts of such premises for the purpose of inspection or sampling or the performance of any of their duties hereunder, and the failure or refusal of such owners or occupant to comply with this provision shall be grounds for the disconnection of water and/or sewer service.

- (e) Measurement of Flow. The volume of flow used in computing Abnormal Sewage Surcharges shall be based upon metered water consumption as shown in the records of meter readings maintained by the District. In the event that a person discharging waste into the District's sanitary sewer system produces evidence to the Director demonstrating that a substantial portion of the total amount of water used for all purposes does not reach the District's sewer system, a separate meter or meters may be installed at the owners expense to measure only that portion of the total flow being discharged into the District's system.

Any person discharging industrial waste into the sanitary sewers of the District who procures any part or all of his water supply from sources other than the District, all or part of which is discharged into the sanitary sewer, shall install and maintain at his expense water meters of the type approved by the Director for the purpose of determining the proper volume of flow to be used in computing sewer service charges. Such meters shall be read monthly and tested for accuracy when deemed necessary by the Director. Where it can be shown to the satisfaction of the Director that a substantial portion of the water as measured by the aforesaid meter, or meters, does not enter the sanitary sewer system of the District, then the Director if he so elects, may require or permit the installation of additional meters at the owner's expense in such manner as to measure the quantity of water actually entering the said sanitary sewerage system from the lot, parcel of land, building or premises of such owner or occupant, and the quantity of water used to determine the sewer service charge and Abnormal Sewage Surcharge may be the quantity of water actually entering the sewerage system as so determined.

- (f) Determining the Character and Concentration of Waste. The industrial waste discharge or deposited into the sanitary sewers shall be subject to periodic inspection and sampling as often as may be deemed necessary by the Director. Samples may be collected manually or by the use of mechanical equipment and shall be collected in such manner as to be representative of the character and concentration of the waste under

operational conditions. The laboratory methods used in the examination of said waste shall be those set forth in the Standard Methods. The determination of the character and concentration of industrial waste shall be made by the Director at such times and on such schedules as may be established by the Director. Should an owner or occupant discharging industrial waste to the sanitary sewers desire a determination of the quality of such industrial waste be made at some time other than that scheduled by the Director, such special determination may be made by the Director at the expense of the owner or occupant discharging the waste.

- (g) Special Considerations. If the Director finds that it is not practicable to measure the quantity or quality of waste by the aforesaid meters or monitoring devices, he shall determine the quantity or quality of the waste in any manner or method he may find practicable and agreeable to the owner in order to arrive at the percentage of water entering the sanitary sewerage system of the District and/or the quality of the sewage to be used to determine the sewer service charge and surcharge. The District reserves the right to review and approve any waters or waste now entering the sewer system or proposed to be discharged into the system having an average daily flow greater than 10 per cent of the design flow capacity of the plant which will treat the waste.

4. PRETREATMENT AND SURCHARGE

- (a) Pretreatment: Materials which exert or cause:

- (1) Unusual concentrations of solids or composition; as for example, in total suspended solids of inert nature (such as Fuller's Earth) or in total dissolved solids (such as sodium chloride, or sodium sulfate);
- (2) Excessive discoloration;
- (3) Unusual biochemical oxygen demand or an immediate oxygen demand;
- (4) High hydrogen sulfide content; or
- (5) Unusual flow and concentration;

shall be pretreated to a concentration acceptable to the District, if such wastes can (a) cause damage to collection facilities, (b) impair the processes, (c) incur treatment cost exceeding those of normal sewage, or (d) render the water unfit for stream disposal or industrial use. Where discharge of such wastes to the sanitary sewer are not properly pretreated or otherwise corrected the Director may (a) reject the wastes or terminate the service of water or sanitary sewer,

(b) require control of the quantities and rates of discharge of such wastes, or (c) require payment of surcharges for excessive cost for treatment provided such wastes are amenable to treatment by normal sewage plant facilities operated by the District.

It shall be the responsibility of any person, owner or occupant discharging waste into the sanitary sewerage system of the District to furnish the Director with drawings or plans and specifications in such detail as he may require to determine if the pretreatment structure planned by such person, or in use by such person, is suitable for the purpose intended. However, the approval of such plans by the Director will in no way relieve such person of the responsibility for modifying the structure once constructed as necessary to produce an effluent acceptable to the District under the terms of this Ordinance. Pretreatment facilities shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

(b) Abnormal Sewage Surcharge: Persons generating Abnormal Sewage which exhibit none of the characteristics of wastes prohibited in Paragraph 2 other than excessive B.O.D. or suspended solids but having a concentration for a duration of fifteen minutes greater than four times that of "normal" sewage as measured by suspended solids and biochemical oxygen demand (B.O.D.) or a concentration during a twenty-four hour period average of suspended solids or B.O.D. content in excess of "normal" sewage as defined in Paragraph 1 as "normal" domestic sewage shall be required to pretreat the industrial wastes to meet the requirements of "normal" sewage; however, such wastes may be accepted for treatment if all the following requirements are met:

- (1) The wastes will not cause damage to the collection system.
- (2) The wastes will not impair the treatment processes.
- (3) The donor of the wastes enters into a contractual agreement with the District providing for a surcharge over and above published sewer rates.

Before establishing a surcharge, the owner must be notified in writing that the waste discharge from his property exceeds the maximum limits as established in this Ordinance. If after three consecutive monthly inspections the quality has not been brought within the maximum allowed, the customer must enter into a surcharge agreement or be disconnected from the District's sanitary sewer system. Thereafter the flow will be routinely inspected and if found below the maximum allowed, will be checked for three consecutive months. If found to remain below the maximum allowed, then the surcharge may be adjusted downward. In any event, the surcharge will be reviewed at the end of each calendar year and adjusted in accordance with the following formula.

Computations of each surcharge shall be based on the following:

The weight of water (8.34 lbs. per gal.) entering the sewer system, times .013 (annual unit cost per pound for removal of one pound of B.O.D. or suspended solids), times B.O.D. plus suspended solids in excess of the normal maximum of 325 parts per million.

$\text{gal w} \times 8.34 \times .013 \times (\text{B.O.D.} - 325 + \text{S.S.} - 325) = \text{surcharge } (\$).$

Abnormal sewage surcharges payable under this paragraph shall be as follows:

Commencing 90 days from the date of this Ordinance, 33 percent of charges computed by formula.

Commencing 6 months from the date of this Ordinance, 66 percent of charges computed by formula.

Commencing 12 months from the date of this Ordinance, 100 percent of charges computed by formula.

If the strength index for either B.O.D. or S.S. is less than the normal strength index for that category, then there shall be no surcharge for that category, nor shall there be credit given to the total surcharge.

5. All ordinances or parts of ordinances in conflict herewith shall be and are hereby repealed.
6. If for any reason any section, paragraph, subdivision, clause, phrase, or provision of this Ordinance shall be held invalid, it shall not affect the remaining provisions of this or any other ordinance of the District.
7. This ordinance shall take effect from and after its publication one time in the official publication of the District, which publication shall contain the caption stating in summary the purpose of the Ordinance and the penalty for violation thereof.

PASSED AND APPROVED this 9 day of March,

1971.

Don Ray Farley
President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

H. L. Ward
Secretary

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ENVIRONMENTAL PROTECTION AGENCY WATER QUALITY OFFICE Region VI, Dallas, Texas	
These documents supporting a Federal construction grant application under the provisions of the Federal Water Pollution Control Act (33 USC 466 et. seq.), as amended, have been reviewed and approved with respect to program requirements.	
<u>[Signature]</u> Reviewing Engineer	<u>8/24/71</u> Date
_____ Program Director	_____ Date

copy of original amendment of July 27, 1971

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE NUECES
COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4:

Section 1:

The ordinance passed and approved by the Board of Directors
of the Nueces County Water Control and Improvement District
No. 4 on the 27 day of MARCH, 1971 regulating the
discharge of industrial wastes into the district's sanitary
sewage system is hereby amended in the following respects:

a) In the title or caption of the ordinance where it is stated
"An ordinance regulating the discharge of industrial wastes into
the sanitary sewage system of the City of Port Aransas...."

such title or caption is hereby changed so as to read: "An
ordinance regulating the discharge of industrial wastes into
the sanitary sewage system of Nueces County Water Control and
Improvement District No. 4 in and near the City of Port
Aransas, Texas....."

b) Paragraph II (f)(3) regarding elements shall be amended
as follows:

That portion of the ordinance now reading "Copper as Cu 3 parts
per Million" shall hereafter read: "Copper as Cu 1 part per Million."

That portion of the Ordinance now reading "Nickel as Ni 3 parts
per Million" shall hereafter read: "Nickel as Ni 1 part per Million."

That portion of the ordinance now reading "Cadmium as Cd 3 parts
per Million" shall hereafter read: "Cadmium as Cd 0.02 parts
per Million."

c) A new paragraph shall be added to the ordinance, the new

paragraph to be numbered (h) and to follow the paragraph now identified as II(g) and the new paragraph to read: "Any person violating any of the provisions of the ordinance shall be liable to the District for any expense, loss or damage occasioned the District by reason of such violation."

Section 2: This amending ordinance shall be effective upon its passage and approval.

PASSED AND APPROVED this the 27 day of July 1971

Don Ray Farley
President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

J. H. Wind
Secretary

MINUTES OF SPECIAL MEETING

Sept, 20, 1971

STATE OF TEXAS (

CITY OF PORT ARANSAS (

COUNTY OF NUECES (

On this the 20th day of September, 1971, the Nueces County Water Control and Improvement District No. 4, convened in a Special meeting, called to order at 7:00 P.M., there being present and in attendance the followint to-witt:

	Don Roy Farley	President
	Andrew Dallas	Vice-President
	H.L. Ward	Secretary
	Carl Castell	Director
ABSENT:	Carl Peterson	Director
VISITORS:		
	Laddie Janecek	Financial advisor
	Steve Frishman	Reporter

Minutes of the last meeting were read and approved as set forth.

Motion was made by H.L. Ward, seconded by Andy Dallas, to accept a resolution authorizing applection for State financial assistance for the sale of Bonds and Federal Grant. Motion was carried by the following vote:

AYES:	Don Roy Farley
	Andy Dallas
	H.L. Ward
	Carl Castell

NOES:	None
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The above mentioned resolution copy is attached and becomes part of minutes. Following is a letter from Mr. Reed with the Fish and Wildlife Service to the members of the Board:

September 15, 1971

Nueces County Water Control & Improvement
District No.4
Port Aransas, Texas 78373

Gentlemen:

Information indicates you may proceed to furnish domestic water and sewage services for the Aransas Marine Laboratory.

The contract for the construction of the building has been awarded to Jones-Brazelton Construction Company of Corpus Christi. The contract completion time is 365 days.

It is in order for you, at your convenience, to construct and provide the services described in the agreement of August 11, 1971.

Upon presentation of your invoice for providing the service to ourconnection point, we will promptly make the \$4,850.00 available.

Sincerely yours,

Tom Reed
Regional Engineer

Don Roy will contact McCoughn & Ethridge concerning this tomorrow.

Following is a letter from Mr. Miller, with the U.S. Department Of Commerce.

September 14, 1971

Mr. Don Roy Farley
Nueces County Water Control & Improvement
District No. 4
P.O. Box 128
Port Aransas, Texas 78373

Dear Mr. Farley

Your letter authorizing the withdrawal of the proposed project for the Nueces County Water Control and Improvement District No. 4 has been received and the project has been dropped from further consideration. Your interest in our program has been appreciated and of in the future we can be of assistance, please advise.

We are returning to you under separate cover items submitted with your application.

Sincerely,

A. L. Miller
Acting Director
Southwestern Region, EDA

Following is a letter from Mr. Garcia's lawyer, Mr. Anthony J. Ferro, which was recieved in our office Sept.9,1971, the original being sent to Dick Hatch the same day.

September 10, 1971

Nueces County Water Control
and Improvement District No.4
Port Aransas, Tex as 78373

Dear Sirs:

Your letter dated August 23, 1971, to Mr. N.G. Garcia, 602 Taft Blvd, San Antonio, Texas, has been placed in my hands for reply. Mr. Garcia and I discussed at length the allegations in your letter with regards to water furnished to his trailer. Mr. Garcia has informed me that he had made arrangements with his neighbor to hook on to his water and that it was not necessary to to jump the meter for the purpose of obtaining water. He further states that the people that he hired to clean the place were only there for a weekend and that when they returned thay informed him that water was being supplied to the trailer through a garden hose and that ti was not necessary to bother the neighbor. He futther states that the only time that the trailer has been occupied was at such times that he has sent people to work on the premises. That at no time has anyone remained there for a period of two(2) weeks. Whether or not someone has been using the trailer without his permission he does not know, and he does not know who jumped the meter in order to obtain water for use at the trailer.

Mr. Garcia fully realizes that the loss of the water which was used at his trailer is not your fault, and would like to reach some kind of an agreement with you, with regards to the charges but feels that \$100.00 is way in excess of any water that might have been used. He states that at all times while receiving your services that the amount of the bill never exceeded the minimum of \$4.50. He further states, that he will be glad to remit to you the nimum service charge fot the year of September 1970 to September 1971. If this meets with your approval, please bill Mr. Garcia for same and he will forward you a check in payment thereof.

Very truly yours,

Anthony J. Ferro

Damage from Hurricane Fern is as follows:

LIFT STATION #3	one 10HP Wemco Submergable pump	\$1481.00
LIFT STATION #1	one 5HP Wemco	937.00
ELICTRICAL WORK ON TOWER AND PUMP STATIONS		75.20
WATER LOSS FROM TOWER		
8" Sewer Cave-in on Ave. "F"		1000.00
8" Sewer Cave-in on 7th St.		400.00
Overtime, weekend) one man		33.25

Letha please contact the arrears customers before cut off date. (After we contacted Andy Dallas and Don Roy Farley anout the majority of the arrears customers being out of town, we were told to disregard this statement.)

Motion was made by Andy Dallas, Seconded by Carl Castell, to buy a 60kw generator after a through inspection of same. Motion carried as follows:

AYES:

Don Roy Farley
Andy Dallas
H.L. Ward
Carl Castell

NOES:

None

An ammended permit from the Texas Quality Board concerning the disposal of waste materials has been received and copies of this are attached and become a permanent part of these minutes.

The following letter was recieved from Mr. Jerry W. Smith, with the Texas Water Wuality Board:

September 9, 1971

Mr. Don Roy Farley, President
Board of Directors
Nueces County Water Control and
Improvement District No.4
Post Office Box 507
Port Aransas, Texas 78373

Through: Texas Water Quality Board

Re: WPC- TEx- 695

Dear Mr. Farley:

Enclosed please find and approved copy of each of the following ordinances:

1. Industrial waste Ordinance dated March 9, 1971
2. Ordinance dated July 27,1971 amending the above industrial waste ordindnce.

The enforcement of these ordinances should effectivaley protect your sanitary sewer system.

Thank you for your interest and cooperation in meeting our program requirements. Please send us a copy of your industrial waste ordinance for our files.

Sincerely,

Jerry W. Smith, P.E.
Air and Water Programs Division

Copy of Ordinance of industrial waste March 9,1971 will be sent to E.P.A. Another copy will be made and will be attached and become a permanent part of these minutes.

There being no further business to come before the Board, upon motion duly made,seconded and unanimously carried, the meeting was adjourned at 9:00P.M.

Nueces County Water
Control & Improvement
Disttict No. 4


Don Roy Farley, President

ATTEST:

H.L. Ward, Secretary

RESOLUTION AUTHORIZING APPLICATION FOR
STATE FINANCIAL ASSISTANCE BY SALE OF
BONDS AND FEDERAL GRANT

THE STATE OF TEXAS X NUECES COUNTY WATER CONTROL AND
 X
COUNTY OF NUECES X IMPROVEMENT DISTRICT NUMBER 4

ON THIS, the 20 day of September, 1971, the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 convened in special session, being open to the public, at the regular meeting place at Port Aransas, Texas, with the following members of the Board present:

DON ROY FARLEY	PRESIDENT
ANDREW J. DALLAS	VICE PRESIDENT
H. J. WARD	SECRETARY
CARL "PETE" PETERSON	DIRECTOR
CARL CASTELL	DIRECTOR

and the following absent: Peterson,
constituting a quorum; when, among other proceedings had, the following resolution was adopted:

A RESOLUTION by the Board of Directors of Nueces County Water Control and Improvement District Number 4 authorizing application to the Texas Water Quality Board for State financial assistance by sale of bonds and Federal grant.

WHEREAS, Nueces County Water Control and Improvement District Number 4 proposes to issue and offer for sale to the Texas Water Development Board its bonds totaling \$90,000 principal amount as security for a State loan of water quality enhancement funds for use in construction of its sewage treatment works project as provided in Subchapter G of the Texas Water Quality Act (Article 7621d-1, R.C.S. of Texas); and

WHEREAS, under the joint rules, regulations and policies of the Texas Water Quality Board and Texas Water Development Board relating to financial assistance for construction of treatment works, it is necessary that the Board of Directors authorize submission of application for said State financial assistance designating the official representative for executing the application and appearances before the Texas Water Quality Board; therefore,

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4:

THAT the President of this Board, Mr. Don Roy Farley, be and he is hereby authorized and directed to prepare, make and execute an appropriate application in writing, addressed to the Texas

Water Quality Board requesting its approval of purchase of the District's bonds in the total principal sum of \$90,000 by the Texas Water Development Board as security for its State loan of water quality enhancement funds for construction of the District's sewage treatment works project in accordance with engineering plans and specifications to be approved by the Texas Water Quality Board.

The foregoing resolution having been read in full, Mr.

Ward moved its adoption. Mr. Dallas seconded the motion and, upon the question being called for, the following Directors voted "AYE": Messrs. Farley, Dallas, Ward, ~~Peterson~~ and Castell; and none voted "NO".

PASSED AND ADOPTED, this the 20 day of September, 1971.

Don Ray Farley
President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

ATTEST:

H. L. Ward
Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

CERTIFICATE OF SECRETARY

THE STATE OF TEXAS X
X
COUNTY OF NUECES X

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4

I, the undersigned, Secretary of the Board of Directors of Nueces County Water Control and Improvement District Number 4, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of a resolution authorizing application for State financial assistance by sale of bonds and Federal grant (and minutes pertaining to its adoption), which resolution was passed and adopted by the Board of Directors of said District on the 20 day of September, 1971, and appears of record in Volume 5 of the Minutes of said Board of Directors.

I FURTHER CERTIFY that the aforesaid resolution was passed at a meeting held after written notice thereof stating the date, place and subject had been posted for more than three days preceding the day of the meeting at the Administrative Office on a bulletin board located at a place convenient to the public and had been timely delivered to the County Clerk of Nueces County in such manner as to afford that official time to post the same on a bulletin board located at a place convenient to the public in the County Courthouse, all in compliance with the provisions of Section 3A, Article 6252-17, V.A.T.C.S.

WITNESS MY HAND AND THE SEAL OF SAID DISTRICT, this the 20 day of September, 1971.

J. H. Ward

Secretary, Board of Directors
Nueces County Water Control and
Improvement District Number 4

(District Seal)

September 20, 1971

State of Texas {
County of Nueces {

A motion was made by Mr. Dallas and seconded by Mr. Castell

That FIRST SOUTHWEST COMPANY be given a thirty (30) day option, effective as of this date, to purchase at \$970.00 per \$1,000.00 Bond, \$150,000 Nueces County Water Control and Improvement District #4 Sewer Improvement General Obligation Bonds maturing \$15,000 each year 1984 and 1985, \$220,000 each year 1986, 1987 and 1988, and \$30,000 each year 1989 and 1990 bearing interest at 7.50%.

Upon the question being called for, the following Directors voted "AYE" Farley, Dallas, Ward, Peterson and Castell; and none voted "NO".

Passed and adopted this 20th day of September, 1971.

Don Ray Farley
President, Board of Directors

W. K. Ward
Secretary, Board of Directors

WAIVER OF NOTICE AND CONSENT TO SPECIAL MEETING

WE, the undersigned, being all the members of the Board of Directors of Nueces County Water Control and Improvement District Number 4, DO HEREBY WAIVE NOTICE of a special meeting of said Board to be held at 7:00 o'clock A.M., on the 20 day of September, 1971, and DO WARRANT the holding of such meeting and the transaction of any and all business that may come before such meeting, including passage of a resolution **authorizing application for State financial assistance by sale of bonds and Federal grant.**

DATED at Port Aransas, Texas, this the 20 day of September, 1971.

Don Ray Failey
President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

Andrew J. Dallas
Vice President, Board of Directors

H. L. Ward
Secretary, Board of Directors

Carl Costello
Director

Carl Peterson
Director

Regular Meeting of
September 8, 1971

THE STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 8th day of September 1971, the Board of Directors for the Nueces County Water Control and Improvement Distict #4, convened in a regular session, There being present and in attendance all memebers to-witt:

Don Roy Farley	President
Andrew J. Dallas	Vice President
H.L. Ward	Secretary
Carl Peterson	Director
Carl Castell	Director

with the following Guests present:

Gail Holman	Water Supertendant
Richard Hatch	Attorney at Law
Steve Freishman	Reporter

Minutes for the meeting of August 25th was read by Mr Farley. Motion was made by Mr. Dallas, seconded by Mr Castell to accept the minutes as read and motion was carried.

The Tax Roll was presented for the year of 1971 as follows:

NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT #4
COMPARISON OF TOTAL VALUE
1970---1971

	1970	1971	INCREASE OR DECREASE (-)
Real Property	\$ 8,467,237	\$ 9,861,744	\$ 1,394,507
Personal Property	430,110	613,467	183,357
Gas, Oil, Utilities and Industrials	2,036,820	2,145,671	108,851
	<u>\$10,934,167</u>	<u>\$12,620,882</u>	<u>\$ 1,686,715</u>

Motion was made by Mr Ward, seconded by Mr Dallas to accept the Tax Roll as presented, Motion was carried unanimously.

After a full discussion motion was made by Mr. Peterson, seconded by Mr. Ward for Mrs. Manchen to file a clain in Bankrutcy Court against George Loe, formerly Surfboards by Loe as follows;

UNITES STATES OF AMERICA, SOUTHERN DISTRICT OF TEXAS IN THE UNITED STATES
DISTRICT COURT IN AND FOR SAID DISTRICT IN THE MATTER OF

GEORGE MILLAGE LOE
Formerly dba Surfboards by Loe
BANKRUPTCY

NO. 71-C-39 In Bankruptcy

PROOF OF CLAIM

State of Texas
County of Nueces

At Port Aransas, in the Southern District of Texas on the 8th day of

September, 1971, came Mrs. Letha Manchen of Port Aransas, in the County of Nueces, and the State of Texas who on oath states:

(1) She is Secretary of the Nueces County Water Control and Improvement District No.4, a corporation under the laws of the State of Texas, and that the said Nueces County Water Control and Improvement District No.4 hereinafter known as district is doing business at the place, County and State aforesaid, and that the affiant, Mrs. Letha Manchen, is duly authorized to make this PROOF OF CALIM, and that said bankrupt was, at and before the time the petition in bankruptcy was filed herein, and still as justly and truly indebted to the said district in the sum of \$68.00. That the consideration of said debt is for the furnishing of water and sewer service to the bankrupt.

That no part of said debt has been paid, nor are there any set-offs or county claims to same, except such as shown by statement attached, marked "Exhibit "A" and made a part of this proof. That deponent has not, nor has any person by her order, or to the knowledge or belief of said affiant, for the district's use, had or received any manner of security for said debt whatever. That no judgement has been rendered on said debt, nor has any note been received for such account.

Mrs. Letha Manchen

Subscribed and sworn to before me this 13th day of September, 1971

Natalia Smith
Notary Public, Nueces County, Texas

POWER OF ATTORNEY

The undersigned hereby constitutes and appoints Mrs. Letha Manchen and Richard D. Hatch, or any of them, to attend any and all meetings of creditors of the bankrupt aforesaid, for and in the name of above deponent, to vote for or against any proposal or resolution that may be then submitted under the Acts of Congress relating to bankruptcy; and in the choice of Trustee or Trustees of the said bankrupt, and for the deponent to assent to such appointment of Trustees; also to accept any composition by said bankrupt in satisfaction of his debts and to receive payment of dividends and of money due the undersigned under any composition; and for any other purpose in the deponent's interest whatsoever with full power of substitution. IN WITNESS WHEREOF, the power of attorney is executed this 8th day of September, 1971.

Nueces County Water Control and
Improvement District #4

Acknowledged before me,
Board of Directors, this the 13th day of September, 1971

By: Don Roy Farley, President,

Natalia Smith
Notary Public in and for
Nueces County, Texas.

The second week in July, 1971 a piece of green hose with adhesive tape on each end was found beside the water meter connection of Mr. N.G. Garcia, however this was not connected but indicated that it had been. On September 25, 1971 a new hose and new hose connections was found to be connected where Mr. Garcia's meter had been removed in October of 1971, and was diverting unauthorized use of water. This hose was removed by Mr. Holman, and a picture was taken by Mrs. Manchen. Mr. Garcia was billed \$100.00 for illegal use of water for the past year.

VERNON'S CIV. ST. ARTICLE 1056
Diverting from Meters

Whoever, intentionally, by any means or device, prevents electric current, water or gas from passing through any meter belonging to a person, corporation or company engaged in the manufacture or sales of electricity, water or gas, for lighting, power or other purposes, furnished such person to register the current of electricity, water or gas, passing through meters, or intentionally prevents a meter from duly registering the quantity of electricity, water or gas supplied, or in any way, interferes with its proper action or just registration, or without the consent of such person, corporation, or company, intentionally diverts any electric current from any wire, or water or gas from any pipe or pipes of such person, corporation, or company, or otherwise intentionally uses, or cause to be used, without the consent of such person, corporation or company any electricity or gas manufactured

or water produced or distributed, by any person, corporation or company, or any person who retains possession of, or refuses to deliver, any meter, lamp, or other appliances which may be, or may have been loaned them by any person, corporation or company for the purpose of furnishing electricity, water or gas, through the same with the intent to fraud such person, corporation or company, shall for every such offence be fined not less than twenty-five nor more than one hundred dollars. The presence at any time, on or ~~about~~ about any such meter, wire or pipe of any device or pipes or wires resulting in the diversion of electric current, water or gas, as above defined or resulting in the prevention of the proper action or just registration of the meter or meters, as above set forth, shall constitute prima facie evidence of knowledge on the part of the person having custody and control of the room or place where such device or pipe or wire or of the existence thereof and the effect thereof and shall further constitute prima facie evidence of intention on the part of such person to defraud and shall bring such person prima facie within scope, meaning and penalties of this article. Acts. 1905, p. 205; Acts 3rd C.S. 1917, p. 107; Acts 1923, p. 224.

The Board agreed to have Mrs. Letha Manchen and Mr Dick Hatch pursue the issue of jumping the meter in regards to Mr. Garcia.

Mr. Farley read the bids from Alleid Fence Company and Hurricane Fence Company to install a fence around the water storage tanks in Port Aransas and the water pump house in Aransas Pass, Texas. The Board agreed that it would be better to get bids again from these companies after D-B Engineering Company surveys the property. The present bids were tabled at this time.

Mr. Farley read the following letter from Mr. William B. Brogden

Dear Sirs:

Last week I had trouble with my septic tank so I had a plumber connect my drain to a line which runs from my neighbors house and supposedly connects to the City sewer system at the lift station which serves Island Retreat condominium. I suppose this means that you will have to bill me for sewer charges starting with this month.

Thanks

Signed: Wm. R. Brogden

~~XX~~

Mr. Bullard with the E.D.A Requested a formal letter stating that the Water District desires to withdraw their application for Federal Aid. The following letter was written after a telephone conversation with Mr. Laddie Janecek.

September 3, 1971

Mr. Millard K. Neptune
Regional Director
Economic Development Administration
702 Colorado Street
Austin, Texas, 78701

Dear Mr. Neptune:

This is to advise that the Nueces County Water Control and Improvement District #4, in Port Aransas, Texas, is withdrawing its application for Federal Grant through the E.D.A for lateral sewers to serve a portion of the City of Port Aransas.

In early August when Mr. Laddie Janecek, First Southwest Company and Mr. Frank Mc Caughan, Engineer for the District was in Austin to meet with the E.D.A. officials, E.D.A indicated no assurance as to when grant funds would be forthcoming. The Nueces County Water Control and Improvement District can wait no longer to complete this project and therefore has decided to finance it themselves.

Thanking you for your assistance and courtesy.

Very truly yours,

Nueces County Water Control and
Improvement District #4

(Signed) Don Roy Farley
President

Mrs. George Walton complained about her water bill being so high and she has not been bown since February.

Due to the fact that the water meter has been checked several times by the men from the water office and has found water sprinklers on and water running down the streets, the Board agreed that the water was being used and an adjustment was not due.

There being no fūrther business to come before the Board , upon motion duly made, seconded and unanimously carried, the meeting was adjourned at 9 p.m.

Nueces County Water Control and
Improvement District #4

Don Roy Farley
Don Roy Farley, President

ATTEST:

H.L. Ward
H.L. Ward, Secretary

MINUTES OF REGULAR MEETING
August 25, 1971

STATE OF TEXAS X
CITY OF PORT ARANSAS X
COUNTY OF NUECES X

On this the 25th day of August, 1971, the Board of Directors for the Nueces County Water Control and Improvement District #4, convened in a regular meeting with the following members present, to-wit:

Don Roy Farley	President
Andrew Dallas	Vice President
H.L. Ward	Secretary
Carl Castell	Director
Carl Peterson	Director

Visitors were:

Gail Holman	Water Superintendent
Steve Frishman	Reporter

Meeting was called to order at 7:00 P.M.
Minutes of the last meeting were read and approved as set forth.

A lengthy discussion was held concerning the N. G. Garcia property, and the use of a jumper placed on our water line. It was decided to advise Letha not to take any action on this matter until Dick Hatch advises us as to the legal aspects of the case.

After talking to Mr. Dick Hatch on the phone, Don Roy informed the Board members that Mr. Hatch would send us some information concerning the proper use of the interest earned on the CD notes.

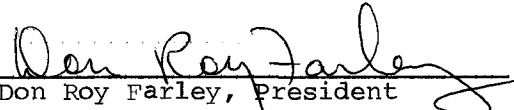
Motion was made by Andy Dallas to purchase (2) two Lift Station Pumps (5 horse power) at once, seconded by Carl Peterson and carried by the following vote:

AYES:	Don Roy Farley
	Andrew Dallas
	H.L. Ward
	Carl Castell
	Carl Peterson


NOES:	none
-------	------

There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried, meeting as adjourned at 9:00 P.M.

Nueces County Water Control and
Improvement District Number 4


Don Roy Farley, President

ATTEST:


H.L. Ward, Secretary

MINUTES OF SPECIAL MEETING

August 18, 1971

STATE OF TEXAS X

CITY OF PORT ARANSAS X

COUNTY OF TEXAS X

On this the 18th day of August, 1971, the Nueces County Water Control and Improvement District No. 4, convened in a special meeting, called to order at 7:15 P.M., there being present and in attendance the following to-witt:

Don Roy Farley	President
Andrew Dallas	Vice-President
H.L. Ward	Secretary
Carl Castell	Director
Carl Peterson	Director

Minutes of the August 11th meeting read and approved as set forth.

Motion made by Carl Peterson, seconded by Carl Castell, that in answer to Mr. J. P. Morrow's letter, our policy being what it is, does not cover any reductions in rates for any breaks in lines for water or sewer, so we request Mr. Morrow to pay the bill at present. Motion was carried by the following vote:

AYES	Don Roy Farley
	Andrew Dallas
	H.L. Ward
	Carl Peterson
	Carl Castell

NOES:	none
-------	------

Motion made by Carl Peterson, seconded by Carl Castell, to have property surveyed, and the fences measured before excepting further bids on said fences. Motion was carried by the following vote:

AYES	Don Roy Farley
	Andrew Dallas
	H.L. Ward
	Carl Peterson
	Carl Castell

Noes:	none
-------	------

Upon passing the above motion, the following Bids were tabled:

Hurricane Fence Co.	\$2496.00
(Port Aransas & Aransas Pass)	
Allied Fence Co.	\$2389.00
(Port Aransas Only)	

A discussion was held concerning the sewer rates, and what changes were to be made. It was agreed to have the girls in office to rebilleveryone. Credit will be given where credit is due.

Motion was made by Andy Dallas, seconded by Carl Peterson, to adopt the following sewer rates: Resolution and Order executing the new sewer rates was accepted and becomes a permanent part of these minutes.

RESIDENT:

\$3.00 base for up to 10,000 gallons used
.15 per thousand for all over 10,000 gallons used.

COMMERCIAL:

\$5.50 base for up to 10,000 gallons used.

.15 per thousand for all over 10,000 gallons used.

The above motion was carried by the following vote:

AYES:

Don Roy Farley
Andrew Dallas
H.L. Ward
Carl Peterson
Carl Castell

NOES:

none

The matter of Mr. Roger Moya's septic tank is to handled by the Health Department.

The budget was tabled until the next regular meeting.

There being no further business to come before the board, upon motion duly made and seconded, and unanimously carried, the meeting adjourned.

Nueces County Water Control
& Improvement District No.4

Don Roy Farley
Don Roy Farley, President

ATTEST:

H.L. Ward
H.L. Ward, Secretary

10/13, 1971

Honorable Jesse James
Treasurer of the State of Texas
State Finance Building
Austin, Texas 78700

In re: Nueces County Water Control and Improvement
District Number 4 Sewer General Obligation
Bonds, Series 1971, dated October 10, 1971,
Bonds Numbered 1 Through 18 - \$90,000

Dear Sir:

The Texas Water Development Board has purchased the above-described bonds from our District, and you will receive the bonds from The American National Bank of Austin which has been authorized to deliver them to you from the Office of the Comptroller.

When arrangements have been completed for payment of the bonds, this will be your authority to deliver them to a representative or representatives of the Texas Water Development Board. We have advised Mr. Burger, Development Fund Manager of that Board, that we would like to have the State warrant made payable to The American National Bank of Austin for the account of the Nueces County Water Control and Improvement District Number 4.

Thanking you for your assistance, we are,

Very truly yours,

President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

Collect

Fidelity Orion Skin

100% cotton

10/13, 1971

Mr. L. T. Janacek
First Southwest Company
614 South Texas Building
San Antonio, Texas 78205

In re: Nueces County Water Control and Improve-
ment District Number 4 Sewer General
Obligation Bonds, Series 1971, dated
October 10, 1971, Bonds Numbered 1
Through 18 - \$90,000

Dear Sir:

Enclosed you will find three executed but undated copies of form of receipt of payment relating to the bonds described above. At such time as those bonds have been delivered and The American National Bank of Austin has received the State warrant in payment therefor, you are authorized to date and release the enclosed receipts of payment.

Should any litigation having any effect upon the subject bonds develop, or should any type petition or request be submitted for a referendum prior to the time the bonds are paid for, we, the undersigned, will notify you at once by telephone and by telegraph. You may thus be assured that there is no such litigation at the time the bonds are delivered unless you have been advised otherwise in the manner aforementioned.

Thanking you for your assistance in this matter, we
are,

Very truly yours,

President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

Secretary, Board of Directors

10/13, 1971

**The American National Bank of Austin
Post Office Box 2266
Austin, Texas 78767**

**In re: \$240,000 Nueces County Water Control and
Improvement District Number 4 Sewer
General Obligation Bonds, Series 1971,
dated October 10, 1971**

Gentlemen:

You will receive the registered bonds of the above series from the Comptroller of Public Accounts, and this will be your authority to deliver bonds numbered 1 through 18, aggregating \$90,000, to the Treasurer of the State of Texas for the account of the Texas Water Development Board, the purchaser thereof. We are requesting the Development Fund Manager of the Texas Water Development Board, Mr. Danny Burger, to have the State warrant in appropriate amount made payable to your Bank for the account of the Nueces County Water Control and Improvement District Number 4. Therefore, you are authorized to receive the proceeds of the bonds from the State Treasurer and deposit them to the account of that District. Mr. L. T. Jancsek of First Southwest Company, Financial Advisors for the District, will be in Austin at the time of closing to tender appropriate receipt of payment.

You are further authorized to deliver bonds numbered 19 through 48 of this series to the purchasers thereof, **FIRST SOUTHWEST COMPANY, Dallas, Texas, AND ASSOCIATES**, or their order, upon payment therefor at the price of 97 and accrued interest to date of delivery, said payment to be made in immediately available funds and transmitted to the depository bank by the fastest available means. Three executed but undated forms of receipt of payment relating to these bonds are enclosed. When the bonds have been taken up and paid for, kindly date and release all copies to Messrs. Dumas, Huguenin and Boothman, Attorneys, Dallas, Texas. We anticipate that a member of that firm will be in Austin at that time to tender their approving opinion relating to this series of bonds.

The American National Bank of Austin

Page 2

Thanking you for your assistance in this matter,
we are,

Very truly yours,

President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

10/13, 1971

Mr. Danny Burger
Development Fund Manager
Texas Water Development Board
Post Office Box 12386
Capitol Station
Austin, Texas 78711

In re: Nueces County Water Control and Improvement
District Number 4 Sewer General Obligation
Bonds, Series 1971, dated October 10, 1971,
Bonds Numbered 1 Through 18 - \$90,000

Dear Mr. Burger:

For your information I am pleased to enclose copies of letters regarding subject bonds which we have addressed to The American National Bank of Austin and to the State Treasurer.

When the bonds have been presented to the State Treasurer by The American National Bank and have been checked by you and you are ready to accept delivery thereof, please arrange to present The American National Bank of Austin a State warrant in appropriate amount, made payable to that Bank for the account of the Nueces County Water Control and Improvement District Number 4.

We anticipate that a member of the firm of Dumas, Huguenin and Boothman, Dallas, Texas, our Bond Counsel, will be in Austin for the closing and will at that time supply you that firm's approving opinion together with a copy of the signatures and no-litigation certificate relating to the bonds. Mr. Janacek, of First Southwest Company, will also be present and will be prepared to furnish a receipt of payment.

Thanking you, we are,

Very truly yours,

President, Board of Directors
Nueces County Water Control and
Improvement District Number 4

STATEMENT OF TAXABLE VALUES

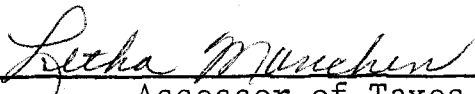
THE STATE OF TEXAS }
COUNTY OF NUECES }

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4

I, the undersigned, Assessor of Taxes of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, Nueces County, Texas, DO HEREBY CERTIFY that the assessed valuation of taxable property in said District, as shown by the tax rolls of said District for the year 1971, which have been duly approved, and which is the latest official assessment of said District, is as follows:

TOTAL REAL AND PERSONAL PROPERTY
VALUATIONS \$ 12,620,882

WITNESS MY HAND AND THE SEAL OF SAID DISTRICT, this the
13th day of October, 1971.



Assessor of Taxes
Nueces County Water Control and
Improvement District Number 4

(District Seal)

CERTIFICATION FOR MONTHLY ENGINEERING ESTIMATE

Date _____

Estimate No. _____ for period _____ to _____

Name of Project	Location
-----------------	----------

Contract No.	Date Contract Awarded
--------------	-----------------------

Environmental Protection Agency Project No. WPC

I hereby certify that all of the contract requirements as specified under the labor standards have been complied with by _____ (name of contractor) _____ as principal contractor and by each subcontractor employing mechanics or laborers at the site of the work, or there is an honest dispute with respect to the required provisions.

(Signature)

(Title)

CG-98
(Rev. 11-2-67)

Attachment #2

NOTICE TO LABOR UNIONS OR OTHER ORGANIZATIONS OF WORKERS
NONDISCRIMINATION IN EMPLOYMENT

TO: _____
(Name of union or organization of workers)

The undersigned currently holds contract(s) with _____
(Name of applicant)

involving funds or credit of the United States Government or subcontracts with a
prime contractor holding such contract(s).

You are advised that under the provisions of the above contract(s) or subcontract(s)
and in accordance with Executive Order No. 11246, Section 202, dated September 24,
1965, the undersigned will not discriminate against any employee or applicant for
employment because of race, creed, color, or national origin. Such action includes,
but is not limited to the following:

EMPLOYMENT, UPGRADING, DEMOTION, OR TRANSFER; RECRUITMENT OR
RECRUITMENT ADVERTISING; LAYOFF OR TERMINATIONS; RATES OF PAY
OR OTHER FORMS OF COMPENSATION; AND SELECTION FOR TRAINING,
INCLUDING APPRENTICESHIP.

This notice is furnished you pursuant to the provisions of the above contract(s)
or subcontract(s) and Executive Order No. 11246.

Copies of this notice will be posted by the undersigned in conspicuous places
available to employees or applicants for employment.

/s/

(Contractor or Subcontractor)

(Date)

RESOLUTION AND ORDER EXECUTING THE NEW SEWER RATES FOR THE NUECES
COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NUMBER 4.

On the 18th day of August, 1971, the Board of Directors of Nueces County Water Control and Improvement District Number 4 convened in Special session being open to the public at the regular meeting place thereof in said District, with the following members of the Board present;

President	Don Roy Farley
Vice President	Andrew Dallas
Secretary	H. L. Ward
Director	Carl Castell
Director	Carl Peterson

and the following absent;

None

constituting a quorum; and among other proceedings had were the following;

The President of the Board presented a resolution and order raising sewer rates to be effective immediately.

The resolution and order was read in full and, after full discussion thereof, Mr. Andy Dallas made a motion that it be adopted. The motion was seconded by Mr. Carl Peterson. The motion, carrying with it the adoption of the resolution and order, prevailed by the following vote;

Ayes: 5

Nayes: 0

The President then declared the resolution and order finally passed and adopted.

The resolution and order is as follows:

WHEREAS, Nueces County Water Control and Improvement District No.4 raise sewer rates to;

RESIDENT: \$3.00 base for up to 10,000 gallons used
.15 per thousand for all over 10,000 gallons used.

COMMERCIAL: \$5.50 base for up to 10,000 gallons used.
.15 per thousand for all over 10,000 gallons used.

WAIVER OF NOTICE AND CONSENT TO SPECIAL MEETING

WE, THE UNDERSIGNED, being all the members of the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 in Nueces County, Texas, DO HEREBY WAIVE NOTICE of a special meeting of said Board to be held at 7.15 O'clock P. M., on the 18th day of August, 1973, and DO WARRANT the holding of such meeting and to transaction of any and all business that may come before such meeting including the passage of a resolution and order sewer rates.

DATED at Port Aransas, Texas, this the 18th day of August, 1973.

Don Ray Farley
President, Board of Directors

Andrew Dallas
Vice-President, Board of Directors

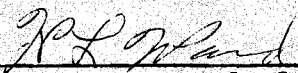
H. L. Ward
Secretary, Board of Directors

Carl Peterson
Directors

Carl Castle
Directors

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, that the President of the Board of Directors be authorized to raise sewer rates.

I, the undersigned, Secretary of the Board of Directors of Nueces County Water Control and Improvement District Number 4, do hereby certify: That the foregoing resolution and order was duly passed and approved and is in full force and effect. Witness my hand and seal of office this the 18th day of August 18, 1971 .


Secretary, Board of Directors
Nueces County Water Control
& Improvement District #4

(seal)

MINUTES OF REGULAR MEETING

August 11, 1971

STATE OF TEXAS X

CITY OF PORT ARANSAS X

COUNTY OF NUECES X

On this the 11th day of August, 1971 the Nueces County Water Control and Improvement District No. 4, convened in a regular meeting, called to order at 7:00P.M., there being present and in attendance the following to-witt:

Don Roy Farley	President
Andrew Dallas	Vice President
H.L. Ward	Secretary
Carl Castell	Director
Carl Peterson	Director

VISITORS:

Frank McCaughan
Obie Ethridge
Gail Holman

INTERESTED CITIZENS:

Mr. Burton Curry	Mr. & Mrs. Arrington
Mr. Steve Frishman	Mrs. Laws
Mr. Al Mora	Mrs. Kenny
Mr. Sam Allen	Johnnie Roberts
Miss Opal Marcy	

A long discussion of the new sewer charges was held, with comments from the above interested citizens.

Motion was made by H.L. Ward, seconded by Carl Castell, for the First Southwest Company to proceed with Application for Financial Assistance by Sale of Bonds and Federal Grant. Motion was carried by the following vote:

AYES:	Don Roy Farley
	Andrew Dallas
	H.L. Ward
	Carl Castell
	Carl Peterson
NOES:	none

The contract for the Fish Hatchery was signed.

The following letters were presented to the Board:

McCAUGHAN & ETHERIDGE
Consulting Engineers
320 Wilson Bldg.
Corpus Christi, Texas 78401

August 2, 1971

Mr. S. A. Russell, Jr.
Environmental Protection Agency
1402 Elm Street
3rd Floor
Dallas, Texas

Re: Industrial Waste Ordinance
Nueces County Water Control & Improvement Dist. #4
Port Aransas, Texas

Dear Mr. Russell:

In accordance with your suggestions of July 6th, the subject Industrial Waste Ordinance has been amended by Nueces County WC&ID #4 and 4 copies of this amendment are enclosed for your information and records.

Very truly yours,

McCAUGHAN & ETHERIDGE

By _____
F.A. McCaughan, P.E.

FAM:ink
enc.
cc:NCWC&ID #4

McCAUGHAN & ETHERIDGE
Consulting Engineers
320 Wilson Bldg.
Corpus Christi, Texas 78401

August 9, 1971

Texas Water Development Board
1108 Lavaca Street
Austin, Texas 78701

Attn: Mr. David A. Lancaster

Dear Mr. Lancaster:

Reference is made to your letter of June 23, 1970, regarding application for Amendment to Permit No. 10846 by the Nueces County Water Control & Improvement District No. 4. Plans and specifications have been submitted to the Texas State Health Department. These have not been approved.

Please advise if any further action is necessary to obtain final approval of the amendment to Permit No. 10846.

Very truly yours,

McCAUGHAN & ETHERIDGE

By _____
F.A. McCaughan, P.E.

FAM:ink
cc: NCWC&ID #4

Gail is authorized to get bids for fences around both tanks and pump house in Port Aransas and both tanks and pump house in Aransas Pass.

Special Meeting to be called next Wednesday, August 18, at 7:00 P.M. Letha please send out cards. The letter from J.P. Morrow, which is attached and becomes a part of these minutes, will be tabled until that special meeting.

Check the invoices on the cost of Johnnie Roberts meter tap.

Letha please do not make any fast moves on the sewer bills until after the Special Meeting, August 18th.

There being no further business to come before the board, upon motion duly made, seconded, and unanimously carried the meeting adjourned.

Nueces County Water Control
& Improvement District #4

Don Roy Farley
Don Roy Farley, President

ATTEST:

H.L. Ward, Secretary

J. P. Morrow Co., Inc.

Roofing - Waterproofing - Air Conditioning - Sheet Metal

August 9, 1971

MO. 4-4671
P. O. BOX 1364 - AIRPORT RD.
ALICE, TEXAS

Nueces County Water Control
and Improvement District No. 4
Port Aransas, Texas 78373

Dear Members:

Upon receiving my July 25, 1971 Water & Sewer Statement on Property at 408 Ave. A., Port Aransas, Texas, I immediately knew there was something wrong as our usage was over five(5) times the normal usage, and upon arriving Friday Aug. 6 I checked my meter with all outlets closed and noticed the meter still running.

I made further inspection and located a large leak about ten(10) ft. on my side of the meter, I immediately called Mr. Mickey of Port Plumbing Co. and he made the necessary repairs.

The meter indicates a large usage of water since the July 25 Statement which will mean another large sewer and water bill in August.

We understand that this is not the fault of the Water Control Dist. but any consideration as to the extra expense would be duly appreciated.

Yours very truly;

J. P. Morrow

JPM/im

minutes

MINUTES OF SPECIAL MEETING

July 30, 1971

STATE OF TEXAS X
CITY OF PORT ARANSAS X
County OF NUECES X

On this the 30th day of July, 1971 the Nueces County Water Control and Improvement District #4, convened in a special meeting, called to order at 2:00 P.M., there being present and in attendance the following members to-witt:

Don Roy Farley	President
Andy Dallas	Vice-President
H.L. Ward	Secretary
Carl Castell	Director
Carl Peterson	Director

Visitors:

Frank McCaughan

The following letters were presinted for the board's discussion:

McCAUGHAN & ETHERIDGE
Consulting Engineers
320 Wilson Bldg.
Corpus Christi, Texas 78401

July 27, 1971

Mr. Don Roy Farley, President
Nueces County Water Control &
Improvement District #4
P.O. Box 128
Port Aransas, Texas 78373

Dear Mr. Farley:

In the early part of December 1970 the District made two applications to EDA for Federal grants.

One application was for 17% of the cost of the treatment plant, interceptor sewers, lift station and force main. This was to supplement the EPA grant of 33% to bring the total to 50% grant for this portion of the project. The EPA has recently increased their grant offer to 55% of the cost, therefore the 17% from EDA is automatically eliminated.

The other application was for a 50% grant for water lines and sanitary sewer laterals. Unless the District is foing ro call another election for the waterlines we would recommend^d these be eliminated form the application. We would also re-commecd that the sanitary sewer in 11th Street to Access Road "A", to serve the Zeller property be added to the application if it looks as though this developmment is going to proceed. Our estimated cost for this additional lateral is about \$60,000. The total estimated cost for all of the sewer laterals, including this last one would be \$140,000 of which we would anticipate a 50% grant from EDA.

Please advise at your earliest convenience what the District wants to do regarding both water and sewer lines.

Very truly yours,

McCAUGHAN & ETHERIDGE

By _____
F.A. McCaughan, P.E.

FAM:ink
cc: LaddieJanecek

McCAUGHAN & ETHERIDGE
Consulting Engineers
320 Wilson Bldg.
Corpus Christi, Texas 78401

July 20, 1971

Nueces County Water Control &
Improvement District No. 4
P.O. Box 128
Port Aransas, Texas 78373

Gentlemen:

You recently received a letter from the Water Quality Board informing you of an increase in the Federal Grant Offer from \$86,720.00 to \$144,540.00. This is based on the original estimated cost of \$262,800.00 and does not include the interceptor sewer in Sea Isle Drive and Eleventh Street which the E.P.A. has said would be eligible for grant and would be included after bids have been received.

If you have not already done so, we would recommend that this grant offer be accepted and returned to the Water Quality Board. Please send us a copy of your letter of transmittal.

Very truly yours,

McCAUGHAN & ETHERIDGE

By _____
F.A. McCaughan, P.E.

FAM:ink

The board has agreed to proceed with the original sewer plans and by pass the laterals and water lines south of Sea Isle Drive on 11th St.

The board has authorized Frank McCaughan to make a trip to Austin in behalf of the District.

The board authorized Gail to run a 2" line on Sea Breeze Lane to service Carothers.

Motion made by Andy Dallas, seconded by Carl Castell to hold meetings on Wednesdays instead of Tuesdays in the future. (2nd & 4th Wednesday of each month) Motion was carried by the following vote:

AYES:

Don Roy Farley
Andy Dallas
H.L. Ward
Carl Castell
Carl Peterson

NOES:

none

The following letter was presented to the board:

TEXAS STATE DEPARTMENT OF HEALTH
Austin, Texas
July 28, 1971

Mr. Don Roy Farley
Nueces County WCID No. 4
P.O. Box 128
Port Aransas, Texas 78373

Subject: Public Drinking Water Supply
Nueces County WCID No. 4 (Port Aransas)
Nueces County, Texas

Dear Mr. Farley:

On June 29, 1971, our representative, W.R. Johnston, P.E., in company with Mr. G.K. Holman, Water Superintendent, made a sanitary survey of the subject water system. As a result of this survey, the following recommendation is made for your favorable consideration so that your water system may be operated and maintained in accordance with the requirements of a Texas State Department of Health approved water supply:

The water system should have two certified operators to insure that the system is under the supervision of a certified operator in times of illness vacation, etc.

We ask that you please advise this Department within 45 days as to your planned course of action on the above recommendations.

We wish to express the thanks and appreciation of our representative for the courtesies extended him during this survey.

Very truly yours,

A. Haneman, Jr., P.E., Chief
Water Supply Program
Division of Sanitary Engineering

RGB:ih

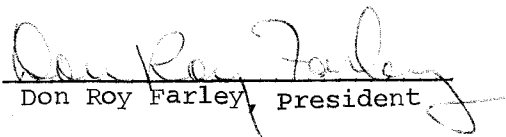
cc: Mr. H.L. Ward, Secretary
cc: Mr. G.K. Holman, Superintendent
cc: Corpus Christi-Nueces County Health Department
cc: Local Health Services
cc: Region V

In reply to the above letter, an answer was sent July 28, 1971.

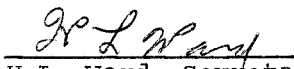
Gail is authorized to sell our out-moded water pump we have at the best chance.

There being no further business to come before the board, upon motion duly made, seconded and unanimously carried the meeting adjourned.

Nueces County WaterControl
& Improvement District #4


Don Roy Farley, President

ATTEST:


H.L. Ward, Secretary

MINUTES OF REGULAR MEETING

July 27, 1971

STATE OF TEXAS X
CITY OF PORT ARANSAS X
COUNTY OF NUECES X

On this the 27th day of July, 1971 the Nueces County Water Control and Improvement District #4, convened in a regular session, called to order at 7:20, there being present and in attendance the following members to-witt:

Don Roy Farley	President
Andrew Dallas	Vice-President
H.L. Ward	Secretary
Carl Castell	Director

Absent:

Carl Peterson

Guests:

Gail Holman

Minutes of July 9th meeting were read and approved as set forth.

A request was made to have all past minutes of all meeting available at each and every meeting.

Motion was made by Andy Dallas, seconded by Carl Castell to pass the Ammended Ordinance on Industrial Waste. Motion was carried by the following vote:

AYES:	Don Roy Farley
	Andy Dallas
	H.L. Ward
	Carl Castell

NOES:	none
-------	------

The above mentioned Ordinance is attached and becomes a part of these minutes.

The following letters were presented to the board:

McCAUGHN & ETHERIDGE
Consulting Engineers
320 Wilson Bldg.
Corpus Christi, Tex. 78401

Mr. Richard Hatch
County Attorney
San Patricio County
Court House
Sinton, Texas

Re: Nueces County WCID #4

Dear Mr. Hatch:

Enclosed is our stab at a draft of an agreement between the District and the Government regarding the water and sewer service extension for the Marine Laboratory Mrs. Manchen asked us to get it in the mill, bur we would rather leave it to you to clean up and put in final form. The \$4,850 is the amount finally agreee upon, with the meter deposit to be handled separately,

The Governmant wants 2 copies, the District should have 1, you will want 1, and we would like to have 1, so we show 5 copies to be executed. We enclose 5 prints of the referenced Drawing 6360-A for attachment.

For your files and informarion we also enclose one copy each of letters dated June 23, and July 2, and the GSA1685 form. We hope this will suffice.

Very truly yours,

MCCAUGHAN & ETHERIDGE

By _____
Obie L. Etheridge, P.E.

OLE:ink
enc.
cc: NCWC&ID#4

MCCAUGHAN & ETHERIDGE
Consulting Engineers
320 Wilson Bldg.
Corpus Christi, Tex 78401

July 8, 1971

Mr. S. A. Russell, Jr.
Environmental Protection Agency
1402 Elm Street, 3rd Floor
Dallas, Texas

Re: Industrial Waste Ordinance
Nueces County Water Control & Improvement District No. 4
Port Aransas, Texas

Dear Mr. Russell:

Thank you for your telephone call on July 6th to our secretary, Mrs King, regarding the subject Industrial Waste Ordinance.

We have forwarded your suggested changes to Mr. Richard Hatch, Attorney for the District, for incorporation either by change or amendment, and corrected copies will be forwarded to you just as soon as they are received.

Replying to your question regarding the basis for charges under paragraph 4(b) Abnormal Sewage Surcharge, we wish to advise that these figures were obtained from the City of Corpus Christi. They have long experience records on treatment costs, while NCWC&ID #4 does not.

Effective July 1, 1971, these are the sewer charges by NCWC&ID #4:

Residential- Base = \$3.00 per month up to 10,000 gallons of water use.
.30 per thousand gallons for all over 10,000.

Commercial -Base= 5.50 per month up to 10,000 gallons of water use.
.30 per thousand gallons for all over 10,000.

There is no industry in Port Aransas. Their commercial rate applies to such apartment owners, of the like, who have more than one tap and receive revenue from their property.

We trust this furnishes you with the data needed but if not, please let us know.

Very truly yours,

MCCAUGHAN & ETHERIDGE

By _____
Obie L. Etheridge, P.E.

OLE:ink
cc: NCWC&ID #4

Leta please write a letter to Mr. Stewart telling him that as long as he has the meter that the Board will consider the deposit has been paid. (refund His \$15)

It has been brought to the attention of the board that we do have water meters in at the present that do not have deposits up so we feel that this is the fault of the District. We, the Board, feel that it is our responsibility and wish these to be written off as deposits made. Please have Willie come over today (July 28) or as soon as possible.

After reviewing the cost of repairs to the overhead tower, after an act of vandalism the Board requests that in the future that all acts of vandalism to property of the Water District be prosicuted to the fullest extent of the law. Tresspassers must also be prosecuted. This is due to the fact that the water is used by all the public.

Letha please send a copy of these minutes to the Judge.

There being no further business to come before the board, upon motion duly made seconded and unanimousley carried the meeting adjourned.

Nueces County Water Control
& Improvement District #4

Don Roy Farley
Don Roy Farley, President

ATTEST:

H.L. Ward
H.L. Ward, Secretary



ENVIRONMENTAL PROTECTION AGENCY
REGION VI
1402 ELM STREET, THIRD FLOOR
DALLAS, TEXAS 75202

32

SEP 9 1971

Mr. Don Roy Farley, President
Board of Directors
Nueces County Water Control and
Improvement District No. 4
Post Office Box 507
Port Aransas, Texas 78373

Through: Texas Water Quality Board

Re: WPC-Tex-695

Dear Mr. Farley:

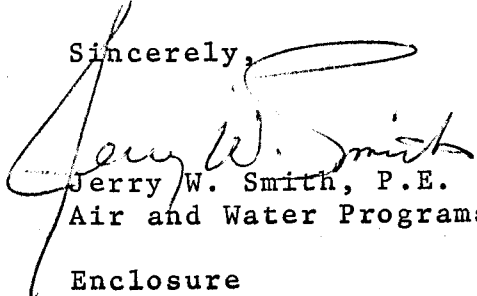
Enclosed please find an approved copy of each of the following ordinances:

1. Industrial Waste Ordinance dated March 9, 1971
2. Ordinance dated July 27, 1971, amending the above industrial waste ordinance.

The enforcement of these ordinances should effectively protect your sanitary sewer system.

Thank you for your interest and cooperation in meeting our program requirements. Please send us a copy of your industrial waste ordinance for our files.

Sincerely,


Jerry W. Smith, P.E.

Air and Water Programs Division

Enclosure

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE NUECES
COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4:

Section 1:

The ordinance passed and approved by the Board of Directors of the Nueces County Water Control and Improvement District No. 4 on the 27 day of MARCH, 1971 regulating the discharge of industrial wastes into the district's sanitary sewage system is hereby amended in the following respects:

a) In the title or caption of the ordinance where it is stated "An ordinance regulating the discharge of industrial wastes into the sanitary sewage system of the City of Port Aransas...."

such title or caption is hereby changed so as to read: "An ordinance regulating the discharge of industrial wastes into the sanitary sewage system of Nueces County Water Control and Improvement District No. 4 in and near the City of Port Aransas, Texas....."

b) Paragraph II (f)(3) regarding elements shall be amended as follows:

That portion of the ordinance now reading "Copper as Cu 3 parts per Million" shall hereafter read: "Copper as Cu 1 part per Million."

That portion of the Ordinance now reading "Nickel as Ni 3 parts per Million" shall hereafter read: "Nickel as Ni 1 part per Million."

That portion of the ordinance now reading "Cadmium as Cd 3 parts per Million" shall hereafter read: "Cadmium as Cd 0.02 parts per Million."

c) A new paragraph shall be added to the ordinance, the new

paragraph to be numbered (h) and to follow the paragraph now identified as II(g) and the new paragraph to read: "Any person violating any of the provisions of the ordinance shall be liable to the District for any expense, loss or damage occasioned the District by reason of such violation."

Section 2: This amending ordinance shall be effective upon its passage and approval.

PASSED AND APPROVED this the 27 day of July 1971

Don Ray Farley
President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

W R Ward
Secretary

MINUTES OF REGULAR MEETING
July 9, 1971

STATE OF TEXAS X
CITY OF PORT ARANSAS X
COUNTY OF NUECES X

On this the 9th day of July, 1971 the Nueces County Water Control and Improvement District #4, convened in a regular session, called early because of the Deep Sea Round-Up, there being present and in attendance the following members to-wit:

Don Roy Farley	President
Andrew Dallas	Vice-President
H.L. Ward	Secretary
Carl Castell	Director

Absent:

Carl Peterson

Minutes of June 22nd meeting read and approved unanimously as set forth.

The following letter was presented to the Board:

TEXAS WATER QUALITY BOARD
1108 Lavaca St.
Austin, Texas 78701
June 22, 1971

Re: Nueces Co. WCID#4
WPC-Tex-695

Mr. Richard A. Vanderhoof
Regional Director
Environmental Protection Agency
Water Quality Office, Region VI
1402 Elm Street, Third Floor
Dallas, Texas 75202

Attn: Mr. Hendon Crane

Dear Mr. Vanderhoof:

Forwarded herewith is a letter, with "Memorandum of Agreement", from the above referenced applicant requesting that their grant be increased to 55% of the total final project cost. We concur in this request and are hereby recommending that this increase be made.

Should additional information be required, please feel free to call on us.

Very truly yours,

Robert G. Fleming, P.E., Director
Central Operations

Enclosure
CC: McCaughn & Ethridge, Consulting Engineers
Mr. August Doshier, Dist. Mgr.
District 11

Also presented to the Board, was the following letter:

TEXAS STATE DEPARTMENT OF HEALTH
Austin, Texas
June 28, 1971

Reagan & McCaughn
Consulting Engineers
320 Wilson Building
Corpus Christi, Texas 78401

RE: Nueces County WCID #4
Port Aransas
Sewage Facilities
WPC-TEX-695

Gentlemen:

We have completed our review of your plans and specifications for the above referenced project and find in general that they meet the requirements of the Design Criteria of the Texas State Department of Health. Approval of the plans and specifications, as submitted, is herewith given.

It is noted that you intend to construct a new 440,000 GPD treatment plant, a lift station, force main and related facilities. Other features include a bar screen, flow measuring equipment and Chlorination facilities.

Under separate cover, two sets of the approved plans and specifications are being forwarded to the Water Quality Office of the Environmental Protection Agency for their review and subsequent approval for construction. Please send one more copy of the plans and specifications for our files.

If we may be of further assistance, please let us know.

Very truly yours,

Chandler J. McCoy, P.E., Engineer III
Plans and Specifications
Division of Wastewater Technology
and Surveillance

CJM/rf

ccs: Nueces County WCID#4
Honorable Roy Turnbull, Mayor
City Of Port Aransas
Mrs. Natalia Smith, City
Secretary, City of Port Aransas
Environmental Protection Agency
Corpus Christi, Nueces County Health Dept.
Local Health Services
Region V
Texas Water Quality Board
Attn: Robert G. Fleming, P.E.

Letha please send a copy of our Sewer Plans & Specs. to the Texas State Dept.

The following letter was brought to the Board's attention:

NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT No. 4
Port Aransas, Texas
June 23, 1971

U.S. Department of the Interior
Fish and Wildlife Service
Bureau of Sport Fisheries and Wildlife
P.O. Box 1306
Albuquerque, New Mexico 87103

Attention: Mr. Tom Reed, Regional Ecngineer

Re: Utility Proposal
Marine Game Fish Research
Lab.
Port Aransas, Texas

Dear Mr. Reed:

The Board of Directors for the Nueces County Water Control and Improvement District No. 4, reviewed your application and Engineers report for the construction of water and sewer lines on Port Street for the Fish Research Laboratory.

The sewer service would include a 4" PVC force main from your property line to the nearest gravity sewer. All pumping through this force main to be by the Government.

Charges for these services are proposed as follows:

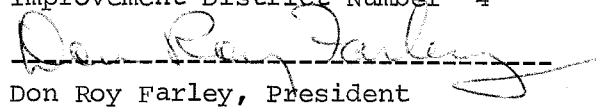
For construction of water service P.L.	\$ -0-
For construction of sewer force services P.L.	4,850.00
Deposit for 1½" Meter (later date)	-0-

	\$4,850.00

We trust this proposal meets with your approval.

Very truly yours,

Nueces County Water Control and
Improvement District Number 4


Don Roy Farley, President

By: _____
(Mrs) Letha Manchen, Office Mgr.

The above letter was followed by this letter of acceptance:

UNITED STATES
DEPARTMENT OF THE INTERIOR
~~BUREAU OF FISH AND WILDLIFE SERVICE~~
Bureau of Sport Fisheries and Wildlife
Post Office Box 1306
Albuquerque, New Mexico 87103

July 2, 1971

Nueces County Water Control
and Improvement District #4
Port Aransas, Texas 78373

Gentlemen:

Reference is made to your letter of June 23, 1971, the draft of your utility proposal, and accompanying drawing No. 6360-A.

Generally your proposal is acceptable. We appreciate your effort to keep the initial cost below \$5,000.00. We assume that you will prepare the final agreement form, execute it at your end, and forward copies for our processing. The Government will require two copies for our filing.

In preparation of the final agreement it is required that attached GSA form 1685 be referenced and made part of the agreement. Also you must include a statement to the effect "the rates will not exceed those charged to the general public operating similar facilities."

The proper organizational name is: U.S. Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service. The Address: Port Marine Laboratory, Port Aransas, Texas. The Agreement will be signed by: Regional Director of NMFS.

As soon as we receive and execute the agreement form we will make the \$4,850.00 available for your construction of the sewer force main.

Although the agreement is with another Department please forward it to this office. We will arrange to have the agreement finalized.

If you have questions please don't hesitate to telephone.

Sincerely yours,

Tom Reed
Regional Engineer

Attachments

Concerning the above letter, Letha, we need the final agreement form for us to sign, 2 copies will be required to send to the Fish and Wildlife.

Mr. Irving Stewart, 530 Corona St. Due to the fact that we have a letter requesting that we leave his meter in, the Board feels that he must pay his bill, but he will not be required to show his Deposit Slip unless he is asking for his deposit.

The following letter was presented to the Board:

McCAUGHN & ETHERIDGE
Consulting Engineers
320 Wilson Bldg.
Corpus Christi, Texas 78401
July 7, 1971

Mr. Richard Hatch
Court House
San Patricia County
Sinton, Texas

Dear Dick:

With reference to the Industrial Waste Ordinance which you prepared for the NCWC&ID #4, we received a call yesterday from Mr. S.A. Russell, Jr. of the Environmental Protection Agency in Dallas. He asks that the following changes be made to this Ordinance, and they can be made by re-typing, or by amendment, as you see fit:

- 1st: In the title of the ordinance it states: "An ordinance regulating the discharge of industrial wastes onto the sanitary sewage system of the City of Port Aransas....." This should be changed to Nueces County Water Control & Improvement District Number Four.
- 2nd: Paragraph (f) (3) regarding elements:

Copper should be changed to 1ppm;
Nickel should be changed to 1 ppm;
Cadmium should be changed to 0.02 ppm.
- 3rd: Paragraph (g), page 3. A paragraph should be added which reads as follows:

"Any person violating any of the provisions of this ordinance shall be liable to the District for any expense, loss or damage occasioned the District by reason of such violation".

Please handle these changes as you see fit, furnishing us with five copies of the change in order that they can be forwarded to EPA.

Sincerely;
McCaugh & Etheridge

By _____
F.A. McCaughn, P.E.

FAM:ink
cc; NCWC&ID #4

Letha, please send Norman Blakeley a letter to the effect that he must come in and put up the sewer tap money by the 16th of this month (July) or we will be forced to remove his water meter (If this money is in we will not pursue the matter further, and the fines for the violations for the last month will be dropped.)

Motion was made by Andy Dallas, seconded by Carl Castell, that we make the 70-71 tax rate by \$1.15 per \$100.00 valuation, figured on a 50% ratio. Motion was carried by the following vote:

AYES:

Don Roy Farley
H.L. Ward
Andy Dallas
Carl Castell

NOES:

none

Motion was made by Andy Dallas, seconded by Carl Castell, that Betty be given a \$50.00 raise. Motion was carried by the following vote:

AYES:

Don Roy Farley
H.L. Ward
Andy Dallas
Carl Castell

NOES:

none

Motion was made by Andy Dallas, seconded by H.L. Ward to pay all bills. Motion carried by the following vote:

AYES:

Don Roy Farley
H.L. Ward
Andy Dallas
Carl Castell

NOES:

none

Letha please check back in the minutes to see what type of schedule we ask for on financial reports, and dates requested. (When will we get the next report)?

There being no furthur business to come before the board, upon motion duly made seconded and unanimousley carried, the meeting was adjourned.

Nueces County Water Control
& Improvement Diastict #4

Don Roy Farley
Don Roy Farley, President

ATTEST:

H.L. Ward
H.L. Ward, Secretary

MINUTES OF REGULAR MEETING
June 22, 1971

STATE OF TEXAS X
CITY OF PORT ARANSAS X
COUNTY OF NUECES X

On this the 22nd day of June, 1971, the Nueces County Water Control and Improvement District #4, convened in a regular session, there being present and in attendance the following members, to-witt:

Don Roy Farley	President
Andrew Dallas	Vice President
H.L. Ward	Secretary
Carl Peterson	Director
Carl Castell	Director

Visitors:

Gail Holman	Outside Manager
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Minutes of June 8th meeting read and approved as set forth.

Minutes of June 16th Special meeting read and Approved as set forth.

The following letter was presented to the Board:

Mr. Richard D. Magee
Tax Assessor-Collector
Nueces County
Corpus Christi, Texas 78403

Dear Mr. Magee:

You are hereby notified that the Commissioners of Nueces County Water Control and Improvement District #4 met on the 22nd day of July, 1971, and agreed to accept the discount as provided by S.B. No. 402, approved May 18, 1939, and also to set penalty and interest on taxes becoming delinquent as prescribed by law.

Respectfully,

Comissiners Nueces County
Water Control & Improvement
District #4

Motion that the above letter be signed was made by Carl Peterson, seconded by Carl Castell. Motion was carried by the following vote:

AYES:	Don Roy Farley Andy Dallas H.L. Ward Carl Peterson Carl Castell
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NOES:	None
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The following letter was presented to the Board:

June 18, 1971

Mr. August Doscher, Dist. Mgr.
Nueces Co. WCID#4
P. O. Box 128
Port Aransas, Texas 78373

Dear Mr. Doscher:

The Texas Water Quality Board has reserved funds to increase your grant offer to 50-55% of the estimated eligible costs on the above-referenced project. However, before the grant increase can be made, it is necessary for you to submit a letter requesting the grant be increased to 50-55%, whichever is applicable, and attach copy of the executed "Memorandum of Agreement" with a Signatory to the Water Pollution Control Compact (both documents must be submitted together in three (3) copies) I would suggest you contact the Signatory that is nearest to your project.

IMPORTANT: These documents must be submitted to this agency not later than July 16, 1971. Please assure the letter and "Memorandum of Agreement" are signed by the authorized representative of the applicant.

If I may be of further service, please advise me.

Sincerely,

Robert G. Fleming, P.E. Director
Central Operations

The above letter was answered as follows:

June 22, 1971

Mr. Robert G Fleming, P.E.
Director Control Operations
Texas Water Quality Board
1108 Lavaca Street
Austin, Texas 78701

RE: Nueces County Water Control & Improvement District No.4
WPC- TEX-695

Dear Mr. Fleming:

The District requests that its Federal Grant on subject project be increased from 33% to 55% of all eligible costs.

Very Truly Yours,
Nueces County Water Control & Improvement
District Number 4
By: Don Roy Farley, President

The following letter, concerning the above subject was also read:

June 11, 1971

Mr. Robert G. Fleming, P.E.
Director, Central Operations
Texas Water Quality Board
1108 Lavaca Street
Austin, Texas 78701

Re: WPC-Tex-695

Dear Mr. Fleming:

I want to thank you for your time last Wednesday. We appreciate the information and advice concerning the procedure under the Amendment No. 4 program.

The District has made application to the San Antonio River Authority for financial assistance assuming the Federal Grant will be increased to 55% of the project cost.

We have prepared a revised estimate of cost, based on final plans, and using more up-to-date cost figures and enclose a copy for your information.

Very truly yours,
McCaughan & Etheridge

Third reading of new Sewer billing method and rates. Motion was read and due to certain circumstances we are passing them, with reservations in mind that changes may be made in the future of, or, as needed. Carried unanimously.

Letha, please write a letter to be mailed to the customers informing them, that due to raises in cost of operation and materials we have had a survey made and have been forced to come up with this new method of billing. This is to be a short letter and to be mailed with the bills. This goes in effect July 1, 1971, to be billed August 1, 1971.

Motion was made by Carl Peterson and seconded by Andy Dallas, that Ted Esquivel be hired for a period of 4 months at \$350 per month. Motion carried by the following vote:

AYES

Don Roy Farley
Andy Dallas
Carl Peterson
H.L. Ward

NOES:

Carl Castell

Motion made by Carl Castell, seconded by Carl Peterson that in the future all sewer and water lines will be laid by contractors and approved by our Engineers and a plat there-of brought before the Board for approval. It will be inspected by our personnel. (Plat will be submitted before the work is done). Letha please contact Dick to have this resolution written up for passage, effective July 1, 1971. Motion was carried by the following vote:

AYES

Don Roy Farley
Andy Dallas
Carl Peterson
H.L. Ward
Carl Castell

NOES:

None

There being no further business to come before the board, upon motion duly made seconded and unanimously carried, the meeting was adjourned.

Nueces County Water Control
& Improvement District #4

Don Roy Farley, President

ATTEST:

H.L. Ward, Secretary

SPECIAL MEETING
JOINT MEETING WITH CITY COUNCIL
PERTAINING TO FIRE HYDRANTS
JUNE 16, 1971

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 16th day of June, 1971, the Board of Directors for the Nueces County Water Control and Improvement District No.4, conveyed in a special session at the regular meeting place thereof; there being present and in attendance the following members to-witt:

Don Roy Farley	President
Andrew J. Dallas	Vice President
H.L. Ward	Secretary
Carl Castell	Director

with Carl Peterson being absent and the guest were the following City Council and Mayor;

Roy Turnbull	Mayor
Dennis Dreyer	Mayor Pro-Tem
Harold Lister	Council
Ralph Keen	Council
Maubrey Nelson	Council
Joseph Roach	Council

at which time , among other proceedings were as follows:

After a long and full discussion pertaining to the installation, repairs and maintenance of the Fire Hydrants, the Board of Directors for the District set out the following:

1. The District will discontinue to bill the City on a monthly basis for the fire hydrants, however, the City will furnish to the District an estimated amount of water used monthly from fire hydrants and District will bill City for this amount at the Districts cost
2. City will purchase any new fire hydrants to be installed, parts for repairs and pay cost of rental of tapping machine to tap main line for installing fire hydrants and the District will furnish labor for the installation of new hydrants and repairs to the already installed hydrants.
3. City to be responsible for the maintenance of fire hydrants.
4. The above proposal will void any /or all previous agreements between the City and the District.pertaining to fire hydrants.

Upon motion duly made by Mr. Dallas, seconded by Mr Ward , the above proposal was carried unanimously.

Motion was made by Mr. Joe Roach, seconded by Mr Maubrey Nelson that the City should agree to the recommendations as set out by the Board and motion was carried unanimously.

Mr. Ralph Keen made the motion to replace the Fire Hydrants at Sea Horse Inn and Shubi Sands on Eleventh Street with new hydrants. Motion was seconded by Mr. Maubrey Nelson and unanimously carried.

It was also agreed that the City would pay for the material and the District would furnish the labor to install a 3/4" water line from the Citys water meter at the garbage dump to the tractor shed for the dog pound. This to be installed immediately.

There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried, the meeting adjourned at 8:30 P.M.

Nueces County Water Control and
Improvement District #4

Don Roy Farley
Don Roy Farley, President

ATTEST!

H.L. Ward
H.L. Ward, Secretary

Roy L. Turnbull
Roy Turnbull, Mayor

Dennis Dreyer
Dennis Dreyer, Mayor Pro Tem

MINUTES OG REGULAR MEETING
JUNE 8, 1971

STATE OF TEXAS ()
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 8th day of June, 1971, the Board of Directors for the Nueces County Water Control and Improvement District #4, convened in a regular session, there beong present and in attendance the following, to-witt:

Don Roy Farley	President
Andy Dallas	Vice President
H.L. Ward	Secretary
Carl Peterson	Director

and being absent was Carl Castell, with guests Mr. Jim Ritchey of Port Plumbine and Mr. Don Stephens, Engineer for the Institute of Marine Science.

Mr. Holman reported to the Board that after two days of searching he had located a break on the 12" supply line in Aransas Pass, Texas, and not on Ramsom Island as first reported to him. The Board agreed to give him authority to call a contractor to repair the break.

The Resolution pertaining to the billing of sewer charges baised in the water consumption was read for the seconded time and upon motion made bt Mr. Andy Dallas, seconded by Mr H.L. Ward, was unanimously carried.

Mr. Farley read a letter attached with a diagram & plansdrawn by Mc Caughan & Etheridge for the sewer extention for Mr. Zeller. The letter & recommendations as follows:

May 27, 1971

Nueces County Water Control &
Improvement District #4
P.O. Box 128
Port Aransas, Texas

Gentlemen:

We have completed a feasibility study on provisions of sewer service to the Zeller property on Eleventh Street and Access Road "A". Two prints of pur sketch plan 6373-C are enclosed.

It will be possible to extend a 10 inch sewer southward from the intersection of Eleventh Street and Sea Isle Drive, ending at a manhole 5 feet deep on the north side of Access Road "A". Mr Zeller should be able to arrange his interior sewers so as to empty into the second manhole, which should be about 6 feet deep, as his property slopes upwards toward the dunes.

This line is sized to handle additional flow from the areas south of Access Road "A", but in all likelihood a lift station would be required. It is somewhat doubtful whether the mobile home park on the dunes on the north side of Road "A" could be served, unless combined in some way with a collector sewer through the Zeller property.

The estimated cost of the sewer is as follows:

3690 LF of 10" Sewer, various depths	\$49,350
5 Manholes including extra depths	2,250
Contingencies & Engineering-20%	9,870
Total Cost	<u>\$ 59,220</u>

The grade proposed is 0.25%, which is slightly flatter than State Department of Health criteria, but we believe they will approve it under the circunstances.

It may be a good idea to include this in the sanitary sewer laterals projects which is being planned. We would suggest that some contribution, by Mr Zeller would be quite in order, as he will be the primary beneficiary.

Please advise if you want us to do further work, or if you want this line incorporated in the contract for the lateral sewers.

Very truly yours,

Mc Caughan & Etheridge

After consideration of the plans and specifications, Mr. Farley requested Mrs. Manchen to send plans and copy of Mc Caughans letter, omitting the last two paragraphs.

A discussion was had with Mr. Ritchey and Mr Kluge on extending water and sewer lines on Eleventh Street from Gulf Tower Apartments down to extend in front of the next four lots which belongs to Mr. Kluge, which is approx. 300 feet. The Board agreed that if Mr. Kluge would extend a 6 inch water line, the District would accept it if it is installed to the Districts specifications.

Also discussed was the sewer line at Young Life on Twelfth Street. The District agreed to replace the existing 4 inch tap with a 6 inch tap for a cost of \$25.00 due to the fact that a 4 inch line was not large enough at the time it was installed but was recommended by Mr. M.A. Mathews, who at that time was with the water district.

The Resolution changing the sewer charges based on consumption was read for the second time and was approved and passed unanimously.

Mr. Farley presented to the Board, the following, which are attached and becomes a part of these minutes.

1. Memorandum agreement between the Nueces County Water Control and Improvement District #4 and The San Antonio River Authority.
2. A revised estimated cost for proposed improvements to the sanitary sewer system (excluding sewer laterals) in Port Aransas, Texas, for Nueces County Water Control & Improvement District #4
3. Resolution authorizing person to sign necessary documents for additional funds for waste water treatment facilities.
4. Letter to Mr. Fred N. Pfeiffer, Manager, San Antonio River Authority, requesting for increase of grant from 33% to 55%
5. Letter to Mr. Ralph Brown, General Council, San Antonio River Authority, from Mc Caughan & Etheridge
6. Letter from Mr. Bob Fleming. P.E., Chief Engineer, Texas Water Quality Board to Mr. Mc Caughan, together with (6) copies of Memorandum agreement to be signed by the Water Board President and Secretary.

It was learned that Norman Blakeley, who came here after Celia as Blakeley Electric Company, moved in a trailer and made a water tap October 26, 1970, and said he would make application for sewer tap later, but has never made the application and has in the meantime connected to an abandoned septic tank belonging to Mrs. Daetwyler. When he finally admitted that he had tied to the septic tank, the following letter was written.

June 4, 1971

Mr. Norman Blakeley
P.O. Box 864
City

Dear Mr. Blakeley:

This is to advise that according to the Resolution Regulating Sanitary Sewer Facilities passed by the Nueces County Water Control and Improvement District, at the time the sewer was installed in 1963, the resolution reads in parts as follows:

"The owners of all houses, buildings, or properties used for human occupancy, employment, recreation or other purposes situated within the District and abutting ant street, alley or right of way in which there is now located or may in the future be located a public sewer or combined sewer of the district, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within (30) days after date of official notice to do so, provided that said

June 8, 1971 continued

Public Sewer is within 100 feet of property line.

"Any person who shall continue any violation beyond the time limit provided, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in an amount no less than twenty-five (\$25.00) and not more than fifty (\$50.00) Dollars for each violation. Each day in which such violation shall be deemed as a separate offence."

You are hereby notified to connect directly to the Sewer System by making application at the Districts Office and paying a tap charge of Seventy-Five (\$75.00) Dollars within thirty (30) days from this date.

Very truly yours,

Nueces County Water Control and
Improvement District #4

Mrs. Letha Manchen, Office Manager

The Board agreed to have Mr. Hatch, Attorney for the District to follow up on the above mentioned letter. Mrs. Manchen is to notify Mr. Hatch.

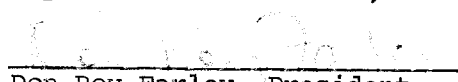
Mr. Don Stephens, Engineer for the Institute of Marine Science, presented to the Board for their approval, the plans and specifications for water and sewer on the new building being planned for the Institute.

After a study and full discussion on the plans and specifications, the Board approved and accepted the plans as drawn up.


Motion was made by H.L. Ward, seconded by Mr. Andy Dallas to authorize Mr. Don Roy Farley, President of the Board to sign all documents for the San Antonio River Authority.

There being no further business to come before the Board, upon motion duly made, and seconded and unanimously carried, the meeting was adjourned.

Nueces County Water Control and
Improvement District #4


Don Roy Farley, President

ATTEST:


H.L. Ward, Secretary

TO THE TEXAS WATER QUALITY BOARD AND
THE ENVIRONMENTAL PROTECTION AGENCY
OF THE UNITED STATES OF AMERICA

THE STATE OF TEXAS

WATER POLLUTION CONTROL COMPACT

§
:
§

MEMORANDUM AGREEMENT BETWEEN

THE NUECES COUNTY WATER CONTROL &

IMPROVEMENT DISTRICT NO. 4,

AND

THE SAN ANTONIO RIVER AUTHORITY.

WHEREAS, The State of Texas Water Pollution Control Compact was executed to provide a method for the State of Texas to agree to pay, and to pay, not less than 25% of the estimated costs of all water pollution control projects in the State of Texas for which federal grants are to be made pursuant to clause (7), subsection (b), Section 1158, Title 33, United States Code, as amended; and

WHEREAS, the Governor of the State of Texas, the Attorney General of the State of Texas, the Texas Water Quality Board, and the Environmental Protection Agency of the United States of America, have approved the Compact; and

WHEREAS, the SAN ANTONIO RIVER AUTHORITY (hereinafter called the "Signatory") is a Signatory to the Compact, and thereby authorized to act for and on behalf of the State of Texas with respect to water pollution control projects as provided in the Compact; and

WHEREAS, the NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4 (hereinafter called the "District") heretofore has made an application for a federal grant of 33% of the estimated costs of a water pollution control project designated as WPC-TEX-695, as shown by the records of the Texas Water Quality Board and the Environmental Protection Agency;

and said applicant hereby makes and files its supplemental application for a federal grant in the aggregate of 55% of the estimated costs of such project, in accordance with the Compact; and

WHEREAS, the undersigned Signatory has agreed to pay, for and on behalf of the State of Texas, as a Signatory to the Compact, not less than 25% of the costs of the aforesaid project, as hereinafter provided; and

WHEREAS, a construction contract for said project was not let, signed, or otherwise executed prior to April 15, 1971; and

WHEREAS, arrangements have been made, as hereinafter provided, between the District and the undersigned Signatory for the state financial assistance of not less than 25% as of the date of this Agreement;

IT IS, THEREFORE, AGREED AS FOLLOWS:

1. That the undersigned Signatory agrees to pay, as a Signatory to the Compact, for and on behalf of the State of Texas, not less than 25% of the costs of the aforesaid project through the issuance of its bonds pursuant to Vernon's Article 7621g and/or Chapter 25 of the Texas Water Code to provide the money for constructing not less than 25% (but up to 45%, at the option of the District) of the project.

2. That the Signatory and the District will enter into a joint construction contract with a contractor for constructing the project whereunder the District will agree to pay from its federal grant not less than 55% of the costs of constructing the project and also to pay from District funds the remaining costs, if any, of constructing the project which are not to be paid by the undersigned Signatory, and the Signatory will agree to pay not less than 25% (but up to 45%, at the option of the District) of the costs of constructing the project.

3. That the Signatory and the District will enter into a contract pursuant to which the Signatory will make available to the District the facilities

and services of its part of the project, and the District will agree to pay to the Signatory, in consideration of constructing, providing, and making available to the District the facilities and services of its part of the project, such amounts as will be adequate to assure and provide to the Signatory all of its expenses, debt service, reserve, and other payments and requirements in connection with the Signatory's bonds, and the Signatory's expenses of participation in the project, including a mutually agreeable charge to cover the Signatory's administrative and overhead expenses attributable to the bonds and the project. Said contract will also provide that, as further consideration, the District will operate and maintain the entire project throughout its useful life, and at the District's sole expense; that the District will have the exclusive use of the entire project throughout its useful life; and that the District's obligation to make any and all payments under said contract will terminate when all of the Signatory's bonds issued in connection with the project, or any bonds issued to refund same, have been paid and retired. Payments by the District under said contract shall constitute an expense of operation of the District's Sewer System or combined Waterworks and Sewer System, as permitted by Vernon's Article 7621g and/or Chapter 25 of the Texas Water Code, and/or Vernon's Article 1113.

4. The amendment to the Texas Constitution designated as Article III, Section 49-d-1 was adopted at the election held on May 18, 1971, and an alternate method for providing the necessary state financial assistance in order to obtain increased federal grants has been made available pursuant to said constitutional amendment. The District reserves the option to terminate or modify this Memorandum Agreement at any time prior to the execution of the contract mentioned in paragraph 3, above, so as to substitute such other method for providing the necessary state financial assistance to the extent permitted by law, the Texas Water Quality Board, and the Environmental Protection Agency; and the undersigned Signatory agrees to assist, and cooperate with, the District in making such substitution if requested by the District.

EXECUTED this the 8th day of June, 1971.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4

By: Don Roy Farley
PRESIDENT

ATTEST:

W L Ward
SECRETARY

SAN ANTONIO RIVER AUTHORITY

By: _____
FRED N. PFEIFFER, Manager

ATTEST:

LOUIS T. ROSENBERG
Assistant Secretary

REVISED ESTIMATED COSTS FOR PROPOSED IMPROVEMENTS
TO THE SANITARY SEWER SYSTEM (EXCLUDING SEWER LATERALS)
PORT ARANSAS, TEXAS
FOR
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4

<u>Item</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Amount</u>
1	Additions to Waste Treatment Plant	LS		\$150,000
2	Lift Station	LS		24,000
3	6" PVC Force Main	6,300 LF	\$ 6.00	37,800
4	Highway Crossing, 10" Steel Pipe	LS		1,810

The following items are for an interceptor sewer in Sea Isle Drive & Eleventh Street

5	12" Sewer Pipe, 14' to 16' Cut	640 LF	20.00	12,800
6	10" Sewer Pipe, 14' to 16' Cut	588 LF	19.00	11,172
7	10" Sewer Pipe, 12' to 14' Cut	185 LF	16.00	2,960
8	10" Sewer Pipe, 10' to 12' Cut	835 LF	14.00	11,690
9	10" Sewer Pipe, 8 to 10' Cut	410 LF	12.00	4,920
10	10" Sewer Pipe, 6 to 8' Cut	110 LF	11.00	1,210
11	8" Sewer Pipe, 8 to 10' Cut	100 LF	10.00	1,000
12	8" Sewer Pipe, 6 to 8' Cut	1,173 LF	8.00	9,384
13	8" Sewer Pipe, 0 to 6' Cut	140 LF	6.00	840
14	Deep Cut Service Connections	4 Ea.	200.00	800
15	Std. 4' Dia. Manholes, 0 to 6'	13 Ea.	250.00	3,250
16	Extra Depth for Manholes	71 Ea.	50.00	3,550
17	Drop Connections for Manholes	6 Ea.	50.00	300
18	Reconnections of House Laterals	5 Ea.	100.00	500
19	Salvage & Abandon Lift Station	LS	500.00	500
20	Leakage Tests	2 Ea.	200.00	400

TOTAL ESTIMATED CONSTRUCTION COST	\$278,886
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REVISED SUMMARY OF ESTIMATED COSTS
FOR
IMPROVEMENTS TO SANITARY SEWER SYSTEM

	<u>Estimated Total Cost</u>	<u>Estimated Costs Eligible For FWQA Grant</u>
1. Construction Costs	\$278,886	\$278,886
2. Engineering & Technical Services	41,800	41,800
3. Legal & Fiscal	5,000	5,000
4. Administrative	2,000	2,000
5. Contingency	27,314	27,314
6. Site for Lift Station (purchased)	<u>810</u>	<u>-0-</u>
TOTAL ESTIMATED COST	\$355,810	\$355,000

Based on above estimates, the costs are proposed to be divided as follows:

Federal Grant from EPA - 55% of \$355,000	\$195,250
District Cost (Loan from San Antonio River Authority)	<u>159,750</u>
TOTAL ESTIMATED COST	\$355,000

Note: The above costs do not include sanitary sewer laterals which are to be in a separate contract.

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT No. 4
PORT ARANSAS, TEXAS 78378**

P. O. BOX 507
ST 9-0001
AREA CODE 512

**RESOLUTION AUTHORIZING PERSON TO SIGN NECESSARY
DOCUMENTS FOR ADDITIONAL FUNDS FOR WASTE WATER
TREATMENT FACILITIES.**

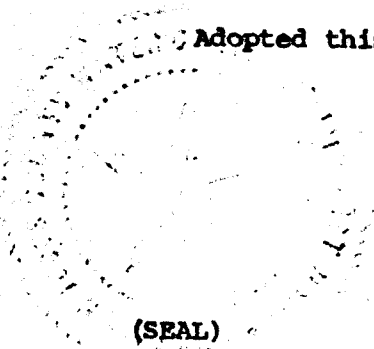
WHEREAS, it is contemplated that the Nueces County Water Control and Improvement District No. 4, Port Aransas, Texas, will construct certain water waste treatment facilities with an estimated total cost of \$ 355,000; and

WHEREAS, it is found that the Nueces County Water Control and Improvement District No.4 is unable to provide the total cost of such improvements; and

WHEREAS, it is deemed necessary and proper to apply for financial assistance from the San Antonio River Authority to supplement the Federal Grant, in order to have sufficient funds to complete these much needed improvements.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO.4, that Don Roy Farley, President of the Board, be and is hereby authorized and directed to make application and sign the necessary documents on behalf of the District, for the financial assistance to be applied to the cost of the construction of said water waste treatment facilities.

Adopted this 8 day of June 1971.


Andrew J. Dallas
Andrew J. Dallas, Vice President

(SEAL)

ATTEST:


H.L. Ward, Secretary

Office Copy

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT No. 4**

PORT ARANSAS, TEXAS 78378

June 9, 1971

P. O. BOX 887
RI 0-8881
AREA CODE 818

Mr. Fred N. Pfeiffer, Manager
San Antonio River Authority
Three American Building
118 Broadway Street
San Antonio, Texas, 78205

Dear Mr. Pfeiffer:

The Nueces County Water Control and Improvement District No. 4 at Port Aransas, Texas, has made application to the Texas Water Quality Board for a Federal Grant of 33% of the cost of a project for the construction of sanitary sewer and interceptor sewers.

The District would like to increase the Federal Grant to 55% by executing the necessary agreements with the Authority.

For your information we are enclosing a copy of the revised estimate of cost, the Preliminary Engineering Report and Supplemental Engineering Report. The engineering reports were prepared by Reagan and Mc Caughan. Mr. Reagan has since retired and the firm name has been changed to Mc Caughan & Etheridge.

Also enclosed are four executed copies of memorandum agreement and a copy of a resolution authorizing the agreement to be signed by Mr. Don Roy Farley.

We trust this gives you all the information necessary to process this application.

Very truly yours,

Nueces County Water Control &
Improvement District No. 4

Don Roy Farley
Don Roy Farley, President

cc: Firest Southwest Company
Mr. Laddie J. Cook
South Texas Building
San Antonio, Texas, 78205

Texas Water Quality Board
1108 Lavaca Street
Austin, Texas, 78701

Mc Caughan & Etheridge
320 Wilson Building
Corpus Christi, Texas, 78401

MINUTES OF SPECIAL MEETING
NEW SEWER RATES
MAY 27, 1971

STATE OF TEXAS X
CITY OF PORT ARANSAS X
COUNTY OF NUECES X

On this the 27th day of May, 1971, the Nueces County Water Control and Improvement District #4, convened in a special session; there being present and in attendance the following members, to-witt:

Don Roy Farley	President
Andrew J. Dallas	Vice President
H.L. Ward	Secreatry
Carl Peterson	Director
Car Castell	Director

and Guest was Mr. Willie Kasurek of Touche-Ross Company.

The District has requested Mr. Kasurek to set out a new sewer rate for the District to consider to increase the revenue . These rates are attached and becomes a part of the minutes.

After a long and full discussion, motion was made by Andy Dallas, seconded, *and voted on* by Carl Castell to adopt and approve the following rates but must be read at three meetings. These are as follows:

RESIDENTIAL RATES: (ANY SIZE METER)

\$3.00 base, water used to 10,000 gallons
.30 per 1,000 gallons for all over 10,000 gallons

COMMERCIAL RATES (ANY SIZE METER)

\$5.50 base, water used to 10,000 gallons
.30 per 1,000 gallons for all over 10,000 gallons.

COMMERCIAL/ BUSINESS , defines as one renting or selling merchandise. If a rental unit, attached or unattached to house, it will be commercial.
RESIDENTIAL , defined , as one family dwelling.

Billing will be made from the consumption of water used from the meter and not from number of units or amount of fixtures.

To become effective, this must be read and voted on at three (3) consecutive meetings.

After motion was made and seconded , it was unanimously carried.

Meeting was adjourned at 5 P.M.

Nueces County Water Control and
Improvement District #4

Don Roy Farley
Don Roy Farley, President

ATTEST:

H.L. Ward
H.L. Ward, Secretary

McCAUGHAN & ETHERIDGE

CONSULTING ENGINEERS

220 WILSON BLDG.

CORPUS CHRISTI, TEXAS 78401

June 7, 1971

Mr. Ralph Brown, General Counsel
San Antonio River Authority
Fourth Floor
Three Americas Building
118 Broadway
San Antonio, Texas 78205

Dear Mr. Brown:

Thank you so much for the May Consensus Agreement for Nueces
County Water Control & Improvement District No. 4. These have been
forwarded to the District for action by the Board Tuesday evening,
June 8th, and should be forwarded to the River Authority on June 9th.

Very truly yours,

McCAUGHAN & ETHERIDGE

By

F. J. McCaughan, P.E.

FAM:hmk

cc: NCWCID #4

Mr. Laddie Janacek



SAN ANTONIO RIVER AUTHORITY

Area Code - 512 - 227-1373
Fourth Floor
Three Americas Building
118 Broadway
San Antonio, Texas 78205

1.11-4.3-GC & PD; 3.1-10
3.1-107; 3.1-107.3

June 2, 1971

Mr. Frank A. McCaughan, Public Engineer
Wilson Building
Corpus Christi, Texas

Dear Mr. McCaughan:

At the request of Mr. Laddie Janacek, enclosed are six copies of a "Memorandum Agreement Between the Nueces County Water Control Improvement District No. 4 and the San Antonio River Authority."

Please have the District's president execute four copies and return them to use prior to June 16, 1971. We will then execute the Agreement and forward it to the Texas Water Quality Board to be filed with your pending grant application.

If we can be of further assistance, please advise.

Very truly yours,

RALPH BROWN
General Counsel

Rb:cb

Encls.

cc:

Mr. Bob Fleming,
Chief Engineer, Texas Water Quality Board

cc:

Mr. Laddie Janacek

approved +
passed
May 27 minutes

5

NUECES COUNTY WATER CONTROL & IMP. DIST. #4

SEWER RATES

30¢
per
10,000

1. Rate structure as outlined would provide an increase of revenue for a calendar year of approximately \$12,000.
- ✓ 2. Consider one base rate for commercial and one base rate for residential. What is basis for charging 4" meter more than 3/4" meter when rates are based on water useage?
- ✓ 3. City of Corpus Christi sewer rates:

1 family dwelling \$ 3.00 maximum
2 family dwelling 4.50 maximum

Rates:

First 10,000 gallons
~~Next 100,000 gallons~~
~~Next 200,000 gallons~~

30¢ per 1,000 gallons
20¢ per 1,000 gallons
10¢ per 1,000 gallons

base rate

wa

over 10,000, effective 8-18-71
no
fine credit on July billing

- ✓ 4. Establishing only one minimum rate for commercial would decrease computation by only \$85.00, that is from projected \$2,470.95 to \$2,385.95.
5. Consider sewer charges to be based on water billed amount. Average on commercial would require about 48% rate to be applied to water bill. This would produce income of \$2,475.46 based on April 1971 billing.
- 1 Impact of straight water bill charge - would make residential pay a little more than indicated on residential gallon basis since percentage of sewer charges is only 42% there. Also minimum sewer charge would be as low as \$1.44 using 48% rate applied to water bill.
6. Revenue that would have been produced in last two fiscal years had sewer charges been based on water billed. These figures would hold true on either the gallons used rate structure or on the percent of water billed rate structure.

yes
water
bill.

	9-30-70	9-30-69
Water revenue	\$ 107,813	\$ 98,947
Sewer rate	48%	48%
Sewer revenue produced	\$ 51,750	\$ 47,494
Actual for the year	38,415	35,310
Net increase	\$ 13,335	\$ 12,184
Net loss from sewer system for year was	\$ 17,842	\$ 14,890

NUECES COUNTY WATER CONTROL

AND IMPROVEMENT DISTRICT #4

Port Aransas, Texas

Analysis of Water Consumption and Gallons Billed

Year Ended September 30, 1970

	Consumption	GALLONS Consumption Billed	Difference (Over-billed) Under-billed
	-----	-----	-----
October, 1969	11,497,200	9,325,800	2,171,400
November, 1969	9,954,900	6,571,900	3,383,000
December, 1969	7,489,100	5,584,300	1,904,800
January, 1970	7,639,100	6,111,200	1,527,900
February, 1970	9,229,800	7,727,500	1,502,300
March, 1970	11,547,700	6,199,200	5,348,500
April, 1970	10,973,800	10,652,200	321,600
May, 1970	12,249,600	8,344,700	3,904,900
June, 1970	15,113,400	13,559,400	1,554,000
July, 1970	20,165,400	16,297,900	3,867,500
August, 1970	13,408,000	8,434,000	4,974,000
September, 1970	15,231,200	7,833,000	7,398,200
	<u>144,499,200</u>	<u>106,641,100</u>	<u>37,858,100</u>

Analysis of Water Consumption and Gallons Billed

Year Ended September 30, 1969

	Consumption	GALLONS Consumption Billed	Difference (Over-billed) Under-billed
	-----	-----	-----
October, 1968	7,937,700	6,377,300	1,560,400
November, 1968	8,025,300	6,917,600	1,107,700
December, 1968	6,258,700	5,196,400	1,062,300
January, 1969	6,488,700	5,179,600	1,309,100
February, 1969	6,283,100	5,221,400	1,061,700
March, 1969	8,276,300	5,058,700	3,217,600
April, 1969	11,157,100	9,218,600	1,938,500
May, 1969	11,871,100	8,956,400	2,914,700
June, 1969	15,099,100	13,976,000	1,123,100
July, 1969	18,298,200	14,708,200	3,590,000
August, 1969	17,684,800	15,998,300	1,686,500
September, 1969	13,075,300	10,120,200	2,955,100
	<u>130,455,400</u>	<u>106,928,700</u>	<u>23,526,700</u>

Residential

1" meter 3.00 1 1/2" meter - 5.00
1" meter 4.00 2" meter - 6.00

C O L U M N W R I T E	1	2	3	4	5	6	
						304	404
(April Billing)	Meter size	Water	as billed sewer	Consumption	acc. 1"	over 10,000 gallons	
J. William Equip.	S 3/4	3.75	3.00	3,000	4	3.00	3.00
J. Pamela Netherly	S 3/4	3.00	3.00	1,900	5	3.00	3.00
Mr. Harold	3/4	22.03	5.50	305.00	43-P	9.15	11.20
Dr. C.C. Shotts	S 3/4	6.15	3.75	62.00	29	3.00	3.00
Mr. W. F. Forentold	S 3/4	3.00	3.75	3.00	32	3.00	3.00
Dorfe Bryndy	1"	13.63	5.50	145.00	52	5.35	5.80
S.C. Scibienski	3/4	13.45	5.00	173.00	56	5.19	5.92
William Houston	3/4	9.48	5.25	112.00	74	3.36	3.48
Mr. Joe Kemmon	3/4	5.25	4.50	50.00	96	3.00	3.00
Ernest Page, Jr.	3/4	22.29	3.75	309.00	109	9.27	11.36
B. D. Harn	3/4	10.91	4.50	134.00	128	4.02	4.36
Burton Curry	3/4	7.47	4.75	81.00	140	3.00	3.00
Don Roy Farley	3/4	6.68	9.75	69.00	142	3.00	3.00
Joe Tracy	3/4	5.33	4.50	51.00	160	3.00	3.00
Abraham Whitmire	3/4	5.48	3.00	53.00	205	3.00	3.00
J. B. Magee	1"	10.83	4.25	102.00	209	4.06	4.08
Clare Van Baden	3/4	8.90	3.75	113.00	211	3.09	3.12
Collins Wofford	S 3/4	7.92	6.75	88.00	272	3.00	2.00
George Hawn	1"	16.46	4.25	204.00	319	7.12	8.16
M. D. Tollette	3/4	14.23	4.75	185.00	380	5.55	6.40
John Young	2"	37.93	6.75	365.00	500-B	13.95	16.60
Tom McNeil	3/4	15.14	3.75	199.00	539	5.97	6.96
Totau Belcher	3/4	8.05	3.00	90.00	603	3.00	3.00
Carl Castle	3/4	5.25	3.50	50.00	655-A	3.00	3.00
O. J. Mearsh	3/4	7.08	3.50	75.00	668	3.00	3.00
Mr. W. J. Hutchins	3/4	8.25	3.00	93.00	694	3.00	3.00
Ort Paque	S 3/4	4.80	3.00	44.00	701	3.00	3.00
Don Gibson	3/4	8.64	3.00	99.00	1016-E	3.00	3.00
Lawrence Martin	3/4	7.60	3.75	83.00	1037	3.00	3.00
W. W. Butler Cusky Jr.	3/4	12.73	4.50	162.00	1049	4.86	5.48
Leon Karr	1 1/2"	38.78	12.00	455.00	1083	15.65	19.20
Sylvia Palmros	3/4	15.07	3.75	198.00	1103	5.94	6.92
		365.56	140.75			153.53	170.04
						42.02	

MINIMUM RATE - 10,000 gallons

Commercial rates to apply to all meters with more than a family dwelling.

4" meter	\$10.00
3" meter	8.50
2" meter	7.50
1 1/2" meter	7.00
1" meter	6.50
3/4" meter	5.50

	April Billing	(1) Meter Size	(2) As Billed		(4) Consumption	(5)	(6)
			Water	Sewer		30 d over 10,000	40 d gallons
1	Channel View Apts	3"	26683	9225	350200	11056	14458
2	Enns Marine (Cafe)	3/4"	2244	425	31100	1183	1394
3	- (Station)	✓	300	350	-	550	550
4	Inst. of Marine Science	4"	14430	1075	146300	5089	6452
5	N. Co Park Bld (Red House)	3"	13436	2200	146400	4942	6306
6	The Beach House	1"	1090	525	10300	659	662
7	Munting Trailer Park Annex	3/4"	548	1025	5300	550	550
8	Maurice Wilcher Wilson	1"	2221	975	27700	1181	1358
9	Munting Trailer Park	2"	4417	4025	46100	1833	2194
10	Coal Jones (Cave Counter)	1"	1148	800	11200	686	698
11	Cook "N" Walter Cafe	3/4"	465	450	4200	550	550
12	First Baptist Church	3/4"	300	450	3100	550	550
13	St Joseph Catholic Church	3/4"	300	375	1300	550	550
14	Morris Trailer Park	3/4"	450	625	4000	550	550
15	Beschmber Apts	1"	1194	625	11900	707	726
16	Young Life, Inc	1 1/2"	6627	1725	87800	3034	3812
17	Unity by Sea Episcopal Church	3/4"	503	350	4700	550	550
18	Double Bar Lodge	1 1/2"	5925	1875	77000	2710	3380
19	Sea House Lodge	1 1/2"	3686	1150	42600	1678	2004
20	Rock Cottages	3/4"	5862	1850	86800	2854	3622
21	Outrigger Motor Hotel	1"	1616	1775	15400	902	986
22	The Isle Village	2"	32737	7975	474100	14673	19314
23	Beachhead Apts	4"	39160	9275	588300	18349	24132
24	Sea House Inn	1 1/2"	33004	6975	493600	15208	20044
25	Gulf Stream Apts	1"	961	1125	11400	692	706
26	Gulf Beach Counter	3/4"	5849	2025	86600	2848	3614
27	Island Retreat	3"	39612	15875	549100	17023	22414
28	U.S. Coast Guard (Life Boat Sta)	1 1/2"	15812	1300	229100	7273	9464
29	Red & Green Club	3/4"	1338	375	17200	766	838
30	The Corner	3/4"	465	425	4200	550	550
31	Stamper's Bottle Shop	3/4"	300	350	0	550	550
32	Lindgren Gift Shop	3/4"	383	425	3100	550	550
33	Sport Center	2"	2000	425	0	750	750
34	Seagull Inn	1 1/2"	5925	2850	77000	2710	3380
35	Island Texaco	1"	3348	550	43600	1718	2074
36	Port Shuster	3/4"	353	525	2700	550	550
37	Beschmber Beauty Shop	3/4"	300	550	1900	550	550
38	City of P.A. (Munty Bldg)	1"	2195	350	27300	1169	1342
39	- (Comm. Bldg)	3/4"	300	450	900	550	550
40	Gibbs Cottages	3/4"	1637	1350	21800	904	1022
41	Betty's Liquor Store	3/4"	450	350	4000	550	550
42	Chicken Knap	3/4"	2378	575	33200	1246	1478
43	Island Diner	1"	3703	1175	50500	1865	2270
			285655	87150		133408	168594

41.7%

Prepared By	Initials	Date
Approved By		

2

		(1) meter size	(2) as Billed Water	(3) Billed Lumen	(4) Consumption (gal)	(5) 30.4 Over 10,000	(6) 4.0 4 gallons
						Over 10,000	
1	Roberts Crutcher + Trailer PK	1	3118	1500	41500	1595	1910
2	P. A. I.S.D.	3/4	368	300	2900	550	550
3	✓	✓	300	300	1300	550	550
4	✓	✓	518	300	4900	550	550
5	✓	2	8440	1450	100300	3459	4362
6	Sumner Cottages	1 1/2	4462	900	46800	1804	2172
7	PA I.S.D.	2	3071	1175	25400	1212	1366
8	✓	3/4	458	300	4100	550	550
9	Billmore Cottages	3/4	2729	1350	38600	1408	1694
10	Spanish Village	1 1/2	10878	1775	153200	4996	6428
11	L. & M. Courts	1	4509	2825	62900	2237	2766
12	Sea Shell Cottages	1	3332	1750	44800	1694	2042
13	Avenue C. Trailer PK	3/4	1403	975	18200	796	878
14	Bobby's Brewery & Cafe	3/4	3912	825	56800	1954	2422
15	Sea & Land Motel	3/4	3665	1150	53000	1840	2270
16	Sumner Cottages	3/4	495	350	4600	550	550
17	Farm Winds Trailer PK	1	2130	1525	26300	1139	1302
18	Archer Cottages	3/4	2547	1275	35800	1324	1582
19	Newport Inn	2	7205	1800	81300	2889	3612
20	Beacon Trailer PK	3/4	3724	3025	53900	1867	2306
21	Nixon Cottages	3/4	2261	675	31400	1172	1406
22	Dessum Cottages	3/4	1962	775	26800	1054	1222
23	Dessum Trailer PK	1	3137	3025	41800	1604	1922
24	Sea Breeze Cottages	1 1/2	2636	1325	26400	1192	1356
25	Luminae Laundry & Dry Clean	3/4	375	475	3000	550	550
26	Buccaners Courts + Trailer PK	1	3625	1450	49300	1829	2222
27	Mayfield Trailer PK	3/4	398	525	3300	550	550
28	Sea Shell Cottages	1	845	625	6600	650	650
29	Felton Cottages	1 1/2	5698	1525	73500	2605	3240
30	Island Express (Hawaii)	3/4	405	300	2400	-	-
31	Malibu Club	1	973	1050	8500	650	650
32	Mrs Peter Capetini	3/4	2541	625	35700	1321	1578
33	Woodys Boat Basin	3/4	1247	350	15800	724	782
34	Humble Oil (Al Man)	2	2363	350	14500	885	930
35	Delfino Bar Co	3/4	300	350	600	550	550
36	Oligwater Boat House	1	1479	850	16700	851	918
37	Port Boat Co	1 1/2	1000	350	1700	700	700
38	G. & H. Boat Basin	3/4	3249	400	46600	1648	2014
39	White Marine Rent & Club	1 1/2	1315	1750	6200	700	700
40	City of PA (City Hall)	3/4	300	350	900	550	550
41	The Shell Shop	3/4	300	400	1200	550	550
42	Non-view Motel	3/4	1754	1070	23600	958	1094
43	J.C. Bore "Car Wash"	1	3352	350	45100	1703	2054
			108374	43425		55980	66040

	(1) meter size	(2) as Ruled		(4) Consumption	(5)	(6)
		Water	Sewer		30 d	40 d
					over 10,000 gallons	
Pelican Trailer Park	3/4	1267	1425	16100	733	794
Murphy Cottages	3/4	1325	1025	17000	760	830
Humble Oil	3/4	4796	450	70400	2362	2966
Globe Inc (Washington)	2"	13523	975	186200	6036	7778
Snappers Courts	1 1/2	1843	925	14200	826	868
Kline + Wiggins	1 1/2	2565	625	25300	1159	1312
Angela's Courts	1 1/2	4430	2300	54000	2020	2460
Marine Courts	3/4	3503	2350	50500	1765	2170
Herb's Handy's Cafe	3/4	2092	575	28800	1114	1302
Jones Pharmacy	-	948	575	11200	586	598
Island Cottages	1	13063	4300	194500	6185	8030
Sail Club	3/4	1293	600	16500	745	810
Bilmore Service Station	1	1909	425	22900	1037	1166
Island Food Store	1	7726	1550	112400	3722	4746
Long Palm Courts	3/4	2749	1125	38900	1417	1706
Food Center	3/4	2716	650	38400	1402	1686
U.S Post Office	3/4	1345	400	17300	769	842
Cupri Courts	3/4	4107	875	59800	2044	2542
Tropic Isle Motel	2	8473	3100	108500	3705	4690
Ma Loma Kona	1 1/2	3878	1200	45500	-	-
Tropic Isle Motel	2	4350	1650	45100	1803	2154
Trop Lodge	1	2156	1025	26700	1151	1318
Tropic Isle Motel Hotel	1 1/2	35513	5325	532200	16366	21588
		121692	32300		57707	72376
					47.4%	
Grand Total		515721	162875		247095	307010

NUECES COUNTY WATER CONTROL

AND IMPROVEMENT DISTRICT #4

Port Aransas, Texas

Analysis of Water Consumption and Gallons Billed

Year Ended September 30, 1970

October, 1969
November, 1969
December, 1969
January, 1970
February, 1970
March, 1970
April, 1970
May, 1970
June, 1970
July, 1970
August, 1970
September, 1970

Consumption	GALLONS	
	Consumption Billed	Difference (Over-billed) Under-billed
11,497,200	9,325,800	2,171,400
9,954,900	6,571,900	3,383,000
7,489,100	5,584,300	1,904,800
7,639,100	6,111,200	1,527,900
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13,408,000	8,434,000	4,974,000
15,231,200	7,833,000	7,398,200
144,499,200	106,641,100	37,858,100

Analysis of Water Consumption and Gallons Billed

Year Ended September 30, 1969

October, 1968
November, 1968
December, 1968
January, 1969
February, 1969
March, 1969
April, 1969
May, 1969
June, 1969
July, 1969
August, 1969
September, 1969

Consumption	GALLONS	
	Consumption Billed	Difference (Over-billed) Under-billed
7,937,700	6,377,300	1,560,400
8,025,300	6,917,600	1,107,700
6,258,700	5,196,400	1,062,300
6,488,700	5,179,600	1,309,100
6,283,100	5,221,400	1,061,700
8,276,300	5,058,700	3,217,600
11,157,100	9,218,600	1,938,500
11,871,100	8,956,400	2,914,700
15,099,100	13,976,000	1,123,100
18,298,200	14,708,200	3,590,000
17,684,800	15,998,300	1,686,500
13,075,300	10,120,200	2,955,100
130,455,400	106,928,700	23,526,700

MINUTES OF
REGULAR MEETING

* * * * MARCH 9, 1971 * * * *

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 9th day of March, 1971, the Board Of Directors of the Nueces County Water Control and Improvement District No.4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit,

President	Don Roy Farley
Secretary	H. L. Ward
Director	Carl Peterson
Director	Carl Castell

Visitors:	Gail Holman
	Dick Hatch

Absent:	Andrew Dallas
---------	---------------

Meeting was called to order at 7:00 P.M.
Minutes of previous meeting read and approved as set forth.

Letha please check with the men and see if they remember if they have signed all credit slips at the filling stations (Ousley's Enco) for tires fixed and check with the stations and tell them to be sure all tickets are signed.

Motion made by Carl Peterson, and seconded by Carl Castell that we pass an ordinance regulating the discharge of industrial wastes into the sewer system of Port Aransas. (Attached and becomes a part of these minutes.)

Don Roy will check with the city and see if the Plumbing Code set up by the City must agree with the Water District's Code, to be in accordance with the Master Plumbing requirements.

Motion made by Carl Peterson, seconded by Carl Castell that H. L. Ward talk to Letha about getting Workmans Compensation, but dropping the insurance on the building in the back. Motion was carried by the following vote:

AYES:	Don Roy Farley
	H.L. Ward
	Carl Peterson
	Carl Castell

NOES:	None
-------	------

Don Roy read the letter of resignation from Martha Brown:

March 9, 1971

This will serve as notice to the Board of Directors of the Nueces County Water Control & I.D.#4 of my resignation: of my position in the Water Office, my last day with the District being March 31, 1971.

I have one remaining week of my vacation due which I would like permission to take March 15th to March 19th as the general office routine is up to date till billing on the 25th.

Martha Brown

Motion was made by H.L. Ward, seconded by Carl Peterson to accept Martha's resignation with regrets. Motion was carried by the following vote:

AYES:

Don Roy Farley
H.L. Ward
Carl Peterson
Carl Castell

NOES:

None

The University Of Texas
March 3, 1971

MR. DON ROY FARLEY
MR. ANDY DALLAS
MR. H.L. WARD
MR. CARL CASTELL
MR. PETE PETERSON

Re: Payment of Water Bill by the University Of Texas Marine Science
Institute at Port Aransas

Gentlemen:

Because of procedures established by law and enforced by the Texas State Board of Control for payment of bills, it is not possible for a check to reach your office within the formal time limitations recently established for payment of water bills.

All such checks are issued from Austin. And a voucher must be sent from us in Port Aransas through the University of Texas at Austin before a check can be issued. All bills received by our office at Port Aransas are processed within a matter of a few days. The remainder of processing requires at least 4 weeks and this time is beyond our control.

In consideration of the fact that payment for water will certainly be received by your office within the normal time required for processing any bill through the state payment procedure and in consideration of the fact that the University of Texas Marine Science Institute consumed \$4,679.00 worth of water during the last two years---all paid for, please instruct the employees of the water district to adopt a procedure for the University of Texas Marine Science Institute whereby allowance is made for the extra time required by law for a state agency. There is no necessity for phone calls or follow up billing. Our second bill and two phone calls were all received this month after the water bill had already been sent to Austin for Payment.

The first phone call we received notified us that the water would be cut off if payment was not received immediately. Some of our electronic equipment requires continuous water cooling. Approximately \$1,500 damages would be incurred by this equipment if the water would be shut off without our being able to look after this equipment.

In summation, all our bills are regularly and automatically paid just as fast as possible within the procedures established by law. Therefore an office procedure should be adopted by the water office whereby our account is not considered delinquent at such an early date and whereby follow up bills and phone calls are eliminated.

Sincerely yours,
John H. Thompson, Jr.
Marine Laboratory Manager

JHT/ ga

cc: Mrs. Letha Manchen

Motion was made by H.L. Ward and seconded by Carl Castell, to have Letha send letter to John Thompson, at the Marine Lab that we understand their position and so a resolution was made whereby all Government agencies be allowed a length of time, not to exceed their deposits in which to pay their water and sewer bills.

Don Roy will talk to the City about the them paying half of the cost of maintaining the Fire Hydrants.

Motion was made by H. L. Ward, and seconded by Carl Peterson, That the grader be sold back to the city for \$1.00. Motion was carried by the following vote:

AYES:

Don Roy Farley
H. L. Ward
Carl Peterson
Carl Castell

NOES:

None

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned at 9:30 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Don Roy Farley
Don Roy Farley President

ATTEST:

H. L. Ward
H. L. Ward Secretary

MINUTES OF REGULAR MEETING
MAY 25, 1971

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 25th day of May, 1971 the Board of Directors for the Nueces County Water Control and Improvement District No. 4, convened in a regular session at the regular meeting place thereof; there being present and in attendance the following members, to-witt:

Don Roy Farley	President
H.L. Ward	Secretary
Carl Castell	Director
Andy Dallas	Vice President

and being absent was Carl Peterson. Visitors were Dr. Bliss Shaffer, Gail Holman, Betty Curry and Letha Manchen.

A discussion was had on whether or not the delinquent bill were being sent correctly. After a full discussion, motion was made by Carl Castell that bills sent on first of month were not paid by 10th of following month, a delinquent notice will be sent allowing another 10 days, if bill not paid by the end of the 10 days, allowed on delinquent notice, water meter will be automatically removed. Customer will then be charged for disconnect and reconnect according to size of meter and this plus amount of bill must be paid in full before the meter is reinstalled. Motion was seconded by Andy Dallas and was carried unanimously.

Dr shaffer had previously written to the Water District requesting a Fire Hydrant placed at the corner of Shuibi Sands and Sea Secret . The District forwarded the letter to the City. Dr Shaffer appeared before our Board for information on hydrant. After a full discussion, the Board advised Dr Shaffer that at this time the District has a 4" water line in this location and he can at his expense install a 4" hydrant or see if the City would help him as the District is not obligated to install Fire Hydrants, this being a part of the City. Mrs. Manchen was requested by the Board to gather a information pertaining to fire hydrants set out in minutes in the past.

Minutes of meeting of May 11th was read and approved as read.

In Mr. Holmans letter to the Board on May 11, 1971, he requested a letter to the Civil Defense be sent pertaining to generators needed for the District in case of another Hurricane. The letter is as follows:

May 12, 1971

Judge Oscar Gillespie
Civil Defense & Hurricane Preparedness
City of Port Aransas
Port Aransas, Texas

Gentlemen:

The Nueces County Water Control and Improvement District #4, would like to present for your consideration, the following list of our needs in case of an emergency. If it would be possible we would like to have these brought over before a Hurricane in case we should be isolated and it would be impossible to get them over.

Lift Station #1	Cotter & Alister Sts.	10 H.P.	Maximum Generator
Lift Station #2	Ave "G" & 11th Sts	10 H.P.	" "
Lift Station #3	Ave" & Alister	16 H.P.	" "
Lift Station #4	Sewer Treatment Plant	150 H.P.	" "
Lift Station #5	Shuibi Sands & 11th	10 H.P.	" "
Lift Station #6	Kluge Addition (Barr)	10 H.P.	" "
Water Treatment Plant, Port Aransas (Port St. at Ferry Landing)		40 H.P.	" "
Aransas Pass Water Pump Station (So. Commercial & Beasley Sts, (Aransas Pass, Texas)		50 H.P.	" "

Any consideration that you may give us would be greatly appreciated.

Very truly yours,

Nueces County Water Control &
Improvement District #4

Signed: Gail Holman

The following are letters received and was read and discussed.

May 11, 1971

Nueces County Water Control and
Improvement District #4
P.O. Box 128
Port Aransas, Texas

Gentlemen:

The results of the petition to form a Texas Section are excellent. We now have over 50 percent of the Texas members having signed the petition and we are in a good position to present our request to the National Board in Denver next month.

The poll that was circulated by Glen Kellogg dated May 4, was made at the request of the board members of the other three states at the mid-year board meeting in San Antonio. The Texas members voted against taking a poll, since the petitions were being circulated, and the poll would only create confusion. Even though the poll has little significance, I voted for Texas Section and returned my ballot.

Sincerely,

Atlee M. Cunningham
Corpus Christi Water Superintendent

Mc Caughan & Etheridge
320 Wilson Tower
Corpus Christi, Texas

Mr. Don Roy Farley
Nueces County Water Control &
Improvement District #4
P.O. Box 128
Port Aransas, Texas

Dear Mr. Farley:

With regard to the letter you received from the Texas Water Quality Board, please be advised as follows:

1. We have contacted the Coastal Bays Regional Planning Commission to see if they have any information on this matter. They did not have so Mr. Charles Crow, Executive Director of the CBRPC, called Mr. Fred N Pfeiffer, Manager of the San Antonio River Authority in San Antonio. He said that they could make the Financial Assistance necessary but would have to sell bonds and they would need to charge the District a fee for selling and handling the bonds. He advised that the District wait until after the election on May 18th and if Amendment No. 4 passed then we could get the same financing thru the State at no cost. If it failed then he would be glad to help. In the meantime he will send us the necessary forms and instructions for the "Memorandum Agreement."
2. We recommend waiting until May 19th to see which way to go.

We hope that Amendment No. 4 passes.

Very truly yours,

Mc Caughan & Etheridge

May 11, 1971

Mr. Bon Roy Farley
Nueces County Water Control &
Improvement District #4
P.O. Box 128
Port Aransas, Texas

Dear Mr. Farley:

Before I left on vacation several weeks ago you mentioned the possibility of a study on your water and sewer rates.

In 1956 we made a study of the City of Corpus Christi on their water rates. The rates established by this report were used until August 1, 1970, when some new and higher rates were established. We must have done a pretty good job to keep the same rates in effect for 16 years.

We believe we can make a study for you covering both water and sewer costs and charges which will be of benefit to the District.

If you are interested in pursuing this we would appreciate the opportunity of meeting with you to outline a scope of the work so we could make a proposal to the District. Please let us know when you would like to meet.

Very truly yours,

Mc Caughan & Etheridge

The following is Gails monthly report to the District;

May 25, 1971

Board of Directors
Nueces County Water Control &
Improvement District #4
City

Gentlemen:

I have installed a 2" Straight reading Master Meter for Johnny Roberts and Dr. Dan Russell.

In conversation with Rick Ricles, with Mc Allen Pipe & Supply, I was informed that the Freer Water District set their water rates at 3,000 gals for \$5.00, over 3,000 gals @ \$1.00 per 1,000. Also one other District, he could not remember at the time. He is working on this for me and gathering more information on this. He thought our rates according to pumping this water twice was out of line. He said in our locality we should be more in line with Freer. In his experience with water Districts and City on a long period of years that Port Aransas is too cheap on the cost of water in the way it has to be handled, to serve the Island. He also states that this extra revenue would help to offset the sewer which won't support itself anyway. The District of Freer had a few complaints but when it was explained to the public that this was what it cost the District to operate at efficiency.

Several other salesmen have told me the same thing, Our problems have been on sewer, but let's take a longer look on the water which we must have to survive, and at this rate we may conserve our water supply.

Oliver Perry of San Patricio Water District informed me that his District would have a hard time this summer to supply 7 Cities Area which he must serve, Port Aransas being among the 7. Our limited supply is 48 to 60 Hour on Peak loads.

Returning to the raising of the water rates, using myself as an example, I use 5,000 gals per month. At 3,000 Gal Minimum for \$5.00

next 2,000 @ \$1.00 2.00

\$7.00 which is acceptable

making \$2.00 on my resident, this would get the District out of a hole, provide revenue for new water and sewer mains out of revenue, with no cost of taxes and bonds to the public. With the new sewer change we should be able to operate partially out of revenue.

Coastal Bend Association in attendance, Normally we have 100 Guests at other Cities and Districts, I wish to thank you, as Board members, for making this possible. We had 160 to attend our dinner.

Respectfully Submitted

Gail Holman

There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried, the meeting was adjourned at 9:30 P.M.

Nueces County Water Control &
Improvement District #4

Don Roy Farley
Don Roy Farley, President

ATTEST:

H.L. Ward
H.L. Ward, Secretary

Minutes of Regular meeting
May 11, 1971

STATE OF TEXAS X
CITY OF PORT ARANSAS X
COUNTY OF NUECES X

On this the 11th day of May, 1971, the Board of Directors for the Nueces County Water Control and Improvement District #4, convened in a regular session at the regular meeting place thereof, with the following members present, to-witt;

Don Roy Farley	President
Andrew J. Dallas	Vice President
H. L. Ward	Secretary
Carl Peterson	Director
Carl Castell	Director

with the visitors Gail Holman, Water Supertendant anf Letha Manchen, Office Manager.

Mr. Farley opened the meeting by reading the minutes of April 27th, and motion was made by Mr. Castell seconded by Mr. Ward to accept the minutes as read, and carried unanimously.

Mrs Manchen presented to the Board the accounts payable. The Board considered the accounts and recommended that all bills be paid.

Mr. Farley presented to the Board a revised set of plans for the Wild Life and Fish Hatcheries, showing the existing 4" water line on Port Street and omitting the 8" as first proposed, as the District feels that it would not be feasible at this time. Also the existing 4" line will supply sufficient water for the Hatchery. Motion was made by Mr. Peterson, seconded by Mr Ward and was carried as follows:

AYEA:	Mr. Farley
	Mr. Dallas
	Mr. Castell
	Mr. Peterson
	Mr. Ward

NOES:	None
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Mr. Farley read the report and recommendations from Mr. Holman as follows:

Gentlemen:

After attending the Civil Defence meeting, April 29, 1971, I would like to recommend to the Board that we present to the Civil Defence the following list of our needs in case of an emergency:

Lift Station #1 Cotter & Alister St.	10	^{K.W.} 10 Maximum Generator
" " #2 Avenue "G" & 11th St	10	" " "
" " #3 Alister & Ave "G"	16	" " "
" " #4 Sewer Treatment Plant	150	" " "
" " #5 Shubia Sands & 11th St	10	" " "
" " #6 Kluge Addition (Barr)	10	" " "
Port Aransas Water Treatment Plant	40	" " "
Aransas Pass Water Pump Station	50	" " "

If this is approved by the Board, I suggest a copy be sent to our Civil Defense in Port Aransas, Texas.

I would like to discuss with the Board, the possibility of water service for Mr. Ken Huedeohl, on Sattion Street. He wishes to service 1 to 6 houses.

I would also like to discuss the possibility of a 2" line extention on AveJ and loth Sts. After checking with the City, I find that this is not a Dedicated Street so Mr Levi Muellor will have to extend this line 175 ft. at his expense to serve his property. This I think he is willing to do, with the Board's approval.

I had an offer on the Sewer Rotroooter of \$150.00 for which I turned down. Its cost beong \$2,000.00.

~~XX would like the Board~~ X

I would like the Board to offer the City \$1.00 for the old Fire Truck in our back yard. We would like to have the tank to haul water for well pointing. It would also remove some junk from our property.

Respectfully submitted

Gail Holman

After a long discussion Mr. Ward Made the motion to send a letter to the Civil Defense requesting the needed generators. Motion was seconded by Mr Peterson and carried unanimously.

Motion was made by Mr. Peterson, seconded by Mr. Castell, to extend a 2" water line on Station Syreet, beginning at Shubia Sands Street and extending to the vicinity of Jed Brundretts house. Motion was carried unanimously.

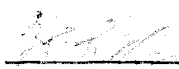
Mr. Advised the Board that Mayor Turnbull had advised hin that our men, in using the Fire Truck for well pointing, had gotten the truck to hot and had broken the head. The Mayor wanted the Water District to pay for same. After a discussion and a telephone call to the Mayor, The Board agreed to pay 50% of the cost and the City to pay the other 50%. The Board also agreed that the City equipment will no longer be used by the Water Department. It was agreed via telephone conversation with the Mayor that the City would trade the old Fire truck to the District for the Gallion Grader that the District bought from the City last year.

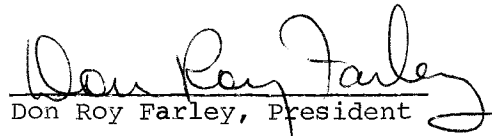
A discussion was had in regards to the need of a base radio and two units for the District. The present radios in the office had been out of commission for over two years, and it takes to much time for the office help to find the boys when we have water breaks. Mr. Farley ask Mr Peterson to check into the prices etc on new radios.

There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried, the meeting was adjourned at 9:30 P.M.

Nueces County Water Control
and Improvement District #4

ATTEST:


H.L. Ward, Secretary


Don Roy Farley, President

STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

On this the 27th day of April, 1971, the Board of Directors for the Nueces County Water Control and Improvement District #4, convened in a regular session, ther being present and in attendance the following members, to-witt:

Don Roy Farley	President
Andrew J. Dallas	Vice President
H.L. Ward	Secretary
Carl Castell	Director

Being absent was Mr. Pete Peterson. Guests were Mr. Horace Mc Cord, a representative for the Institute of Marine Science.

Mr. Mc Cord presented to the Board plans and specifications for the enlargement of the Institute of Marine Science, University of Texas, on water and sewer facilities for the Boards approval.

After reviewing the plans and a full discussion, the Board requested that Mrs. Manchen contact Mr. Frank Mc Caughan, Engineer for the District and advise that Mr Mc Cord would contact them via letter advising their means of processing the sewage before entering into our lines and advise the Board if this will be acceptable. Also send a copy to the Institute of Marine Science.

The current bills and account payable was presented to the Board for approval. Motion was made by Mr. Peterson, seconded by Mr. Ward to pay all bills. Motion was unanimously carried.

A correction was made in the minutes of April 13 as follows:
All water and sewer connections that have to cross County or State Highway to be charged time and material effective as of April 13, 1971. This should read "Time and material plus regular tapping charge".

After a long discussion pertaining to Risers on the private line that Johnny Roberts installed, the Board agreed that the District would stand the expense for the installation of a master meter if Mr. Roberts and Dr. Russell would be responsible for any and all water used on the line above and above their own meter readings. The line is so long and it being a private line, someone from the beach crowd could use the water for showers instead of fire, therefore the District can not be responsible for the water.

Mrs. Manchen, to notified ~~be write~~ to both Mr. Roberts and Dr. Russell to see if they agree to this, if so the master meter will be installed at the beginning of the line at Anchor Village. All private lines in the future will be master metered.

The Board requested Mrs Manchen to contact Mr. Gallagher of the Metropolitan Insurance Company pertaining to the group insurance the District carries on employees and see if this will pay any thing toward the injury John Cadena received.

After reviewing the revised plans and specifications for the Fish Hatcheries and Wild Life, The Board agreed to accept setout by Reagan & Mc Caughan, and to leave the existing 4" water line on Port Street as this will supply enough water at this time. Motion was made by Andy Dallas, seconded by Carl Castell and carried by all.

Th Board had previously had Mr. Holman to take bids from the three stations for tired on the flatbed truck. They agreed to let Mr. Holamn use his own judgement in the pruchasing of the tires.

There being no further business to come before the Board, upon motion duly madem seconded and unanimously carried, the meeting adjourned at 9:30 P.M.

Nueces County Water Control and

Improvement District #4

ATTEST:

H.L. Ward, Secretary

Don Roy Farley
Don Roy, Farley, President

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT No. 4
PORT ARANSAS, TEXAS 78373**

April 19, 1971

P. O. BOX 507
RI 9-5301
AREA CODE 512

Dr. Dan Russell
202 Canterbury Hill
San Antonio, Texas, 78209

Dear Dr. Russell:

Mr. Holman explained to the Board of Directors that you and Mr. Roberts desired a 2" valve for fire protection on your private water line.

The Board of Directors agreed to install at the expence of the District, a 2" master meter for this purpose if you and Mr. Roberts would agree to be responsible for any and all water over and above your own personal use. In other words we will subtract your meter reading and Mr. Roberts meter reading from the master meter and if there is a difference you and Mr. Roberts will pay for same.

We will install the meter upon acceptance of the above offer. Please sign and return to us.

Very truly yours,

Nueces County Water Control and
Improvement District #4

Letha Manchen
(Mrs) Letha Manchen, Office Manager

Date; 4-21-1971

ACCEPTED: Don Russell
ADDRESS: 202 Canterbury Hill
CITY: San Antonio, Texas

78209

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT No. 4
PORT ARANSAS, TEXAS 78373**

April 19, 1971

P. O. BOX 507
RI 9-5301
AREA CODE 512

Mr. John Roberts
P.O. Box 116
City

Dear Mr. Roberts:

Mr. Holman explained to the Board of Directors that you and Dr. Russell desired a 2" valve for fire protection on your private water line.

The Board of Directors agreed to install a 2" master meter for this purpose at the Districts expense if you and Dr. Russell would agree that you would be responsible for any and all water over and above your own personal use. In other words we will subtract your meter reading and Dr Russell's meter reading from the master meter and if there is a difference you and Dr. Russell will pay for same.

We will install the meter upon acceptance of the above offer. Please sign and return to us.

Very truly yours,

Nueces County Water Control and
Improvement District #4

(Mrs) Letha Manchen, Office Manager

Date: 4/30/71

ACCEPTED: *John D. Roberts*

ADDRESS _____

CITY: _____

MINUTES OF REGULAR MEETING
APRIL 13, 1971

STATE OF TEXAS X
CITY OF PORT ARANSAS X
COUNTY OF NUECES)

On this the 13th day of April, 1971, the Board of Directors for the Nueces County Water Control and Improvement District #4, convened in a regular session; there being present and in attendance the following members, towitt;

Don Roy Farley	President
Andrew J. Dallas	Vic President
H.L. Ward	Secretary
Carl Castell	Director

with Pete Peterson being absent and Mr. Gail Holman, Water Supt. and Mr. Don Termunnia od Nueces County Park as guests.

After a long and through discussion on the emptying vat for the trailer park area of the Nueces Park, motion was made by Tex Ward seconded by Andy Dallas that for the present time, the Park to be charged a flat rate for the vat only of \$3.00 per month until the Water District can figure a pro-rate on water used. for sewer charges. Motion was carried as follows:

AYES:	H.L.Ward Andy Dallas Don Roy Farley
NOES:	Carl Castell

Motion was carried and the Board of Directors requested that a copy of the motion be sent to Mr. Terninnia.

Minutes of regular meeting of March 23, 1971 was read and approved as read.

Mr Farley had received a request from Mr. Laddie Janeczek of First Southwest Company, via telephone, for an extention of three (3) weeks longer to sell the Sewer Bonds. Motion was made by Mr. Dallas, seconded by Mr Castell to grant the request for extention and motion carried unanimously.

The current accounts payable and checks were presented to the Board for signatues and due to the extra expense for unreimburseable storm damage caused by "Celia", it was agreed to use part of the money received from C.P.&L co to pay the bills and not keep it tied up in certificate of Deposits. Motion was made by Mr. Dallas, seconded by Mr. Ward and carried as follows:

Ayes:	Mr. Farley Mr. Dallas Mr. Ward Mr. Castell
NOES:	None

The Bureau of Sport Fisheries & Wildlife has requested a 6' or 8" water line from Cotter Street to the Fish Hatchery on Port Street, a distance of approxximately 1,000 feet to service them and to place a fire hydrant, Due to the fact that we already have a 4" water line on Port Street and it furnishes a sufficient amount of water for their requested 1½" water meter, ~~The District feels~~ and only services one other customer, the District feels that it is not feasible for the District to stand the expense of replacing the 4" line with a 6" or 8" at this time. Mr Farley is requested to call Mr. Reed of Fish Hatcheries and Mr Mc Caughan to advise them of the Districts decision. Motion was made by Mr. Castell, seconded by Mr. Ward and unanimously carried

Mr. Farley read to the Board of Directors, Mr. Holmans weekly report and recommendations which is as follows:

April 13, 1971

Board of Directors
Nueces County Water Control and
Improvement District #4
City

Gentlemen:

The Gulfside Gas Company wants to take an aerial photo of Mustang Island, for mapping purposes. The cost would be split between them and the District.

At the last meeting the Board of Directors discussed meter service. I suggest the following as a guide:

1 xxxx residents	3/4" meter
2 to 4 residents	1" "
5 to 8 residents	1 1/2" "
9 or over	2" compound or larger

The 2" line down the alley servicing Dan Shiels has been completed. All customers are back on the service except 3, which will be serviced in the near future.

We dont seem to have received a worthwhile bid on the surplus equipment. I would like to put this equipment on the market in my own way. I will get the money due the District or I will not sell them. The prices I am offered will be brought before the Board for approval .

The Easter week-end was rough on our sewer system. We were about 10 to 1 overloaded. Our water came out fine..

As to the Board's approval, water and sewer lines have been laid to the Boy Scout Hut at no charge .

There is some problem concerning the cost of laying water and sewer lines to the wildlife and Game Fishery on Port Avenue. Mr. Mc Caughan suggest that Don Roy contact Mr. Harris or Mr Reed about this matter.

Johnny Roberts and Dr, Russell have laid a private line through the dunes which is metered. This line was paid for by the individuals. Now they want a 2" fire Riser on this line which I can not control without a meter. I would like to have your suggestion on what to do about this.

Respectfully submitted,
Gail Holman

After a long discussion on the cost of crossing a County or State Highway for a water and / or sewer connection, Motion was made by Mr. Dallas , seconded by Mr. Castell that effective April 13, 1971 , water and / or sewer connections that have to cross County and/or State Highways will be charged time and materials instead of a set tap charge as in other parts of District. This is due the Sate and County restrictions and regulations, which increases the cost for same. Motion was carried unanimously.

Motion was made by Mr. Castell, seconded by Mr Dallas to adopt Mr. Holman's recommendation on the size meter requirements as outlined in his letter. motion was carried unanimously.

Motion was made to table bids on surplus equipment and authorize Gail to get bids in his way. The Board all favored this motion made by Mr. Castell and seconded by Mr. Ward.

Discussion on the Fire Riser request by Mr. Roberts and Dr. Russell. The Board agreed to place a 2" meter at the Districts expense, at the main tap line to Mr. Roberts and Dr. Russell if they will give the District a letter taking all responsibility for all water used over and above the amount used for their personal meters. The 2" meter installed for fire use will in reality be a master meter.

Mr. Farley presented to the Board the following Letter:

April 27 1971

Nueces County Water Control &
Improvement District #4
Port Aransas, Texas,

Attention: Mr. Don Roy Farley

Gentlemen:

The following brief letter report, concerns the recently completed Resurvey of Cathodic Protection Facilities on your 12" supply line from Aransas Pass to Port Aransas.

INITIAL STATUS

The original cathodic protection system was installed by Cathodic Protection Service in 1969 during the Line Construction and consisted of eight magnesium anode stations on four separate sections of steel line.

RESURVEY PROCEDURE AND DISCUSSION:

Methods used in conducting the survey were directed at the gathering of that data necessary to evaluate the efficiency and effectiveness of the system, make minor adjustments and repairs, and make recommendations for major repairs or additions which could not be taken care of during the resurvey. All magnesium stations were checked and both pipe to soil potential measurements and current drains were taken and recorded. Reference is made to the attached "Summary Date".

As will be seen from the data accumulated, all points are reflective potentials well above the minimum -0.85 volts required for full cathodic protection.

Although all stations are operational, it was found that the post and control box at stations 342+00 were completely destroyed during Hurricane "Celia".

RECOMMENDATIONS:

1. It is recommended that the two afore mentioned posts and control boxes be replaced as soon as practicable for protection of the wires.
2. It is recommended that a periodic visual check of all control posts be made by District personnel to insure continued system operation.

It is strongly recommended that the present practice of annual resurveys be continued.

CATHODIC PROTECTION SERVICE is pleased to present our firm Lump-Sum figure of \$125.00 to furnish and install two posts and control boxes and reconnect the wiring at the afore mentioned locations.

We are forwarding, herewith, our invoice J-11563 in the amount of \$150.00 to cover the cost of the survey and report for your approval and further handling.

It has been a pleasure working with you on this important phase of your maintenance program and we look forward to being of continued service to you in the cathodic protection field.

Respectfully submitted,

CATHODIC PROTECTION SERVICE

(Signed) T.W. Taggart
for: G.L. Doremus

Motion was made by Mr. Ward, seconded by Mr. Dallas, to replace the posts and boxes as recommended by Cathodic Protection Service. Motion was unanimously carried.

There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried the meeting was adjourned.

ATTEST:

[Signature] Secretary

Nueces County Water Control and
Improvement District #4

Don Roy Farley President

MINUTES OF
SPECIAL MEETING

* * * * March 23, 1971 * * * *

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 23rd day of March, 1971, th Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a Special Meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit,

President	Don Roy Farley
Vice President	Andy Dallas
Secretary	H.L. Ward
Director	Carl Castell
Director	Pete Peterson
Visitors:	Gail Holman
	Laddie Janasek

Subject of meeting-----Selling of Bonds

As of 8:00 P.M. no bids had been received.

Motion was made by Andy Dallas, and seconded by Carl Castell that the First Southwest Co, Rauscher-Pierce Security Corporation and Dominick & Dominick have an option to purchase \$300,000 dollars sewer general obligation bonds at 7½% at 98 cents on the dollar, for two (2) weeks effective as of March 24, 1971 at 7:00 P.M. Motion was carried by the following vote:

AYES	Don Roy Farley
	H. L. Ward
	Carl Peterson
	Carl Castell
	Andy Dallas
NOES	None

As of 8:00 P.M. no bids had been received on the surplus equipment advertised in the following manner:

FOR SALE BY BID

- 1- 7½ HP Myers Pump-series #916- With Trailer
- 1- Electric Eel- RoTo Rooter Model#325-With Approx. 400 Ft. Rods

Can be seen at Water Dept. under overhead tower.
Bids will be taken until March 23-Bids opened at Water Board Meeting March 23, at 7:30 P.M.

Letha please write to Mr. Tumminia and invite him to our next meetin.

Nueces County Water Control & I.D. #4
P. O. Box 128
Port Aransas, Texas 78373

Attention: Board of Directors

Gentlemen:

To open my report, I would like to suggest a policy be made that all tourist courts, hotles or motels be required to put in a 2" Compound meter or larger. I will discuss this with the Board as this should be a standard policy or Ordinance. Other cities and districts require this.

Mr. Tom Taggart of the Cathodic Protection Service has talked to me, and all of our lines are protected except the two 8" channel crossings which I told him the Board would not accept. He said these lines would have partial protection til we removed them. He also stated two pedestals on the 12" line were lost in Hurricane Celia, but were still in operation. He said he would submit a letter to the Board to replace them. The Board has paid all cost but this might be extra. However, it would be a minor charge.

This is not urgent but the state has been on me for some time to install a hurricane fence around our tanks at the ferry landing and also Aransas Pass. Vandalism, as you know now is quite bad. Our pump house in Aransas Pass is in bad shape, shot out windows and so forth.

Our pump house at the ferry landing has become a snowbird retreat. The District and tax payers have a lot of money invested here. Vandalism can cut our water off for a long time. In the past, locks have been pried off our lift stations and pump houses. I have talked with the Aransas Pass Police Department and our own Police Department. They have tried, but it is hard to control this vandalism. They recommend locked fences. Our sewer plant is fenced in with hurricane fencing, also our warehouses. As yet, we have had no problems. The state has informed me that they will go along as far as they can without getting involved, but they would like for the Board to give this some thought.

We need two tires for the 1969 Chevrolet (rear tires). Also four tires for the 1966 Chevrolet flat-bed.

Mr. Ed Tarrant has been on me for some time. His block does not have much pressure. I have checked this line which was installed in 1928 and the pressure is low. To correct this we would have to lay a 2" plastic line about two blocks up Avenue "B" and loop to 12th Street. I told him I would bring this to the attention of the Board and inform him accordingly.

The line up Dan Shields alley will be installed shortly.

A bad break was brought to our attention on Beach Road. Due to circumstances this was not discovered for some time. The Park Rangers found it and reported it to the office. It was fixed immediately but quite a lot of water was lost.

Also, a leak was discovered by Tex Ward on State Highway 53. This leak was not serious and we lost little water. It has since been repaired. The state caught me repairing this leak and informed me I must have a permit to repair same. However, after some explaining, they gave me an okay to proceed but the Texas Highway Department has become a problem lately.

In conclusion the information contained herein included all activity by the outside crew up to the date of this report.

Respectfully

Gail Holman
Water Superintendent

The Board gives Gail authorization to tell the customers the size meter they must have to take care of the amount of water to be used at any installation.

Gail is Authorized to obtain bids from the Dealers in Port Aransas for tires needed.

Nueces County Water Control &
Improvement District # 4
P. O. Box 128
Port Aransas, Texas 78373

Attention: Mr. Don Roy Farley

Gentlemen"

Nueces County has no objection to your District installing an 8" water line replacing an existing 4" water line lying along the North right-of-way line of Port Street, and extending approximately to 4th Street to serve the Game & Wildlife Laboratories.

Permission is also granted for the installation of a 4" sanitary sewer line along the South right-of-way line of Port Street and crossing to the North side of Port Street near the Corps of Engineers Dredge Dock. The road may be open trenched.

Yours very truly,

J.C. Harris
County Engineer

JCH/pf
cc: Commissioner John A Roberts
Precinct # 4

Gail is authorized to have Frank McCaughn give an estimate as to the size of in line meter needed to meter our water usage or loss on this side of our pumps.

March 18, 1971

Mayor and City Council
City of Port Aransas
Port Aransas, Texas 78373

Gentlemen:

Transmittal herewith our check No. 2763 in the amount of \$173.34 as one half cost of repairs to dump truck as per your invoices.

The District would like to know if the City would be interested in buying the Gallion frader back for \$1.00. Since you have a maintenance man, we felt that you may like to have the grader.

The District would also like to know if the City would help maintain the fire hydrants. They are in need of painting at this time. If the City will paint and lubricate them, the District will make all break repairs.

Please mail a copy of the Southern Standard Building Code that you are in the process of passing. The District feels that since the District governs the water and sewer system the plumbing code should be to our specifications.

Very truly yours,
Nueces County Water Contrb
Improvement District # 4

Don Roy Farley, President
By:

March 19, 1971

Nueces County Water District #4
P. O. Box 507
Port Aransas, Texas 78373

Gentlemen:

The City of Port Aransas have leased lots 9 and 10 block 77 from the Nueces County Water District #4 to be used for the construction of a maintenance building for the City. Lots 9 and 10 are 60 feet in width and the maintenance building which the City intends to build is 60 feet in length.

The Nueces County Water District #4 has voiced their desire to attach added stalls for their use to the City's building at a later date. To make this possible the building would have to face Ninth Street as there is not enough space for added stalls if the building is faced toward Avenue E. With this in mind, the City would like to face the building toward Ninth Street, and hereby request the apporval of the Nueces County Water District #4 to extend the building five to ten feet onto lot 8 block 77 hwich is the property of the Nueces County Water District #4.

Your immediate attention to this request will be appreciated.

Sincerely,
Roy F. Turnbull, Mayor
CITY OF PORT ARANSAS

RFT? ns

March 23, 1971

Mayor Roy F. Turnbull
City of Port Aransas
Port Aransas, Texas 78373

Re: Lease of Lots 9 & 10
Block 77 Mustang Island
to city of Port Aransas

Honorable Mayor Turnbull:

The Board of Directors for the Nueces County Water Control and Improvement District #4 hereby grants to the City of Port Aransas authorization to let their maintenance building on Lots 9 and 10, Block 77 to extend onto Lot 8, Block 77, thereby giving the said District authorization to attach to the City's building at any later date to build their own building.

Very truly yours,

Nueces County Water Control &
Improvement District Number 4

Don Roy Farley, President

DRF/lm

March 18, 1971

Mr. T.W. Taggart
Cathodic Protection Service
1726 Padra Island Drive
Corpus Christi, Texas 78412

Dear Mr. Taggart:

The Board of Directors for the Nueces County Water Control and Improvement District #4 held a meeting on March 16th, and after a long discussion agreed to eliminate the cathodic protection of the 8" under channel crossing. We plan to tee the 8" line into the 20" under channel crossing along with the new 12" line we installed last year.

They also agreed to eliminate the protection on the million gallon storage tank as this is the only tank with the protection and we now have yearly maintenance on all of our tanks and feel it is not necessary to have the cathodic protection on just the one tank. We still however want the service on the 8" and 12" water lines from Aransas Pass to Harbor Island.

Very truly yours,

Nueces County water Control
& Improvement District #4

Mr. Letha Manchen

There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried, the meeting was adjourned at 9:40 P.M.

Don Roy Farley
3/24/71

MINUTES OF

* * * * * REGULAR MEETING * * * * *

MARCH 16, 1971

CITY OF PORT ARANSAS X

COUNTY OF NUECES X

STATE OF TEXAS X

On this the 16th day of March, 1971, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit:

President	Don Roy Farley
Secretary	H.L. Ward
Director	Carl Peterson
Director	Carl Castell

visitor:

Water Superintendent	Gail Holman
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and there being absent:

Vice-President	Andrew Dallas
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Meeting was called to order at 7:00 P.M. with minutes of previous meeting read and approved as set forth.

The following is a copy of letter from the City of Port Aransas to the District regarding repairs and maintenance to the dump truck.

March 10, 1971

Don Roy Farley, President
Nueces County Water Control
and Improvement District No.4
P.O. Box 507
Port Aransas, Texas 78373

Dear Mr. Farley:

Enclosed please find photocopy of repairs and replacements for the dump truck.

Total bills paid by the City are in the amount of \$356.68. The City is requesting the water department to share half these expenses in the amount of \$178.34.

Thanking you in advance for the departments usual cooperation in this matter, I remain.

Sincerely,

Signed: Roy Turnbull, Mayor

RT/wr

The following is in answer to the above letter.

March 18, 1971

Mayor and City Council
City of Port Aransas
Port Aransas, Texas 78373

Gentlemen:

Transmittal herewith our check No. 2763, in the amount of \$178.34, as one

half cost of repairs to dump truck as per your invoices.

The District would like to know if the City would be interested in buying the Gallion grader back for \$1.00. Since you have a maintenance man, we felt that you may like to have the grader.

The District would also like to know if the City would help maintain the fire hydrants. They are in need of painting at this time. If the City will paint and lubricate them, the District will make all break repairs.

Please mail a copy of the Southern Standard Building Code that you are in the process of passing. The District feels that since the District governs the water and sewer system the plumbing code should be to our specifications.

Very truly yours,

Nueces County Water Control and
Improvement District #4

Signed: Don Roy Farley, President

After discussion Don Roy Farley was instructed to check into ways and means of upgrading our employees instead of hiring higher rated people.

The following is a copy of letter from Mr. Tom O'Donnell of Lone Palm Courts to the District.

March 16, 1971

Board of Directors,
Nueces County Water Control and Improvement District #4
Port Aransas, Texas

Gentlemen:

We are trying to complete construction of Lone Palm Motel and try to be in business by May 1, 1971. Part of our construction is the installation of a new one and one half inch water meter, the cost of which was not included in the contractor's estimate. We would like to install this meter before the paving contractor starts his part of the construction.

I am without the necessary funds to install this meter and would appreciate anything the Water Board could do to help me in this matter. I would like to set the meter now, and pay for it no later than fifteen days after I open for business, which should put the payment date at May 15, 1971. This request is a little out of the ordinary, but I have been without any revenue for almost nine months, which puts quite a strain on my remodeling plans.

Anything you can do to help in this matter will be appreciated, and I thank you for taking the time to consider it.

Sincerely,

Signed: Tom O'Donnell

After discussion, the Board agreed that Don Roy Farley visit with Mr. O'Donnell in person and explain to him that he should attempt to obtain finances for installation of his water meter from normal sources as it has always been the policy of the District that payment be made in advance before a meter is installed.

The following letter from Cathodic Protection Service was introduced at the meeting.

March 11, 1971

Nueces County Water Control and Improvement District #4
P.O. Box 507
Port Aransas, Texas 78373

Attention: Mr. Don Roy Farley

Gentlemen:

The following brief letter report concerns the recent installation of cathodic protection facilities on your 8 inch water line from Aransas Pass to Port Aransas, Texas.

INITIAL STATUS:

The subject line was installed in 1959 and consisted of two sections of steel line across the water areas and asbestos cement in the land areas. The original cathodic protection, as proposed, was never installed.

INSTALLATION AND DISCUSSION:

The installation was made in accordance with the recommendations as set forth in our letter dated November 6, 1970. Reference is made to Drawings 5987-01 and 5987-02 for details of the installation.

As will be seen from the "Summary of Data: the Bay Section indicates that excellent results were obtained with the remote end of the Bay Section on Harbor Island reflecting a pipe-to-soil potential well above the minimum of -0.85 volts for full cathodic protection.

The cathodic protection of the channel crossing was somewhat less successful due to the spare line being "shorted" to this system. In view of the fact that they are "shorted", and that no feasible means exist for correcting this condition, it is recommended that additional facilities be installed for full protection of both lines.

Cathodic Protection Service proposes to furnish two-one hundred pound magnesium anodes, cable, etc. for the lump sum figure of \$275.00 to implement the above recommendation. This figure is contingent on the use of the water district's backhoe and operator to assist in this installation.

We are forwarding herewith, our invoice J-11510 in the amount of \$2,470.00 to cover the cost of the installation for your approval and further handling.

It has been a pleasure working with you on this important phase of your maintenance program. Any questions you may have concerning the installation of this report will be answered at your convenience.

Respectfully submitted,
CATHODIC PROTECTION SERVICE
Signed: T.W. Taggart
for G.L. Doremus

Motion was made by Carl Peterson and seconded by Carl Castell to curtail any further cathodic protection service on the 8 inch line (under the channel), and to eliminate protection on the million gallon tank in the future. Motion was carried by the following vote:

AYES:	Don Roy Farley
	H.L. Ward
	Carl Peterson
	Carl Castell

NOES:	None
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Follows copy of letter to that effect:

March 18, 1971

Mr. T.W. Taggart
Cathodic Protection Service
1726 No. Padre Island Drive
Corpus Christi, Texas 78412

Dear Mr. Taggart:

The Board of Directors for the Nueces County Water Control and Improvement District #4 held a meeting on March 16th, and after a long discussion agreed to eliminate the cathodic protection of the 8" under channel crossing. We plan to tee the 8" line into the 20" under channel crossing along with the new 12" line we installed last year.

They also agreed to eliminate the protection on the million gallon storage tank as this is the only tank with the protection and we now have yearly maintenance on all of our tanks and feel it is not necessary to have the cathodic protection on just the one tank. We still, however, want the service on the 8" and 12" water lines

March 16, 1971

from Aransas Pass to Harbor Island.

Very truly yours,
NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4
Signed: Letha Manchen

Due to the fact that Mr. Don Tumminia is not present and we do not fully understand the situation, we the Board have concluded; the Nueces County Park Trailer Park will pay a flat rate of \$1.00 per trailer the same as other trailer parks and he may meet at any of our future regular meetings to discuss it further if he wishes.

The following letter was mailed to the Nueces County Park Board regarding sewer charges.

March 18, 1971

Mr. Don F. Tumminia
Nueces County Park Board
10901 South Padre Island Drive
Corpus Christi, Texas 78418

Dear Mr. Tumminia:

I called last week to ask if you could attend the board meeting which was held on March 16th, but was told that you were out of town to attend another meeting.

The Board of Directors for the Nueces County Water Control and Improvement District #4, wanted to discuss with you the sewer facilities at the camping area. We only charged last year for the 5 showers, 4 lavatories, 5 toilets and one urinal that are in the ladies and mens restroom at the camping area. As per the telephone we had ten days ago, and I was told that the trailer spaces do not have sewer connections but instead you have a vat or emptying pan for the trailers to empty their containers into, we will have to charge a flat rate of \$1.00 per trailer whether the space is rented or not. This is the same rate charged all trailer parks as we cannot keep books on every time a trailer moves in or out. The campers that does not have a bathroom will offset the trailers that have two bathrooms. The \$1.00 is based on .25¢ per fixture as example (1-toilet, 1-lavatory, 1-shower, kitchen sink; 4 fixtures). Although you may not pump the vat but once a week, you are still servicing 60 trailer spaces.

If there is any further information you would like, please feel free to call on us, or we would be glad for you to attend our next Board meeting.

Very truly yours,

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Signed: Don Roy Farley

The following is a copy of letter sent the University of Texas, Marine Science Institute regarding payment of their water bill.

March 19, 1971

University of Texas
Institute of Marine Science
Port Aransas, Texas

Re: Payment of water bills by
The University of Texas
Institute of Marine Science
Port Aransas, Texas

Dear Mr. Thompson:

At a regular Board of Directors meeting held on March 9, 1971, at which time your letter was reviewed, the Board of Directors for the Nueces County Water Control & Improvement District #4 adopted and passed the following Resolution:

WHEREAS, due to the procedure established by law and enforced by the Texas State Board of Control, for payment of all bills; and

WHEREAS, that all Governmental Bodies and/or Agencies be allowed 45 days from billing date of 1st of each month or length of time not to exceed the amount of Water Meter Deposit to pay their bills.

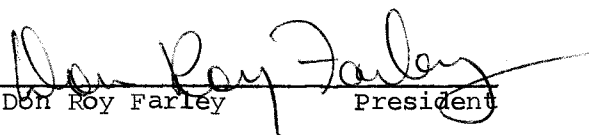
NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 , PASSED AND APPROVED THIS THE 9th DAY OF MARCH, 1971.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Signed: Don Roy Farley

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4


Don Roy Farley President

ATTEST:

H.L. Ward Secretary

MINUTES OF
REGULAR MEETING

* * * * MARCH 9, 1971 * * * *

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 9th day of March, 1971, the Board Of Directors of the Nueces County Water Control and Improvement District No.4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit,

President	Don Roy Farley
Secretary	H. L. Ward
Director	Carl Peterson
Director	Carl Castell

Visitors:	Gail Holman
	Dick Hatch

Absent:	Andrew Dallas
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Meeting was called to order at 7:00 P.M.
Minutes of previous meeting read and approved as set forth.

Letha please check with the men and see if they remember if they have signed all credit slips at the filling stations (Ousley's Enco) for tires fixed and check with the stations and tell them to be sure all tickets are signed.

Motion made by Carl Peterson, and seconded by Carl Castell that we pass an ordinance regulating the discharge of industrial wastes into the sewer system of Port Aransas. (Attached and becomes a part of these minutes.)

Don Roy will check with the city and see if the Plumbing Code set up by the City must agree with the Water District's Code, to be in accordance with the Master Plumbing requirements.

Motion made by Carl Peterson, seconded by Carl Castell that H. L. Ward talk to Letha about getting Workmans Compensation, but dropping the insurance on the building in the back. Motion was carried by the following vote:

AYES:	Don Roy Farley
	H.L. Ward
	Carl Peterson
	Carl Castell

NOES:	None
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Don Roy read the letter of resignation from Martha Brown:

March 9, 1971

This will serve as notice to the Board of Directors of the Nueces County Water Control & I.D.#4 of my resignation: of my position in the Water Office, my last day with the District being March 31, 1971.

I have one remaining week of my vacation due which I would like permission to take March 15th to March 19th as the general office routine is up to date till billing on the 25th.

Martha Brown

Motion was made by H.L. Ward, seconded by Carl Peterson to accept Martha's resignation with regrets. Motion was carried by the following vote:

AYES:

Don Roy Farley
H.L. Ward
Carl Peterson
Carl Castell

NOES:

None

The University Of Texas
March 3, 1971

MR. DON ROY FARLEY
MR. ANDY DALLAS
MR. H.L. WARD
MR. CARL CASTELL
MR. PETE PETERSON

Re: Payment of Water Bill by the University Of Texas Marine Science
Institute at Port Aransas

Gentlemen:

Because of procedures established by law and enforced by the Texas State Board of Control for payment of bills, it is not possible for a check to reach your office within the formal time limitations recently established for payment of water bills.

All such checks are issued from Austin. And a voucher must be sent from us in Port Aransas through the University of Texas at Austin before a check can be issued. All bills received by our office at Port Aransas are processed within a matter of a few days. The remainder of processing requires at least 4 weeks and this time is beyond our control.

In consideration of the fact that payment for water will certainly be received by your office within the normal time required for processing any bill through the state payment procedure and in consideration of the fact that the University of Texas Marine Science Institute consumed \$4,679.00 worth of water during the last two years---all paid for, please instruct the employees of the water district to adopt a procedure for the University of Texas Marine Science Institute whereby allowance is made for the extra time required by law for a state agency. There is no necessity for phone calls or follow up billing. Our second bill and two phone calls were all received this month after the water bill had already been sent to Austin for payment.

The first phone call we received notified us that the water would be cut off if payment was not received immediately. Some of our electronic equipment requires continuous water cooling. Approximately \$1,500 damages would be incurred by this equipment if the water would be shut off without our being able to look after this equipment.

In summation, all our bills are regularly and automatically paid just as fast as possible within the procedures established by law. Therefore an office procedure should be adopted by the water office whereby our account is not considered delinquent at such an early date and whereby follow up bills and phone calls are eliminated.

Sincerely yours,
John H. Thompson, Jr.
Marine Laboratory Manager

JHT/ ga
cc: Mrs. Letha Manchen

Motion was made by H.L. Ward and seconded by Carl Castell, to have Letha send letter to John Thompson, at the Marine Lab that we understand their position and so a resolution was made whereby all Government agencies be allowed a length of time, not to exceed their deposits in which to pay their water and sewer bills.

Don Roy will talk to the City about the them paying half of the cost of maintaining the Fire Hydrants.

Motion was made by H. L. Ward, and seconded by Carl Peterson, That the grader be sold back to the city for \$1.00. Motion was carried by the following vote:

AYES:

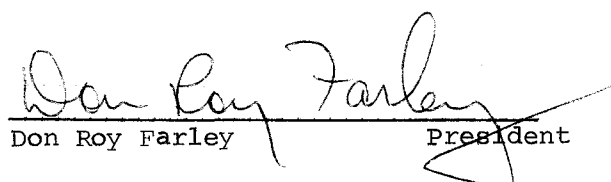
Don Roy Farley
H. L. Ward
Carl Peterson
Carl Castell

NOES:


None

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned at 9:30 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4


Don Roy Farley President

ATTEST:


H.L. Ward Secretary

Copy of Ordinance March 9, 1971
Amended July 27, 1971

ORDINANCE NO. _____

AN ORDINANCE REGULATING THE DISCHARGE OF INDUSTRIAL WASTES INTO THE SANITARY SEWAGE SYSTEM OF THE CITY OF PORT ARANSAS; DEFINING TERMS; PROHIBITING THE DISCHARGE OF CERTAIN LIQUID WASTES INTO PUBLIC SEWERS; PROVIDING FOR PERMITS FOR DISCHARGING INDUSTRIAL WASTES INTO A PUBLIC SEWER; REQUIRING CONTROL MANHOLES; AUTHORIZING DISCONNECTION OF WATER AND/OR SANITARY SEWER SERVICE TO PERSONS VIOLATING THIS ORDINANCE; PROVIDING FOR INSPECTION AND SAMPLING OF INDUSTRIAL WASTE; REQUIRING THE PRETREATMENT OF CERTAIN INDUSTRIAL WASTES; AUTHORIZING THE DIRECTOR OF PUBLIC UTILITIES TO DETERMINE THE SUFFICIENCY OF PRETREATMENT; PROVIDING AN ABNORMAL SEWAGE SURCHARGE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; CONTAINING A SEVERABILITY CLAUSE; PROVIDING FOR THE EFFECTIVE DATE AND PUBLICATION OF SAID ORDINANCE.

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4:

1. DEFINITIONS. When used in this Section, these terms shall be defined as follows:

Abnormal Sewage. The term Abnormal Sewage shall mean any industrial waste having a suspended solids or B.O.D. content in excess of that found in normal sewage but which is otherwise acceptable into a public sewer under the terms of this Ordinance.

Abnormal Sewage Permit. By the term Abnormal Sewage Permit is meant a permit approved by and received from the Director permitting the discharge or deposit of abnormal sewage into a sanitary sewer upon payment of a surcharge.

Abnormal Sewage Surcharge. By the term Abnormal Sewage Surcharge is meant the charge levied against any person for services rendered during treatment of abnormal sanitary sewage or waste. This charge is intended to partially defray the added cost of transporting and treating abnormal sewage or waste. This charge shall be in addition to the usual monthly charge for sanitary sewerage service.

B.O.D. (Denoting Biochemical Oxygen Demand). By the term B.O.D. (Denoting Biochemical Oxygen Demand) is meant the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure as specified in "Standard Methods" in five days at 20 degrees Centigrade expressed as parts per million by weight (milligrams per litre).

B.O.D. Strength Index. By the term B.O.D. Strength Index is meant the measure of the biochemical oxygen demand content of sewage in parts per million (milligrams per litre).

Cooling Water. By the term Cooling Water is meant the water discharge from any system of condensation such as air conditioning, cooling or refrigeration. Cooling Water shall not be discharged into any public sewer unless it is unpolluted and below 150° Fahrenheit.

Director. By the term Director is meant the Director of the Public Utilities Department, or his authorized representative.

Domestic Sewage. A combination of water carried wastes, free from ground, surface and storm water and industrial wastes, normally discharging from the sanitary conveniences of dwellings (including apartment houses and hotels), office buildings, factories and institutions.

Garbage. By the term Garbage is meant solid waste from domestic or commercial preparation, cooking or dispensing of food or from the handling, storage and sale of produce.

Industrial Waste. By the term Industrial Waste is meant any and all liquid or waterborne waste from industrial or commercial processes as distinct from normal domestic sewage.

Industrial Waste Permit. By the term Industrial Waste Permit is meant a permit to deposit or discharge industrial waste into any sanitary sewer in the District.

Normal Sewage. By the term Normal Sewage is meant sewage which, when analyzed, shows by weight a daily average of not more than 2708 pounds per million gallons (325 parts per million) of suspended solids and not more than 2708 pounds per million gallons (325 parts per million) of B.O.D., and which is otherwise acceptable into a public sewer under the terms of this Ordinance.

Owner or Occupant. By the term Owner or Occupant is meant the person, firm or public or private corporation, using the lot, parcel of land, building or premises connected to and discharging sewage, industrial wastewater or liquid, into the sanitary sewage system of the District, and who pays, or is legally responsible for the payment of, water rates or charges made against the said lot, parcel of land, building or premises, if connected to the water distribution system of the District, or who would pay or be legally responsible for such payment if so connected.

Person. By the term Person is meant any individual, business entity, partnership, corporation, governmental agency or political subdivision.

pH. By the term pH is meant the logarithm of the reciprocal of the weight of hydrogen ions, in grams per litre of solution, measured and calculated in accordance with "Standard Methods".

Polluted Water or Waste. By the term Polluted Water or Waste is meant any water or liquid waste containing any of the following: Phenols or other substances to an extent imparting taste and odor in receiving waters; toxic or poisonous substances in suspension, colloidal state or solution; noxious or odorous gases; more than 10,000 parts per million, by weight, of dissolved solids; more than 20 parts per million each of suspended solids and/or B.O.D.; color exceeding 50 color units as determined by the platinum-cobalt method; or having a pH value of less than 5.5 or more than 10.5; and/or any water or waste not approved for discharge into a stream or waterway by the appropriate State authority.

Public Sewer. By the term Public Sewer is meant any publicly owned sanitary sewer, storm drain or water course.

Properly Shredded Garbage. By the term Properly Shredded Garbage is meant garbage that has been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than 1/2-inch in any dimension.

Sanitary Sewer. By the term Sanitary Sewer is meant a publicly owned pipe or conduit designed to collect and transport industrial waste and domestic sewage.

Sewage Treatment Plant. By the term Sewage Treatment Plant is meant any arrangement of devices or structures used for treating sewage.

S.S. Strength Index. By the term S.S. Strength Index is meant the measure of the suspended solids content of sewage in parts per million (milligrams per litre).

Standard Methods. By the term Standard Methods is meant the latest edition, at the time of analysis, of "Standard Methods for the Examination of Water and Wastewater" prepared and published jointly by the American Public Health Association, American Waterworks Association and the Water Pollution Control Federation.

Strength Index. By the term Strength Index is meant both the biochemical oxygen demand index and the suspended solids strength index.

Suspended Solids. By the term Suspended Solids is meant solids that either float on the surface of, or in suspension in water, sewage or other liquid and which are removable by laboratory filtering.

Unpolluted Water or Waste. By the term Unpolluted Water or Waste is meant any water or liquid waste containing none of the following: Phenols or other substances to an extent imparting taste and odor in receiving waters; toxic or poisonous substances in suspension colloidal state or solution; noxious or odorous gases; not more than 10,000 parts per million, by weight, of dissolved solids; not more than 20 parts per million each of suspended solids and B.O.D.; color not exceeding 50 color units as determined by the platinum-cobalt method, nor a pH value of less than 5.5 nor higher than 10.5; and/or any water or waste approved for discharge into a stream or waterway by the appropriate State authority.

Wastewater. By the term Wastewater is meant water that has been used by and discharged from an industry, commercial enterprise, household or other water consumer, which water may be either polluted or unpolluted.

2. CERTAIN WASTE PROHIBITED IN PUBLIC SEWERS.

- (a) It shall be unlawful for any person to discharge or cause to be discharged any polluted water or corrosive waste into any storm drain or water course within the District.
- (b) No person shall discharge or cause to be discharged any storm water, ground water, roof runoff, subsurface drainage, or drainage from down spouts, yard drains, yard fountains and ponds, or lawn sprays into any sanitary sewer. No person shall remove the top of a manhole or break into a manhole to permit drainage of ground or surface water into the sewerage system, or for any other purpose. Grease, oil, and sand interceptors shall be provided when they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, any flammable wastes, sand or other harmful ingredients. Where installed, all grease, oil, and sand interceptors shall be maintained by owner, at his expense, in continuously efficient operation at all times. Water from swimming pools, wash racks, unpolluted industrial water, such as water drains, blow-off pipes, or cooling water from various equipment shall not be discharged into sanitary sewers if a closed storm sewer is available. If a closed storm sewer is not available, such water may be discharged into the sanitary sewer by indirect connection whereby such discharge is properly trapped, cooled, if required, and flows into the sanitary sewer at a rate not in excess of 10 gallons per minute, provided that the waste does not contain materials or substances in suspension or solution in violation of the limits prescribed by this Ordinance.

- (c) No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Director that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the Director shall give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, and degree of treatability of wastes in the sewage treatment plant.
- (d) No person shall discharge any waters or wastes containing substances, in such concentrations exceeding limits which may be established by the Director as necessary, after treatment of the composite sewage, to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.
- (e) No person shall discharge or cause to be discharged into any public sewer any of the following described substances, materials, waters or waste:
- (1) Any liquid or vapor having a temperature higher than 150° F (65°C).
 - (2) Any water or waste which contains wax, grease or oil, plastic or other substance that will solidify or become discernibly viscous at temperatures between 32 degrees to 150 degrees Fahrenheit.
 - (3) Flammable or explosive liquid, solid or gas, such as gasoline, kerosene, benzene, naphtha, etc.
 - (4) Solid or viscous substances in quantities capable of causing obstruction in the flow in sewers or other interference with proper operation of the sewerage works, such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, whole blood, paunch manure, hair and fleshings, entrails, lime slurry, lime residues, slops, chemical residues, paint residues, or bulk solids.
 - (5) Any garbage that has not been properly comminuted or shredded. If properly comminuted or shredded, then it may be accepted if suitably pretreated. The installation of any grinder equipped with a motor of 3/4 horsepower or greater shall be subject to review and approval of the Director.

- (6) Any noxious or malodorous substances which can form a gas which, either singly or by interaction with other wastes, is capable of causing objectionable odors or hazards to life or form solids in concentration exceeding limits established in this ordinance, or creates any other condition deleterious to structures or treatment processes, or requires unusual provisions, attentions or expense to handle such material.
 - (7) Any material which may cause excessive discoloration such as, but not limited to, dye wastes and vegetable tanning solutions where the coloration will not be removed by the sewage treatment processes.
- (f) No person shall discharge or cause to be discharged into any public sewer any of the following, except in quantities or concentrations or with provisions as stipulated herein:
- (1) Free or emulsified oil and grease exceeding on analysis an average of 100 parts per million (833 pounds per million gallons) of either or both or combinations of free or emulsified oil and grease, if, in the opinion of the Director, it appears probable that such wastes:
 - (a) Can deposit grease or oil in the sewer lines in such a manner as to clog the sewers;
 - (b) Can overload skimming and grease handling equipment;
 - (c) Are not amenable to bacterial action and will therefore pass to the receiving waters without being affected by normal sewage treatment processes; or
 - (d) Can have deleterious effects on the treatment process due to the excessive quantities
 - (2) Acids or alkalies which attack or corrode sewers or sewage disposal structures or have a pH value lower than 5.5 or higher than 10.5. In no case shall corrosive waste be discharged into a drain, sanitary sewer, storm sewer or soil waste pipe without being first diluted or neutralized as to render such wastes non-corrosive. These wastes shall be treated by passing through a properly trapped dilution or neutralizing catch basin which shall function automatically.
 - (3) Salts of a heavy metal in solution or suspension in concentrations exceeding the following:

Chromium as Cr -
3 parts per million

Copper as Cu -
3 parts per million

Zinc as Zn -
3 parts per million

Nickel as Ni -
3 parts per million

Cadmium as Cd -
3 parts per million

or elements which will damage collection facilities or are detrimental to treatment processes.

- (4) Cyanide or Cyanogen compounds in excess of 2.0 parts per million by weight as Cn.
- (5) Any water or waste that contains more than 10 parts per million of the following gases: Hydrogen sulphide, sulphur dioxide or nitrous oxide.
- (6) Radioactive materials, in the absence of a specific permit issued by the Director for the discharge of such waste.
- (g) Any person who refuses to comply with, or who resists or wilfully violates the provisions of this section, shall be served by the Director with a written notice stating the nature of the violation and providing a reasonable time limit for satisfactory correction thereof. Any person who shall continue any violation beyond the time limit shall be guilty of violation of his service contract and shall be summarily disconnected from the sanitary sewer and/or water service, such disconnection and reconnection to be at total expense to the customer. Where acids or chemicals damaging to sewer lines or treatment processes are released to the sewer causing rapid deterioration of these structures or interfering with proper treatment of sewage, the Director is authorized to immediately terminate service by such measures as are necessary to protect the facilities.

3. SPECIAL PROCEDURES RELATING TO INDUSTRIAL WASTE

- (a) Permits. From and after 90 days after the effective date hereof, it shall be unlawful for any person to deposit or discharge industrial waste into any sanitary sewer in the District without having first obtained an Industrial Waste Permit from the District and having complied with all of the applicable provisions hereof. Within 90 days after the effective date hereof, any person desiring to deposit or discharge, or who is now depositing or discharging

industrial waste into any sanitary sewer in the District shall make application to the Director of Public Utilities for a permit. The Director shall approve such applications and grant an Industrial Waste Permit only when the evidence submitted by the applicant demonstrates that the waste or wastewater to be deposited by the applicant in the sanitary sewer will comply with all the regulations of this Ordinance.

- (b) Structures Required. Within 180 days after the effective date hereof, any person discharging industrial waste into a sanitary sewer in the District shall construct a suitable control manhole, downstream from any treatment or storage tanks or other approved works utilized by such person for pretreatment, such control manhole to be for the purpose of facilitating observations, measurements and sampling of all waste created and discharged by such person. The control manhole shall be constructed at a location and in a manner approved by the Director. The control manhole shall be constructed and installed at the expense of the person discharging the waste, and it shall be maintained at the expense of such person at all times in a safe, acceptable and proper operating condition. In the event that no special manhole is required as determined by the Director, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected.
- (c) Disconnection. If any person, depositing or discharging industrial waste into the sanitary sewer fails to secure an Industrial Waste Permit within the time prescribed herein or if any person allows or causes waste of unacceptable quality under the requirements of this Section of the Ordinance to be discharged into any sanitary sewer in the District, the Director is authorized if such person is using District water, to disconnect such person's service line from the District water system and/or the District sanitary sewer system and the same shall only be reconnected at the owner's expense. If such person does not use District water, the Director is authorized to disconnect such person's service line from the District's sanitary sewer system and the same shall only be reconnected at the owner's expense. The Director shall notify the occupant or user of the premises where the waste is generated 24 hours before disconnecting the service line. No sanitary sewer connection or water connection disconnected hereunder shall be reconnected until the condition causing the disconnection has been corrected.
- (d) Inspection. The inspectors, agents or representatives of the District charged with the enforcement of this Ordinance shall be deemed to be performing a governmental function for the benefit of the general public and neither the District, the Director nor the individual inspector, agent or representative shall ever be held liable for any loss or damage, whether real

or asserted, caused or alleged to have been caused as a result of the performance of such governmental function. The owners or occupants of premises where industrial waste is created or discharged into the sanitary sewer shall allow the Director, his inspectors, agents or representatives free access at all reasonable times to all parts of such premises for the purpose of inspection or sampling or the performance of any of their duties hereunder, and the failure or refusal of such owners or occupant to comply with this provision shall be grounds for the disconnection of water and/or sewer service.

- (e) Measurement of Flow. The volume of flow used in computing Abnormal Sewage Surcharges shall be based upon metered water consumption as shown in the records of meter readings maintained by the District. In the event that a person discharging waste into the District's sanitary sewer system produces evidence to the Director demonstrating that a substantial portion of the total amount of water used for all purposes does not reach the District's sewer system, a separate meter or meters may be installed at the owners expense to measure only that portion of the total flow being discharged into the District's system.

Any person discharging industrial waste into the sanitary sewers of the District who procures any part or all of his water supply from sources other than the District, all or part of which is discharged into the sanitary sewer, shall install and maintain at his expense water meters of the type approved by the Director for the purpose of determining the proper volume of flow to be used in computing sewer service charges. Such meters shall be read monthly and tested for accuracy when deemed necessary by the Director. Where it can be shown to the satisfaction of the Director that a substantial portion of the water as measured by the aforesaid meter, or meters, does not enter the sanitary sewer system of the District, then the Director if he so elects, may require or permit the installation of additional meters at the owner's expense in such manner as to measure the quantity of water actually entering the said sanitary sewerage system from the lot, parcel of land, building or premises of such owner or occupant, and the quantity of water used to determine the sewer service charge and Abnormal Sewage Surcharge may be the quantity of water actually entering the sewerage system as so determined.

- (f) Determining the Character and Concentration of Waste. The industrial waste discharge or deposited into the sanitary sewers shall be subject to periodic inspection and sampling as often as may be deemed necessary by the Director. Samples may be collected manually or by the use of mechanical equipment and shall be collected in such manner as to be representative of the character and concentration of the waste under

operational conditions. The laboratory methods used in the examination of said waste shall be those set forth in the Standard Methods. The determination of the character and concentration of industrial waste shall be made by the Director at such times and on such schedules as may be established by the Director. Should an owner or occupant discharging industrial waste to the sanitary sewers desire a determination of the quality of such industrial waste be made at some time other than that scheduled by the Director, such special determination may be made by the Director at the expense of the owner or occupant discharging the waste.

- (g) Special Considerations. If the Director finds that it is not practicable to measure the quantity or quality of waste by the aforesaid meters or monitoring devices, he shall determine the quantity or quality of the waste in any manner or method he may find practicable and agreeable to the owner in order to arrive at the percentage of water entering the sanitary sewerage system of the District and/or the quality of the sewage to be used to determine the sewer service charge and surcharge. The District reserves the right to review and approve any waters or waste now entering the sewer system or proposed to be discharged into the system having an average daily flow greater than 10 per cent of the design flow capacity of the plant which will treat the waste.

4. PRETREATMENT AND SURCHARGE

- (a) Pretreatment: Materials which exert or cause:

- (1) Unusual concentrations of solids or composition; as for example, in total suspended solids of inert nature (such as Fuller's Earth) or in total dissolved solids (such as sodium chloride, or sodium sulfate);
- (2) Excessive discoloration;
- (3) Unusual biochemical oxygen demand or an immediate oxygen demand;
- (4) High hydrogen sulfide content; or
- (5) Unusual flow and concentration;

shall be pretreated to a concentration acceptable to the District, if such wastes can (a) cause damage to collection facilities, (b) impair the processes, (c) incur treatment cost exceeding those of normal sewage, or (d) render the water unfit for stream disposal or industrial use. Where discharge of such wastes to the sanitary sewer are not properly pretreated or otherwise corrected the Director may (a) reject the wastes or terminate the service of water or sanitary sewer,

(b) require control of the quantities and rates of discharge of such wastes, or (c) require payment of surcharges for excessive cost for treatment provided such wastes are amenable to treatment by normal sewage plant facilities operated by the District.

It shall be the responsibility of any person, owner or occupant discharging waste into the sanitary sewerage system of the District to furnish the Director with drawings or plans and specifications in such detail as he may require to determine if the pretreatment structure planned by such person, or in use by such person, is suitable for the purpose intended. However, the approval of such plans by the Director will in no way relieve such person of the responsibility for modifying the structure once constructed as necessary to produce an effluent acceptable to the District under the terms of this Ordinance. Pretreatment facilities shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

(b) Abnormal Sewage Surcharge: Persons generating Abnormal Sewage which exhibit none of the characteristics of wastes prohibited in Paragraph 2 other than excessive B.O.D. or suspended solids but having a concentration for a duration of fifteen minutes greater than four times that of "normal" sewage as measured by suspended solids and biochemical oxygen demand (B.O.D.) or a concentration during a twenty-four hour period average of suspended solids or B.O.D. content in excess of "normal" sewage as defined in Paragraph 1 as "normal" domestic sewage shall be required to pretreat the industrial wastes to meet the requirements of "normal" sewage; however, such wastes may be accepted for treatment if all the following requirements are met:

- (1) The wastes will not cause damage to the collection system.
- (2) The wastes will not impair the treatment processes.
- (3) The donor of the wastes enters into a contractual agreement with the District providing for a surcharge over and above published sewer rates.

Before establishing a surcharge, the owner must be notified in writing that the waste discharge from his property exceeds the maximum limits as established in this Ordinance. If after three consecutive monthly inspections the quality has not been brought within the maximum allowed, the customer must enter into a surcharge agreement or be disconnected from the District's sanitary sewer system. Thereafter the flow will be routinely inspected and if found below the maximum allowed, will be checked for three consecutive months. If found to remain below the maximum allowed, then the surcharge may be adjusted downward. In any event, the surcharge will be reviewed at the end of each calendar year and adjusted in accordance with the following formula.

Computations of each surcharge shall be based on the following:

The weight of water (8.34 lbs. per gal.) entering the sewer system, times .013 (annual unit cost per pound for removal of one pound of B.O.D. or suspended solids), times B.O.D. plus suspended solids in excess of the normal maximum of 325 parts per million.

$\text{gal w} \times 8.34 \times .013 \times (\text{B.O.D.} - 325 + \text{S.S.} - 325) = \text{surcharge } (\$).$

Abnormal sewage surcharges payable under this paragraph shall be as follows:

Commencing 90 days from the date of this Ordinance, 33 percent of charges computed by formula.

Commencing 6 months from the date of this Ordinance, 66 percent of charges computed by formula.

Commencing 12 months from the date of this Ordinance, 100 percent of charges computed by formula.

If the strength index for either B.O.D. or S.S. is less than the normal strength index for that category, then there shall be no surcharge for that category, nor shall there be credit given to the total surcharge.

5. All ordinances or parts of ordinances in conflict herewith shall be and are hereby repealed.
6. If for any reason any section, paragraph, subdivision, clause, phrase, or provision of this Ordinance shall be held invalid, it shall not affect the remaining provisions of this or any other ordinance of the District.
7. This ordinance shall take effect from and after its publication one time in the official publication of the District, which publication shall contain the caption stating in summary the purpose of the Ordinance and the penalty for violation thereof.

PASSED AND APPROVED this 5th day of March,

1971.

[Signature]
President, Board of Directors
Nueces County Water Control and
Improvement District No. 4

ATTEST:

[Signature]
Secretary

MINUTES OF
REGULAR MEETING

* * * * * FEBRUARY 23, 1971 * * * * *

STATE OF TEXAS X
CITY OF PORT ARANSAS X
COUNTY OF NUECES X

On this, the 23rd day of February, 1971, the Board of Directors of the Nueces County Water Control and Improvement District Number 4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit:

President	Don Roy Farley
Vice-President	Andrew Dallas
Secretary	H.L. Ward
Director	Carl Peterson
Director	Carl Castell

and guest present:

Water Superintendent	Gail Holman
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Minutes of previous meeting read and approved as set forth.

The meeting was opened with a letter from San Patricio Water District, a copy of which follows:

February 23, 1971

Mr. Don Roy Farley
Nueces County Water Control & I.D.#4
P.O. Box 507
Port Aransas, Texas 78373

Dear Mr. Farley:

The Coastal Bend Regional Planning Commission has requested that we notify you of the intent of the District to upgrade its facilities and to apply for financial assistance from the Economic Development Administration, Dept. of Commerce.

The work contemplated includes doubling the District's water treatment capacity for serving its customers and increasing its untreated water delivery capacity by approximately one third for supply to the District's water treatment plant and to industry. Because of the importance of water to our area, we know that you would want to be informed of our plans in this regard.

Because of deadlines for review of our application by various agencies we would appreciate receiving any comment you might have with regard to our project by Friday, March 5, 1971.

Very truly yours,

SAN PATRICIO MUNICIPAL WATER DISTRICT

W.A. Edwards, President
WAE:lp

A motion was made by Mr. Peterson and seconded by Mr. Castell that a reply be made favoring proposed water expansion program. Motion was carried by the following vote:

AYES:	Mr. Farley Mr. Dallas Mr. Ward Mr. Peterson Mr. Castell
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NOES:	None
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After discussion, it was agreed by members of the Board that in the future, letters of complaint from customers of the District be answered by the office in lieu of first being presented to the Board for comment and answer.

Motion was made by Mr. Dallas and seconded by Mr. Peterson to advertise in ~~various newspapers~~ for bids for sale of the 6 x 6 Myers Bulldozer Pump (trailer mounted), with right reserved to reject bids too low. Motion was carried by the following vote:

AYES:	Mr. Farley
	Mr. Dallas
	Mr. Ward
	Mr. Peterson
	Mr. Castell

NOES:	None
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The following is a copy of letter from the District to Reagan & McCaughan accepting invitation to reception honoring Mr. Reagan.

February 24, 1971

Reagan & McCaughan, Engineers
320 Wilson Building
Corpus Christi, Texas 78401

Gentlemen:

This is to advise that the following members of the Board of Directors of the Nueces County Water Control and Improvement District Number 4 will be most happy to accept your invitation to the reception honoring Mr. Reagan on Friday, February 26, 1971, 3:30 to 5:30 P.M.

Don Roy Farley	President
Andrew J. Dallas	Vice-President
H.L. Ward	Secretary
Carl Peterson	Director
Carl Castell	Director

Sincerely,

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

The following letter was mailed to Mayor Roy Turnbull regarding water and sewer breaks by Island Construction Company.

February 24, 1971

Mayor Roy Turnbull
City of Port Aransas
Port Aransas, Texas 78373

Dear Honorable Mayor:

Enclosed please find photocopy of overtime and materials used by Nueces County Water Control & I.D.#4 on breaks of water lines by the Island Construction Company who is doing work for the City of Port Aransas, in the amount of \$113.27, as per discussion between Mr. Don Roy Farley, President of the Board and Mayor Turnbull.

If you will notify us in the future when and where the street work is to be done, we will have one of our men to either show the contractor where the water and sewer lines are, or will have stakes put in the places where the contractor should be careful. In doing this, we feel that it will be

advantageous to you as well as ourselves.

Sincerely,

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

After a full discussion, motion was made by Mr. Peterson and seconded by Mr. Ward to appoint Carl Castell to patch, to his specifications, 2 or 3 areas on various streets in need of repairs and to periodically check the results. Motion was carried by the following vote:

AYES:	Mr. Farley
	Mr. Dallas
	Mr. Ward
	Mr. Peterson

NOES:	None
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After discussion, motion was made by Mr. Dallas and seconded by Mr. Castell that Gail Holman and Letha Manchen set a date hosting a meeting/dinner for the Coastal Bend Water and Sewer Association. Follows copy of letter of notification of meeting.

February 24, 1971

Miss Sally Dolan
Cunningham Filter Plant
14025 Leopard Street
Corpus Christi, Texas 78410

Dear Miss Dolan:

This is to advise that the Nueces County W.C.&I.D.#4 will be happy to host a dinner at the Community Center in Port Aransas, Texas, on May 19, 1971 for the Coastal Bend Water and Sewer Association. We will try to have a nice fish and shrimp dinner for all of you to enjoy.

If you need further information, please do not hesitate to call, area 512-749-5201.

Very truly yours,

Nueces County Water Control &
Improvement District Number 4

Gail K. Holman

GKH/lm

Motion for meeting was carried by the following vote:

AYES:	Mr. Farley
	Mr. Dallas
	Mr. Ward
	Mr. Peterson
	Mr. Castell

NOES:	None
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After discussion, it was agreed by members of the Board that Letha Manchen write a letter to Nueces County Road District #4 inquiring as to the possibility of getting an easement on Port Avenue for water and sewer lines to service Federal Fish and Wildlife who will require said service.

Mrs. Manchen was appointed to contact someone in authority with the Institute of Marine Science and inquire as to why they are unable to mail a remittance on their water bill on the due date, the 10th of the month, as their payment is always late and the account always in arrears.

After a full discussion, it was agreed that Andy Dallas write a letter advising the city as to the lubrication, flushing and care in general, of the fire hydrants.

As per request, his report to the Board dated February 23rd, Gial Holman received authorization to have box built around altitude valve at Aransas Pass pump house and have steps built to pump house.

It was also agreed by members of the Board that portions of the building that was paint spattered when American Tank Company painted the overhead tank should be repainted and a warranty issued on said paint job.

Follows a copy of letter introduced at the meeting from A.L. Miller, E.D.A. to Don Roy Farley.

February 12, 1971

Mr. Don Roy Farley, President
Nueces County Water Control and
Improvement District #4
Box 128
Port Aransas, Texas 78373

Dear Mr. Farley:

Because of recent additional requirements placed on all government agencies by the National Environmental Policy Act of 1969, it is imperative you provide this office of the Economic Development Administration the following information concerning your proposed project:

1. the environmental impact of the proposed project,
2. any adverse environmental effects which cannot be avoided should the proposed project be implemented,
3. alternatives to the proposed project,
4. the relationship between local short-term uses of man's environment and the maintenance and enhancement of long-term productivity, and
5. any irreversible and irretrievable commitments of resources which would be involved in the proposed project should it be undertaken.

You are also requested to submit this information to the appropriate state, regional, or metropolitan clearinghouses for comments and review at the same time it is furnished EDA, in accordance with standard a-95 procedures.

Please be advised that final processing of your application cannot be accomplished until this information is available for review.

Sincerely,

A.L. Miller, Chief
Public Works Division

cc: Mr. J.S. Martinez

Answer to letter from Reagan & McCaughan to Coastal Bend Regional Planning Commission:

February 19, 1971

Coastal Bend Regional Planning Commission
International Airport
Corpus Christi, Texas 78408

Re: Sewer & Water Improvements
Port Aransas, Texas
Nueces County Water Control & I.D.#4

Gentlemen:

Transmitted herewith is a copy of a letter from Mr. A.L. Miller, Chief Public Works Division of the Economic Development Administration.

In compliance with this letter, we have prepared an environmental assessment of the project and enclose a copy herewith. The EDA has also requested that we submit a copy of the assessment direct to them. When you have completed your review of this assessment, we would appreciate your forwarding your comments direct to EDA with a copy to us.

Very truly yours,

REAGAN & McCAUGHAN
by: F.A. McCaughan, P.E.

FAM:ink
enc.

cc: Coastal Bend Economic Development District w/enc.
Nueces County WC&ID #4

Follows a copy of second letter introduced at the meeting from Reagan & McCaughan to Mr. A.L. Miller:

Mr. A.L. Miller, Chief
Public Works Division
Economic Development Administration
702 Colorado Street
Austin, Texas 78701

Re: Sewer & Water Improvements
Port Aransas, Texas
Nueces County Water Control & Improvement District #4

Dear Mr. Miller:

Enclosed is a copy of our Environmental Assessment of subject project as requested by your letter to Mr. Farley, President of the District.

We are today transmitting a copy of this assessment to the Coastal Bend Regional Planning Commission for their review and comments, which we have requested to be transmitted direct to your office.

We trust this meets with your approval.

Very truly yours,

REAGAN & McCAUGHAN
by: F.A. McCaughan, P.E.

FAM:ink
enc.
cc: NCWC&ID#4 w/enc.

ENVIRONMENTAL ASSESSMENT
OF
SEWER & WATER IMPROVEMENTS
IN
PORT ARANSAS, TEXAS
FOR THE

NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO.4

The proposed sewer and water improvement project for which an application has been made for Federal Funds is composed primarily of the following: additions and improvements to the sewage treatment plant; a new lift station and force main; interceptor sewer and lateral sewers; water line extensions to the distribution system.

1. Environmental Impact. The proposed project will improve the environment by providing improved plant effluent especially during peak flow periods and provide for a more satisfactory disposal of sewage sludge. The project will eliminate the need for both existing and future septic tanks in an area of Port Aransas not now served with sewers. It will also provide an adequate supply of potable water to areas that are not now served or are inadequately served with small water lines.
2. Adverse environmental effects. There are no adverse environmental effects which cannot be avoided should the proposed project be implemented.

3. Alternatives. Alternatives to the project are:

- (a) Provide a different type of sewage treatment which would be unfamiliar to the operators and would not act as a duplicate unit.
- (b) Eliminate lift station and construct gravity interceptor all the way to the treatment plant. This would probably triple the cost of the project.
- (c) Provide individual septic tanks in a large area which already has a high water table.

4. Relationship short term to long term productivity.

There are no adverse environmental effects to the project and there is a definite enhancement to man's environment.

5. Commitments of Resources. There are no irreversible or irretrievable commitments of resources involved in the proposed project.

REAGAN & McCAUGHAN
by: F.A. McCaughan, P.E.

FAM:ink

In conclusion, it was decided that Mrs. Manchen is to contact Mr. Dick Hatch, attorney for the District, on proposed Ordinance and obtain a copy of the City Ordinance.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Don Roy Farley President

ATTEST:



H.L. Ward Secretary

MINUTES OF

* * * * * SPECIAL MEETING * * * * *

FEBRUARY 2, 1971

CITY OF PORT ARANSAS X

COUNTY OF NUECES X

STATE OF TEXAS X

On this, the 2nd day of February, 1971, the Board of Directors of Nueces County Water Control and Improvement District Number 4 convened in a special session, at the regular meeting place thereof, with the following members of the Board present, to-wit:

President	Don Roy Farley
Vice-President	Andrew Dallas
Secretary	H.L. Ward
Director	Carl Peterson
Director	Carl Castell

Visitors present:

Financial Advisor	Laddie Janacek
Consulting Engineer	Frank McCaughan
Water Superintendent	Gail Holman

Attached to and becoming a part of these minutes, canvassinf of votes and results of Water Bond election.

Motion was made by Mr. Peterson, seconded by Mr. Castell to accept results of said election. Motion was carried by the following vote:

AYES:	Mr. Farley
	Mr. Dallas
	Mr. Ward
	Mr. Peterson
	Mr. Castell

NOES:	None
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Motion was made by Mr. Peterson and seconded by Mr. Dallas that the basis of assessment for tax purposes be increased from 40% to 50% of 100% of the true value. Motion was carried by the following vote:

AYES:	Mr. Farley
	Mr. Dallas
	Mr. Ward
	Mr. Peterson
	Mr. Castell

NOES:	None
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Motion was made by Mr. Peterson, seconded by Mr. Dallas that Don Roy Farley, as Chairman of the Board, be directed to acquire membership in the Texas Water Conservation Association. Membership fee to be paid by the District. Motion was carried by the following vote:

AYES:	Mr. Farley
	Mr. Dallas
	Mr. Ward
	Mr. Peterson
	Mr. Castell

NOES:	None
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The following is copy of item #4 contained in a letter from U.S. Department of Commerce, Economic Development Administration, dated January 19, 1971. (See minutes of 1-26-71.)

- #4. The 503A's by the Sand Castle Company and Executive Keys need to be certified by officers of the respective corporations other than the ones who signed them.

It was agreed that Mr. Bullock, as set forth in McCaughan's letter, procure corrected signatures and forward them to E.D.A.

After deliberation, it was agreed that Calvin Prickett of Aransas Pass bring 1969 Chevrolet Pick-Up to Port Aransas for inspection by Andy Dallas, mechanic. Upon Andy's approval, the Board will purchase same.

The following is resolution authorizing purchase of 1969 Chevrolet truck.

FEBRUARY 2, 1971

RESOLUTION AUTHORIZING PURCHASE OF TRUCK

WHEREAS, IT IS DEEMED NECESSARY THAT THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT #4, TO PURCHASE AND REPLACE THE TRUCK DAMAGED BY HURRICANE CELIA.

WHEREAS, MOTION WAS MADE BY CARL PETERSON, SECONDED BY H.L. WARD. TO PURCHASE TRUCK UPON INSPECTION AND APPROVAL OF ANDREW J. DALLAS, MECHANIC.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT #4 THAT, MR. DON ROY FARLEY, PRESIDENT OF THE BOARD BE AND IS HEREBY AUTHORIZED AND DIRECTED TO MAKE A LOAN AND SIGN THE NECESSARY DOCUMENTS REQUIRED ON BEHALF OF THE DISTRICT.

ADOPTED AND APPROVED THE 2nd DAY OF FEBRUARY, 1971.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

BY:

Andrew J. Dallas
Andrew J. Dallas

Vice-President

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Don Roy Farley
Don Roy Farley

President

ATTEST:

H.L. Ward

H.L. Ward

Secretary

RESOLUTION CANVASSING RETURNS AND
DECLARING RESULT OF BOND ELECTION

THE STATE OF TEXAS X NUECES COUNTY WATER CONTROL AND
 X
COUNTY OF NUECES X IMPROVEMENT DISTRICT NUMBER 4

ON THIS, the 2nd day of February, 1971, the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 convened in _____ session, being open to the public, at the regular meeting place thereof in said District, with the following members of the Board present:

DON ROY FARLEY	PRESIDENT
ANDREW J. DALLAS	VICE PRESIDENT
H. L. WARD	SECRETARY
CARL "PETE" PETERSON	DIRECTOR
CARL CASTELL	DIRECTOR

and the following absent: Dallas,
constituting a quorum; and among other proceedings had were the following:

The President offered the following resolution for the consideration of the Board of Directors:

WHEREAS, this Board of Directors resolved and ordered that an election be held within this District on the 30th day of January, 1971, for the purpose of submitting a proposition for the issuance of bonds to the resident qualified electors of the District, including those who had duly rendered their property for taxation; and

WHEREAS, the returns of said election have been made to this Board of Directors and from an examination of those returns it appears that:

- (a) Two separate ballot boxes were provided at the polling place designated by this Board;
- (b) All resident qualified electors who owned taxable property in the District and who had duly rendered the same on the tax rolls of the District (hereinafter called "tax-paying electors") were permitted to vote in the box designated for their ballots and the ballots cast in such box were recorded or tabulated separately;
- (c) All resident qualified electors (who were otherwise qualified but did not own taxable property which had been duly rendered for taxation on the tax rolls of the District)---hereinafter called "electors"---were permitted to vote in the box designated for their ballots, and the ballots cast in such box were recorded or tabulated separately; and

- (d) The total of the votes cast by the resident qualified electors (including those who owned taxable property which had been duly rendered for taxation on the tax rolls of the District) were shown on the said returns (the same being hereinafter referred to as "total all electors"); and

WHEREAS, upon consideration of the returns of said election it appears that the same was held in accordance with the authorizing proceedings and was in all respects legally held after due notice had been given, and the said returns, duly and legally made, showed the following results:

	<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>
	<u>Taxpaying</u>	<u>Electors</u>	<u>Total</u>
	<u>Electors</u>	<u>_____</u>	<u>All Electors</u>
			<u>(Cols. 1 & 2)</u>
THE ISSUANCE OF \$50,000 WATER SYSTEM BONDS AND LEVY OF TAXES IN PAYMENT THEREFOR			
FOR	<u>28</u>	<u>1</u>	<u>29</u>
AGAINST	<u>34</u>	<u>1</u>	<u>35</u>
TOTAL VOTES CAST	<u>62</u>	<u>2</u>	<u>64</u>

THEREFORE, BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4:

SECTION 1: That all of the recitals contained in the preamble of this resolution are found to be true and are adopted as findings of fact by this Board and as part of its judgment.

SECTION 2: That it is further found and determined that the results of the election as canvassed and tabulated in the preamble hereof reflect the expressed desires of the taxpaying electors, electors, and total all electors (as such terms are defined in the preamble hereof).

SECTION 3: That from the results of the election canvassed and tabulated as aforementioned, with respect to the proposition for the issuance of \$50,000 Water System bonds, it appears that same was ^{may}sustained by a majority of the taxpaying electors and total all electors and that, therefore, the Board of Directors of the District is ^{may}authorized and empowered to issue the bonds of the District in the maximum amount of \$50,000 for the purpose of financing improvements, repairs and replacements to the District's existing Water System, and to levy and collect taxes sufficient to pay the interest on and principal of said bonds as the same become due.

The above resolution having been read in full, it was moved by Mr. Pitterson and seconded by Mr. Castell that the same be passed and adopted. Thereupon, the question being called for, the following members of the Board of Directors voted "AYE": Messrs. Farley, ~~Dallas~~, Ward, Peterson and Castell; and none voted "NO".

The President declared the motion carried and the resolution adopted.

PASSED AND APPROVED, this the 2nd day of February, 1971.

Don Ray Farley
President, Board of Directors,
Nueces County Water Control and
Improvement District Number 4

ATTEST:

Jo L Ward
Secretary, Board of Directors,
Nueces County Water Control and
Improvement District Number 4

(District Seal)

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT No. 4
PORT ARANNAS, TEXAS 78373**

February 2, 1971

P. O. BOX 807
RI 9-5301
AREA CODE 512

RESOLUTION AUTHORIZING PURCHASE OF TRUCK

WHEREAS, it is deemed necessary that the Nueces County Water Control and Improvement District Number 4, purchase and replace the truck damaged by Hurricane Celia.

WHEREAS, motion was made by Carl Peterson, seconded by H.L. Ward to purchase truck upon inspection and approval of Andrew J. Dallas, mechanic.

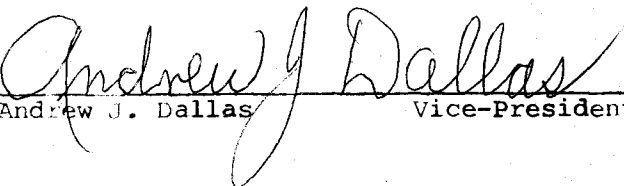
NOW THEREFORE, be it resolved by the Board of Directors for the Nueces County Water Control and Improvement District Number 4 that:

Mr. Don Roy Farley, President of the Board be, and is hereby authorized and directed, to make a loan and sign the necessary documents required on behalf of the District.

ADOPTED and approved the 2nd day of February, 1971.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

By:


Andrew J. Dallas Vice-President

MINUTES OF
REGULAR MEETING

* * * * * JANUARY 26, 1971 * * * * *

CITY OF PORT ARANSAS X

COUNTY OF NUECES X

STATE OF TEXAS X

On this the 26th day of January, 1971, the Board of Directors of the Nueces County Water Control and Improvement District Number 4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit:

President	Don Roy Farley
Vice-President	Andrew Dallas
Secretary	H.L. Ward
Director	Carl Peterson
Director	Carl Castell

visitor:

Notary Public	Mrs. Letha Manchen
---------------	--------------------

Minutes of previous meeting read and approved by the board as read.

The meeting was opened with Mrs. Letha Manchen, Notary Public, swearing into office for another term, Mr. Carl Castell, director, and Mr. Andrew Dallas, Vice-President.

Mr. Peterson made motion, seconded by Mr. Castell that Don Roy Farley remain on the Board as President. Motion was carried by the following vote:

AYES:	Andrew Dallas
	H.L. Ward
	Carl Peterson
	Carl Castell

NOES:	None
-------	------

A motion was made by Mr. Castell and seconded by Mr. Peterson that Andrew Dallas remain on the Board as Vice-President. Motion was carried by the following vote:

AYES:	Don Roy Farley
	H.L. Ward
	Carl Peterson
	Carl Castell

NOES:	None
-------	------

Motion was made by Mr. Peterson and seconded by Mr. Castell that H.L. Ward remain in office as secretary of the Board. Motion was carried by the following vote:

AYES:	Don Roy Farley
	Carl Peterson
	Carl Castell
	Andrew Dallas

NOES:	None
-------	------

With reference to letter of complaint from C.H. Isensee, M.D., (a/c#65) regarding his water bill, copy of the following letter from Rockwell

Mfg. Company was forwarded to him.

January 22, 1971

Nueces County W.C. & I.D. #4
P.O. Box 128
Port Aransas, Texas 78373

Attention: Mrs. Letha Manchen

Gentlemen:

As requested by our sales representative Mr. George Gherdovich, we list the following certified factory test results of meter serial number 17588792 which is the 5/8x3/4" Sealed Register type:

15 g.p.m.	2 g.p.m.	1/4 g.p.m.
100.1	101.0	98.6

Sincerely yours,

Thomas J. Lupinacci
Municipal and Utility Division

TJL/smb

Mr. Isensee called the office and withdrew his complaint shortly thereafter.

Requests by the U.S. Department of Commerce, Economic Development Administration, contained in the following letter were to be taken care of by Mr. McCaughan.

January 19, 1971

Mr. Don Roy Farley, President
Nueces County Water Control & I.D.#4
P.O. Box 128
Port Aransas, Texas 78373

Dear Mr. Farley:

The two (2) applications for water and sewer improvements submitted by Nueces County WCID #4 to this agency for partial funding have undergone a preliminary review in the Regional Office. Before we can fully process these projects there are several additions or corrections that we will need. They are:

1. The water plans show that the preliminary engineering report has been revised. The plans show a 6-inch line being deleted and two 8-inch lines being added to the project. We need a new detailed cost estimate based on the revised preliminary engineering plans. It is also noted that the construction prices shown in the reports are for the year 1969. The Engineer should up-date these costs to be sure that the project can be constructed within the estimated costs.
2. We need a copy of the FWQA (EPA) grant offer on the project funded by that agency.
3. The city limits are not shown on the plans. We need to know where the city limits are and if all, or only portions, of the projects are to be constructed within the boundaries of the City.
4. The 503A's by the Sand Castle Company and Executive Keys need to be certified by officers of the respective corporations other than the ones who signed them.
5. To satisfy Section 402 of the Intergovernmental Cooperation Act of 1968, we need a letter from the City of Port Aransas stating why the special-purpose unit of government is the applicant instead of the City.

Sincerely,

A.L. Miller
Chief of Public Works

cc:J.Martinez, EDR

January 26, 1971

List of connects and disconnects dated Jan. 19 through Jan. 26 was presented to the Board for review by members.

Copy of the following letter from Reagan & McCaughan to Dick Hatch, attorney for the District was read.

January 14, 1971

Mr. Richard Hatch
P.O. Box 1206
Aransas Pass, Texas 78336

Dear Dick:

Enclosed is a copy of a letter from the Federal Water Pollution Control Administration regarding an industrial wastes ordinance for Nueces County Water Control & Improvement District No. 4. You may have prepared one of these for some of the other towns. We have written for a copy of the Model Ordinance, Manual of Practice No. 3, that is referred to in their instructions. If you do not have a copy, we would be glad to loan you ours when it comes.

If we can be of further help let us know.

Very truly yours,

REAGAN & MCCAUGHAN

FAM:ink
cc:NCWC&ID #4

Mrs. Manchen is to contact Mr. Hatch regarding this letter.

In order to achieve total contact with customers of the District, (including the ones in San Antonio,) a copy of the following was mailed to all accounts.

January 25, 1971

Dear Customer:

The following news item relative to delinquent accounts recently appeared in both the Corpus Christi Caller Times and the Aransas Pass Progress. However, due to the fact we have had numerous customers notify us that they did not see this item, we are enclosing copy of same with your January 25th billing.

WATER DISTRICT SETS NEW POLICY ON DELINQUENTS

The board of directors of Nueces County Water Control and Improvement District at a meeting on December 22 set a new policy on delinquent water bills. Under the new policy if the water bill is not paid within 10 days after billing a delinquent notice will be sent for an additional 10 days. If the bill is not paid in full by the 20th of the month the meter will be removed resulting in a \$5.00 disconnect charge. A \$5.00 charge also will be made for reconnect. No exceptions will be made according to the new policy approved unanimously by the directors.

Sincerely,

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Board of Directors

At the request of the Board, Mr. Gail Holman, Water Superintendent, is to present to them each month, a report on developments and progress within the outside work crew. Copy of his first report dated January 20th is attached to and becomes a part of these minutes.

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4
PORT ARANSAS, TEXAS 78373**

January 26, 1971

P. O. BOX 807
Rt. 8-5301
AREA CODE 512

Nueces County Water Control & I.D.#1
P.O. Box 128
Port Aransas, Texas 78373

Attention: Board of Directors

Gentlemen:

I have been asked by the President for a monthly report to the Board. This report to serve as a progress report and notification of future developments.

To the best of my knowledge, we have repaired all of our system, water and sewer, since Celia. However, small things may occur.

I recommend that one pump in Aransas pass should be removed and sent to Valley Pumps in Corpus Christi for repair. This pump has a noisy bearing. Also, the sewer plant should be shut down for one week for needed minor repairs. A submersible lift pump should be installed at Lift Station #4 (sewer plant) to handle summer loads. Reagan and McLaughan have approved this pump. Pump #3 at Lift Station #4 is in need of an overhaul. This work we can do ourselves. We expect to paint all facilities before summer. We have most paint on hand and paid for. All these things should be taken care of in the winter and spring to assure the District that our summer load will be handled efficiently.

We have just received the flow meter for the sewage plant which we will install as soon as possible. Also, we will install 2" meter at sewage plant. This should account for all water used at plant. This 2" meter will be for both old and new plant.

The heavy van sure is cold and we on winter days and hard to start. The District could pay Andy's expense, perhaps we could shop for a used truck.

We have just completed an 8" sewer line repair on 7th. Street. We had to replace 20 feet of 8" tile at a depth of 8 feet. The new well-point pump paid for itself once again.

There is more to be done on the sewer system as Rudy and I feel these

tration and cheaper cost. Maybe Celia shook the ground causing this damage, I do not know, but we have to live with it.

Respectfully,

Gail Holman,
Water Superintendent

In answer to Mr. Holman's suggestions and recommendations the Board, after a full discussion, agreed to the following:

1. The pump in Aransas Pass, in need of repair, is to be sent to Valley Pumps in Corpus Christi for restoration.
2. The sewer plant is to be shut down for approximately one week for needed repairs.
3. Flow meter and 2" meter to be installed at sewer plant.
4. Mr. Holman is to be on the look out for a replacement for the van. When one is located, it is to be brought over for the Board's inspection.
5. Mr. Holman authorized to contact Mr. McCaughan regarding his opinion of the use of plastic sewer lines.

At the meeting on January 13th, the audit report from Touche Ross & Company was reviewed by the Board. Said report became a part of those minutes. In answer to the stated water loss, Mr. Holman prepared the following letter.

January 13, 1971

Board of Directors
Nueces County Water Control &
Improvement District Number 4
P.O. Box 128
Port Aransas, Texas 78373

Gentlemen:

The following information is in answer to our auditor's report regarding water loss by the District for the year 1970. To the best of my knowledge, the following are true and valid reasons for any amount of water loss incurred by the District.

Statistically, water lost through 12" line in a 24 hour period at 850 gallons per minute; 1,224,000. At 1,000 gallons per minute when pumps alternate, 1,440,000 in a 24 hour period. Water lost through 8" line in a 24 hour period, at 350 gallons per minute; 904,000.

When 8" line was installed in 1959 over twenty breaks were repaired by the District on Harbor Island and Aransas Pass as contractors could not be located. They did not live up to their contract. On September 11, 1961, Carla hit and numerous lines were broken and water loss was consumed by the District. In February of the following year we had a hard freeze and 100 meters were destroyed and the District assumed this loss also. Lines were split wide open. The temperature dropped to 16° and our 8" main in Aransas Pass was broken wide open. The city was not out of water but it took 30 days to repair this main. Water loss could not be determined.

On August 3, 1970, Celia hit and our 12" supply line broke on Harbor Island by Fin and Feather. It was repaired by the city of Corpus Christi at no charge. This line could have been open for some hours till the power went off. No one knows. From that time till we came back the 1,000,000 tank siphoned 500,000 gallons through this leak.

The State required T.M. Young to put 150 pounds of pressure on the 12" line when it was installed. This I contested with their inspector. I told him he was hurting the contractor and weakening our lines, which they did. He said he was sorry but it was State Law and could do nothing. I pointed out the State was wasting our water on these breaks with so much pressure when 100 pounds would have been sufficient as we only carry 50 pounds of pressure. Again he informed me that this was a State Law. The result was six or seven blow-outs that I know of. The contractors put a 24 hour test of 150 pounds of pressure on this 12" line. When the contractor went home this line burst and ran wide open till he returned the next morning. A tremendous amount of water was lost.

T.M. Young, Contractor, has repaired all breaks for one year at no cost to the District. We have one in Aransas Pass now which he will repair at no cost to the District. This job will be his last as his contract runs out December 31, 1970.

Our auditor's, with all due respect, cannot average the water loss for one year as this could have occurred in a two or three month period due to line testing, fire testing off hydrants, washing down the sewer plant, lift station well pointing and broken lines by the Corps of Engineers and General Telephone Company. Also, pressure blow-offs at Aransas Pass pump station and ferry landing pump station at an average of 100 gallons every time clay valve closes and opens. To relieve pressure on line, this is a 24 hour cycle, 30 days a month. For these reasons, I feel the District has been misinformed as to the source of this water loss. It has been lost, no doubt, but under the circumstances, what can we do about it? I feel sure that when things settle back to normal we will be within our 85% allowable. Eighty-five percent allowable means we have a tight system. Fifteen per-cent per year is allowed for minor leaks by the State Health Department.

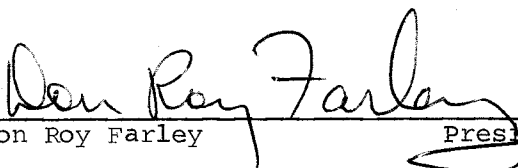
Thanking you, I remain.

Respectfully,


G.K. Holman
Water Superintendent

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4


Don Roy Farley President

ATTEST:


H.L. Ward Secretary

AFFIDAVIT OF PUBLICATION

THE STATE OF TEXAS X
 X
COUNTY OF NUECES X

BEFORE ME, the undersigned authority, on this day personally appeared Leland G. Barnes, who, after being by me duly sworn, deposes and says that he is the Classified Adv. Manager of the Caller-Times, a newspaper of general circulation in Nueces County and published in Nueces County, and that he published a true copy of the "NOTICE OF BOND ELECTION", hereto attached, in said paper on the following dates:

December 30, 1970,
January 6, 1971,
January 13, 1971, and
January 20, 1971,

the date of the first publication being not less than twenty-eight (28) days prior to the date of the election. |

Leland G. Barnes
Leland G. Barnes, Cl. Adv. Mgr.

SWORN TO AND SUBSCRIBED before me by Leland G.
Barnes, on this, the 21 day of January, 1971.

Louise Vick (Louise Vick)
Notary Public, Nueces County, Texas

(Notary Seal)

QUALIFIED
PROPERTY OF THE NUECES
COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUM-
BER 4 INCLUDING THOSE WHO
OWN TAXABLE PROPERTY IN
SAID DISTRICT AND WHO HAVE
DULY RENDERED THE SAME FOR
TAXATION:

TAKE NOTICE that an election
will be held on the 30th day of
January, 1971, in the NUECES
COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUM-
BER 4 in obedience to a resolution
and order duly entered by the Board
of Directors of said District, said
resolution and order being attached
hereto and made a part of this notice
for all intents and purposes.

WITNESS OUR HANDS AND THE
SEAL OF SAID DISTRICT, this the
28th day of December, 1970.

Don Roy Farley
President, Board of Directors,
Nueces County Water Control and
Improvement District Number 4

ATTEST:
H. L. Ward
Secretary, Board of Directors,
Nueces County Water Control and
Improvement District Number 4
(District Seal)

RESOLUTION APPROVING ENGI-
NEERS' REPORT FOR IMPROVE-
MENTS, REPAIRS AND REPLACE-
MENTS TO WATER SYSTEM AND
ORDERING A BOND ELECTION
THE STATE OF TEXAS
COUNTY OF NUECES
NUECES COUNTY WATER CON-
TROL AND IMPROVEMENT DIS-
TRICT NUMBER 4

ON THIS, the 28th day of Decem-
ber, 1970, the Board of Directors of
NUECES COUNTY WATER CON-
TROL AND IMPROVEMENT DIS-
TRICT NUMBER 4 convened in spe-
cial session, being open to the public,
at the regular meeting place thereof
in said District, with the following
members of the Board present:
DON ROY FARLEY PRESIDENT
ANDREW J. DALLAS VICE PRESI-
DENT

H. L. WARD SECRETARY
CARL "PETE" PETERSON DIRECTOR

CARL CASTELL DIRECTOR
and the following absent: Peterson,
when among other proceedings had
the following resolution and order
was adopted:

WHEREAS, In August, 1970, the
hurricane "Celia" caused serious
damage to improvements constructed
NUECES COUNTY WATER CON-
TROL AND IMPROVEMENT DIS-
TRICT NUMBER 4, including those
relating to its water and sewer
system; and

WHEREAS, It is necessary that im-
provements, repairs and replace-
ments now be constructed with rela-
tion to the District's water supply

WATER CONTROL AND IMPROVE-
MENT DISTRICT NUMBER 4, and
the following named persons are here-
by appointed officers of said elec-
tion:

MRS. DON FARLEY Presiding Judge
MRS. KATE RHODES Alternate Pre-
siding Judge

The Presiding Judge shall appoint
not less than two (2) qualified Clerks
to serve and assist in conducting said
election, provided that the Alternate

also
to
that
m-
in
to

said District and who have duly ren-
dered the same for taxation, shall be
permitted to vote at said election. At
said election two separate ballot box-
es shall be provided at the polling
place. In one box only resident quali-
fied electors who own taxable prop-
erty and who have duly rendered the
same for taxation shall be allowed to
vote. In another box all resident
qualified electors (who are otherwise
qualified but do not own taxable
property which has been duly ren-
dered for taxation) shall be allowed
to vote. The votes cast in each of
said boxes shall be recorded,
returned and canvassed in such man-
ner as will reflect separately the
votes cast by the qualified electors
who own taxable property and who
have duly rendered (including those
who own taxable property and who
have duly rendered the same for
taxation).

SECTION 7: The Secretary of the
Board of Directors is hereby directed
to publish a substantial copy of this
resolution and order, signed by said
Secretary and by the President of the
Board, once a week for four consecu-
tive weeks in a newspaper having a
general circulation in Nueces County,
the first of said publications to be
made at least twenty-eight (28) days
prior to the date fixed for said elec-
tion. Said publication shall constitute
proper notice of said election.

SECTION 8: That said election shall
be held and conducted in accordance
with the Texas election laws except
as provided in Chapter 3A, Title 128,
R.C.S. of Texas, 1925, as amended.

The above resolution and order
having been read in full, it was
moved by Dallas and seconded by
Ward that same do pass. Thereupon,
the question being called for, the
following members of the Board vot-
ed "AYE": Messrs. Farley, Dallas,
Ward, and Castell; and none voted
"NO".

PASSED AND APPROVED, this
the 28th day of December, 1970.

Don Roy Farley
President, Board of Directors,
Nueces County Water Control and
Improvement District Number 4

ATTEST:
H. L. Ward
Secretary, Board of Directors,
Nueces County Water Control and
Improvement District Number 4
(District Seal)

MINUTES OF
REGULAR MEETING

* * * * * JANUARY 13, 1971 * * * * *

CITY OF PORT ARANSAS X

COUNTY OF NUECES X

STATE OF TEXAS X

On this, the 13th day of January, 1971, the Board of Directors of the Nueces County Water Control and Improvement District Number 4 convened in a regular meeting at the regular meeting place thereof, there being present and in attendance the following members, to-wit:

President	Don Roy Farley
Secretary	H.L. Ward
Director	Carl Peterson

and there being absent:

Vice-President	Andrew Dallas
Director	Carl Castell

Minutes of previous meeting read and approved as set forth.

The meeting was opened with members of the Board canvassing votes cast at an election held January 12th for the purpose of electing two officers to the Board. Listed below are candidates and number of votes they received.

Carl Castell	49
Andrew Dallas	41
Ray Reeder	10

Re-elected to the Board was Carl Castell and Andrew Dallas.

The following is copy of letter to the District with reference to industrial waste requirements by the Environmental Protection Agency.

January 8, 1971

Mr. August Doscher, District Manager
Nueces County Water Control and
Improvement District Number 4
P.O. Box 507
Port Aransas, Texas 78373

Dear Mr. Doscher:

A condition in your grant offer requires compliance with Section 601.34 of the Rules and Regulations as published in the Federal Register on July 2, 1970, which pertains to industrial wastes.

Attached are instructions for the preparation of an industrial waste ordinance to meet these requirements.

You should give your immediate attention to the preparation of this ordinance, since future grant payments on your project can-
not be made until the industrial waste requirements have been satisfied.

Reorganization Plan No. 3 of 1970 established the Environmental Protection Agency. All References to the Department of the Interior and the Secretary in the enclosed documents shall be deemed to be reference to the Environmental Protection Agency and the Administrator of the Environmental Protection Agency.

If you have questions concerning this matter, please feel free to call upon us.

Sincerely yours,

Arvel L. Wilson, Chief
Construction Grants Program

Enclosure

cc: TWQB
Reagan & McCaughan

Attached to and becoming a part of these minutes are copies of instructions accompanying said letter.

After discussion, the Board agreed that Don Roy Farley should contact Reagan & McCaughan with reference to required modifications in connection with grant assistance applications as mentioned in the following letter.

January 6, 1971

Mr. Don Roy Farley, President
Nueces County Water Control &
Improvement District No. 4
P.O. Box 128
Port Aransas, Texas 78373

Dear Mr. Farley:

The two applications of the Nueces County W.C.I.D. No. 4 for Economic Development Administration supplementary grant assistance to construct (1) sewage treatment facilities, interceptor sewer lines and lift station, and (2) install water lines and lateral sanitary sewers have been reviewed by the Division of Planning Coordination, Office of the Governor (the State Planning and Development Clearinghouse), and by interested state agencies.

The proposed projects will promote growth and development of tourism and water-related activities in the City of Port Aransas and adjacent areas of Nueces County. The affected areas are presently not being served or are inadequately served.

As the proposed project has been endorsed by the Coastal Bend Regional Planning Commission (the metropolitan clearinghouse), is consistent with the OEDP of the Coastal Bend Economic Development District, and is consistent with development policies and objectives of the State of Texas, the Division of Planning Coordination endorses this application.

Final plans and specifications for the proposed facilities are to be submitted to the Texas State Department of Health for review prior to project construction. Also, as the overall financing of this project includes general obligation bonds to be issued by the District, formal approval of this project by the Texas Water Rights Commission is required prior to the issuance of the bonds. Section 30C on page 11 of the application should be modified to reflect this requirement.

Thank you for the opportunity to review this application.

Sincerely,

Dan S. Petty
Director, Division of
Planning Coordination

DSP/sct

INSTRUCTIONS FOR MEETING
INDUSTRIAL WASTE AND DESIGN
REQUIREMENTS

Please read carefully the indicated portions of the Rules and Regulations published in the Federal Register on July 2, 1970 (18 CFR 601.34 and 601.36). Outlined below are instructions for complying with these regulations.

INDUSTRIAL WASTES

Section 601.34 states that projects, which will handle industrial wastes (as defined in that section), shall meet certain requirements in order to qualify for a grant. An enforceable industrial waste ordinance, which meets the criteria listed below, will be required on all Public Law 660 projects.

- I. The ordinance shall limit the discharge of industrial wastes into the public sanitary sewers to levels that will not adversely affect the operation of the sanitary sewer system or the quality of the waste water treatment facility effluent. To this effect, the ordinance shall regulate the volume, strength and nature of the wastes to be discharged into the sewer system. A good example may be found in Article V of the Model Ordinance, Manual of Practice No. 3 by the Water Pollution Control Federation (WPCF) (Reference 1).
- II. The ordinance shall require pre-treatment of wastes by industry when necessary to meet the above levels or shall prohibit the entry of such wastes. In establishing maximum concentrations of waste constituents that will be acceptable for discharge into the sewer system, levels of concentration specified by state effluent requirements, water quality standards or enforcement actions should be considered.

Specific attention should be given to toxic materials and heavy metals. These materials constitute an immediate hazard to humans, animals and aquatic life and, in addition, may have cumulative effects. Dilution of such materials in lieu of treatment (removal) is not an acceptable policy.

Page 2, Industrial Waste and Design Requirements

When considering heavy metals, you should pay particular attention to those listed below:

Antimony	Lead
Arsenic	Manganese
Barium	Mercury
Beryllium	Molybdenum
Bismuth	Nickel
Boron	Rhenium
Cadmium	Selenium
Chromium (Hexa)	Silver
Chromium (Tri)	Strontium
Cobalt	Tellurium
Copper	Tin
Iron	Uranium
	Zinc

Discharge of these materials into the sewer system should be prohibited.

- III. The ordinance shall establish a rate schedule for sewer service that assures an equitable system of cost recovery. The intent of the Federal Regulation (18 CFR 601.34) is that industrial users to pay for the costs incurred by the applicant in the construction, operation and maintenance of that portion of the waste water treatment facilities related to industrial wastes.

For the cost recovery system to be considered equitable, it must satisfy the following conditions:

- A. The apportionment of costs must take into consideration the individual industrial user's contribution as related to the total waste load taking into account the volume and strength of all discharges.
- B. The costs to be considered should include:
 - 1. Amortization of the applicant's indebtedness for the cost of the treatment facilities (plant and interceptors).
 - 2. Operation and maintenance of the treatment facilities.

Page 3, Industrial Waste and Design Requirements

3. Any additional costs which are necessary to assure adequate treatment on a continuous basis.

- C. Substantial pre-payment of the capital investment or other financial commitments will be required from each industry that contributes 30% or more of the total volume or strength of the waste load to be treated by the project.

User charges in the form of (periodic) sewer rates, connection fees or other methods available under state and local law may be utilized to assure repayment of treatment costs.

The following cost recovery system has been adopted by several municipalities and is considered reasonable and acceptable. The system is based on a basic rate for wastes, which do not exceed the concentration of "normal" domestic sewage (with respect to BOD and SS), plus a surcharge for wastes which exceed the concentration of "normal" sewage.

The industrial charge can be calculated with the following formula:

$$IC = jV + V [a(BOD-200*) + b(SS-200*)]$$

IC = Industrial Charge

V = Volume discharged in millions of gallons

j = Basic rate (dollars per million gallons treated)

a = BOD surcharge factor (dollars per million gallons per milligram per liter) based on the treatment costs attributable to the removal of BOD.

BOD = Five day @ 20°C BOD of the industrial wastes (mg/l) to be measured at intervals from composite samples.

b = SS surcharge factor (dollars per million gallons per milligram per liter) based on the treatment costs attributable to the removal of SS.

SS = Suspended Solids of the industrial waste (mg/l) to be measured at intervals from composite samples.

* The assumed concentration of BOD and SS in "normal" domestic sewage is 200 mg/l. This factor might vary community to community.

Should the above system or a similar one be selected, derivation of the factors "j", "a" and "b" must be submitted with the ordinance. (See Reference 2, item 14-3).

Page 4, Industrial Waste and Design Requirements

This ordinance should be submitted to the FWQA for approval with the Public Law 660 application. In those cases where submittal at this time is not possible, the initial grant payment will be withheld until this document is submitted and approved.

You should note that no grant will be given a project or portion thereof which treats 100 percent industrial wastes (including domestic wastes generated by the industry or from a small number of nearby homes) unless:

- A. That project is otherwise eligible for Federal financial assistance under the Public Works and Economic Development Act of 1965 (Public Law 89-138) or any other Federal law designed to stimulate economic development or to ease the impact of federal action or
- B. In exceptional cases, where the applicant demonstrates to the satisfaction of FWQA that the public benefits of the project greatly outweigh any benefits to industry.

In addition, any portion of a project that serves an industry which is relocating for the purpose of avoiding compliance with established Water Quality standards or conformance with other state or Federal water quality requirements will be ineligible for grant support.

In any case where difficulty is encountered in meeting these requirements, you should not hesitate to contact FWQA for assistance.

References: "Regulation of Sewer Use"
(Water Pollution Control Federation^{tion} Manual of Practice No. 3)
Water Pollution Control Federation
3900 Wisconsin Avenue
Washington, D.C. 20016

"Theories and Practices of Industrial Waste Treatment" (Chapter 14) by Nelson L. Nemerow
Addison-Wesley Publishing Company, Inc.
Reading, Massachusetts.

Page 5, Industrial Waste and Design Requirements

DESIGN

Section 601.36 requires that the design of waste water treatment facilities will comply with requirements published by the Commissioner. The Booklet, "Federal Guidelines for the Design, Operation and Maintenance of Waste Water Treatment Facilities," contains these requirements. This booklet and technical bulletins, that are issued as future supplements, will be furnished to your consulting engineer.

FEDERAL REGISTER

VOLUME 35 • NUMBER 128

Thursday, July 2, 1970 • Washington, D.C.

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter V—Federal Water Quality Administration, Department of the Interior

PART 601—GRANTS FOR WATER POLLUTION CONTROL

Subpart B—Grants for Construction of Treatment Works

On March 31, 1970, notice of proposed rule making was published in the *FEDERAL REGISTER* (35 F.R. 5346) which set forth the text of regulations, proposed to amend Subpart B relating to basin plans,

regional or metropolitan plans, industrial waste treatment, design and inspection of waste treatment facilities.

Pursuant to the above notice, a number of comments have been received from interested persons, and due consideration has been given to all relevant matter presented. In light of the preceding, a number of revisions have been made in the rules as proposed.

In accordance with the statement in the notice of proposed rule making, Subpart B of Part 601, as set forth below, is hereby adopted effective on publication.

Subpart B—Grants for Construction of Treatment Works

Sec.	
601.32	Basin control.
601.33	Regional and metropolitan plan.
601.34	Industrial waste treatment.
601.35	Inspections.
601.36	Design.

AUTHORITY: The provisions of this Subpart B issued under section 8 of the Federal Water Pollution Control Act, as amended (70 Stat. 502; 33 U.S.C. 466e) and section 22(a) of the Act, as amended (75 Stat. 204; 33 U.S.C. 466).

§ 601.32 Basin control.

(a) No grant shall be made unless the Commissioner determines, based on information the State, or where appropriate, the interstate agency, for the areas within their respective jurisdictions, furnishes to him pursuant to paragraph (b) of this section that a project is included in an effective current basin-wide plan for pollution abatement consistent with applicable water quality standards.

(b) In reaching such determination, the Commissioner may require information in such manner as he prescribes concerning the total basin plan, or portion thereof, as he deems adequate to evaluate the effectiveness of the project. Such information shall be furnished within one year of the date of the Commissioner's request for such information. The Commissioner may extend this period for proper cause. For this purpose, the affected river basin waters shall be deemed not to include any waters outside the State in which the project is located but shall include waters in another State if an interstate agency has jurisdiction of the additional affected basin waters. The Commissioner shall consider whether the plan adequately takes into account all, or such as may be appropriate, of the following:

(1) *Sources of pollution.* An identification list of all significant point sources of waste discharges; municipal, industrial, agricultural and others.

(2) *Volume of discharge.* The average daily volume of discharge produced by each waste discharger. Cooling water, or cooling water which is contaminated by industrial waste or sewage shall be reported separately. Storm water and mixed storm water and sewage shall be identified and reported separately in terms of frequency-volume relationships.

(3) *Character of effluent.* The major characteristics of each such waste discharge together with a measurement of

their relative strength or concentrations, including but not limited to:

BOD 5.....	mg/l.
COD.....	mg/l.
Color.....	Platinum cobalt scale.
Turbidity.....	Jackson candle scale.
Solids.....	mg/l.
Toxic substances.....
Metal Ions.....	mg/l.
Fluorides.....	mg/l.
Dissolved substances.....	ppm.
Temperature.....	C.
pH.....
Radioactivity.....	pCi/l.
Chlorides.....	mg/l.
Nutrients.....	mg/l.

(4) *Present treatment.* A brief description of the type of treatment being given by each discharger, together with a statement of the degree of treatment currently being achieved.

(5) *Water quality effect.* A brief description of the effect of discharges and abatement practices upon the quality of the water in the basin, and the anticipated effectiveness of the proposed project in improving the quality of the water.

(6) *Detailed abatement program.* Identify all waste discharges for which present treatment is less than required by standards, or which will degrade water quality below standards. For each such discharge so identified, furnish an abatement schedule containing the following:

(i) Level of treatment to be required expressed in percentage of reduction of BOD and/or any other significant parameters required pursuant to applicable Federal, State and interstate laws, regulations and orders.

(ii) Volume of flow for which waste treatment facilities will be designed.

(iii) Estimated completion dates for preliminary plans, for final design, for construction, and for operation of waste treatment facilities.

(iv) Estimated cost of design and construction if available.

(c) If the proposed project is not included in an effective basin-wide plan for pollution abatement, and the Commissioner determines that such project will nevertheless effectively contribute to the improvement of the quality of the water or prevention of water pollution in the basin, he may waive the limitation of paragraph (a) of this section. In making his determination the Commissioner may require all or a part of the information identified in paragraph (b) of this section.

(d) The Commissioner's discretion in determining the desirability of any project shall not be limited by any provision of any basin-wide abatement plan pursuant to this section.

§ 601.33 Regional and metropolitan plan.

(a) A grant for a project shall not be made unless the Commissioner determines that such project is included in an effective metropolitan or regional plan developed or in the process of development, and certified by the Governor or his designee as being the official pollution

abatement plan developed or in the process of development for the metropolitan area or region within which the project is proposed to be constructed. In the case of an interstate metropolitan or regional area, the plan shall be certified by the respective Governors or their designees.

(b) In reaching such determination the Commissioner shall consider whether such plan adequately takes into account: Anticipated growth of population and economic activity with reference to time and location; present and future use and value of the waters within the planning area for water supplies, propagation of fish and wildlife, recreational purposes, agricultural, industrial and other legitimate uses; adequacy of the waste collection systems in the planning area with reference to operation, maintenance and expansion of such systems; combination or integration of waste treatment facilities into a waste treatment system so as to achieve efficiency and economy of such treatment; practicality and feasibility of treating domestic and industrial waste in a combined waste treatment facility or integrated waste treatment system; need for and capacity to deal with waste from sewers which carry storm water or both storm water and sewage or other wastes; waste discharges presently in, or anticipated for the planning area; effect of the proposed waste treatment facility upon the quality of the water within the planning area with reference to other waste discharges and to applicable water quality standards.

(c) If the proposed project is not included in an effective metropolitan or regional plan for pollution abatement, and the Commissioner determines that such project will nevertheless effectively contribute to the prevention of pollution or improvement of the quality of the water in the metropolitan area or region, he may waive the limitation of paragraph (a) of this section. In making his determination the Commissioner may require all or a part of the information identified in paragraph (b) of this section.

(d) The Commissioner's discretion in determining the desirability of any project shall not be limited by any provision of any metropolitan or regional plan pursuant to this section.

§ 601.34 Industrial waste treatment.

(a) Where a project will treat industrial wastes, a grant may be made in the discretion of the Commissioner for such project provided that it is included in a waste treatment system treating the wastes of the entire community, metropolitan area or region concerned. For the purposes of the section "waste treatment system" means one or more treatment works which provide integrated, but not necessarily interconnected, waste disposal for a community, metropolitan area or region.

(b) If industrial waste is to be included in the waste treated by the proposed project, the applicant shall assure the Commissioner that such applicant will require pretreatment of any industrial waste which would otherwise be detrimental to the treatment works or

its proper and efficient operation and maintenance, or will otherwise prevent the entry of such waste into the treatment plant.

(c) Where industrial wastes are to be treated by the proposed project the applicant shall assure the Commissioner that it has, or will have in effect when the project will be operated, an equitable system of cost recovery. Such system of cost recovery may include user charges, connection fees or such other techniques as may be available under State and local law. Such system shall provide for an equitable assessment of costs whereby such assessments upon dischargers of industrial wastes correspond to the cost of the waste treatment, taking into account the volume and strength of the industrial, domestic, commercial wastes and all other waste discharges treated, and techniques of treatment required. Such cost recovery system shall produce revenues, in proportion to the percentage of industrial wastes, proportionately, relative to the total waste load to be treated by the project, for the operation and maintenance of the treatment works, for the amortization of the applicant's indebtedness for the cost of such treatment works, and for such additional costs as may be necessary to assure adequate waste treatment on a continuing basis. For purposes of this section "industrial waste" shall mean the waste discharges (other than domestic sewage) of industries identified in the Standard Industrial Classification Manual, Bureau of the Budget, 1967, as amended and supplemented, under the category "Division D—Manufacturing," and such other wastes as the Commissioner deems appropriate for purposes of this section.

§ 601.35 Inspections.

No grant shall be made for any project unless the State water pollution control agency assures the Commissioner that the State will inspect the treatment works not less frequently than annually for the 3 years after such treatment works are constructed and periodically thereafter to determine whether such treatment works are operated and maintained in an efficient, economic and effective manner and unless the applicant assures the Commissioner that the treatment works will be maintained and operated in accordance with such requirements as the Commissioner may publish from time to time concerning methods, techniques and practices for economic, efficient and effective operation and maintenance of treatment works.

§ 601.36 Design.

No grant shall be made for any project unless the Commissioner determines that the proposed treatment works are designed so as to achieve economy, efficiency and effectiveness in the prevention or abatement of pollution or enhancement of the quality of the water into which such treatment works will discharge and meet such requirements as the Commissioner may publish from time to time concerning treatment works design so as to achieve efficiency, econ-

omy and effectiveness in waste treatment.

Dated: June 24, 1970.

FRED J. RUSSELL,
Acting Secretary of the Interior.

[F.R. Doc. 70-8396; Filed, July 1, 1970;
8:46 a.m.]

After deliberation, motion was made by Ward and seconded by Peterson to put into effect immediately the suggested operational revisions as outlined in the following letter from Touche Ross & Company.

January 6, 1971

Board of Directors
Nueces County Water Control and
Improvement District No. 4
Port Aransas, Texas

Gentlemen:

In connection with our examination of the financial statements of Nueces County Water Control and Improvement District No. 4 for the year ended September 30, 1970, we reviewed the system of internal control and the accounting principles and procedures. Our review disclosed the following areas in which we believe revisions of existing procedures should be made in order to create more effective internal control or increased efficiency in accounting operations.

1. Your cost of water increased \$8,719.03 during the year, and water sales increased only \$7,374.60. It appears that the cost increase is primarily attributable to water loss. We recommend that water loss reports be given to the Board each month with explanations as to the cause of such loss. In order properly to account for the loss, you will need to (a) take into consideration the water on hand in your storage tanks at the beginning and end of the period (b) install a meter to account for water used in sewer operations and (c) have supervisory personnel complete reports for water loss on all line breaks and other water loss situations.
2. We recommend that immediate action be taken to establish perpetual inventory records for materials on hand. In order to accomplish this, you will need additional bins in which to store inventory items. Each bin must be properly labeled indicating the parts contained therein. This description must also be used on the inventory requisition requests. You will need to make an inventory card for each inventory item and record all purchases and requisitions on the cards. At any given time the number of items in the inventory should equal the number reflected by the corresponding inventory card.
3. To improve your internal control and the efficiency of meter reading personnel, we recommend that meter reading personnel be assigned a different area to read each month or at least each quarter.

We will be happy to discuss the above items with you further at your convenience and to help you implement them if necessary.

Very truly yours,

Touche Ross & Co.

Motion was carried by the following vote.

AYES: Don Roy Farley
H.L. Ward
Carl Peterson

NOES: None

It was also agreed by the Board that Mr. Ward be appointed to oversee building of the storage bins and that a ledger be made available and placed in a conspicuous position in order that all parts might be ledgered as they are used.

After a lengthy discussion, it was agreed by members of the Board that Mrs. Manchen contact Mr. Dick Hatch, attorney for the District, as to what procedure to follow for collecting past-due accounts due the District.

The usual list of disconnects and reconnects was put before the Board for their review at this meeting. This list being dated December 22, 1970 thru January 13, 1971.

The following is a copy of letter and questionnaire from Crawford C. Martin, Attorney General with reference to cast iron pipe antitrust litigation. Mrs. Manchen was requested to complete form and return.

January 12, 1971

TO: All WaterControl Districts in the State of Texas

SUBJECT: Cast Iron Pipe Antitrust Litigation

An investigation has revealed that certain cast iron pipe manufacturers have probably engaged in an illegal conspiracy among themselves to fix prices and allocate markets in Texas. As your Attorney General, I have tentatively included in the class to be represented by me, all municipalities, water districts, political subdivisions, or other tax supported public entities who may have purchased cast iron pipe and fittings since 1 January 1945. Your entity will not risk any costs in this matter except your proportionate share from any recoveries, made on your behalf, from the defendants in this matter. If no recovery is made, all costs in this matter will be paid by this office.

Enclosed is a notice of our intention to represent your public entity in this matter. You will also find enclosed a combined receipt and questionnaire. We would appreciate it if you would complete this form and return it at your earliest convenience to Antitrust and Consumer Protection Division, at Box 12548, Capitol Station, Austin, Texas 78711. If you have any questions or need additional information concerning this matter, please call Mr. Robert E. Owen, chief of our Antitrust Division at Area Code 512, 475-3288 or write us.

Very truly yours,

Crawford C. Martin
Attorney General

CCM:Km
Enclosures

The following is copy of form accompanying letter:

NOTICE PURSUANT TO BUSINESS AND COMMERCE CODE
SECTION 15.40, V.T.C.A.

PLEASE TAKE NOTICE that Crawford C. Martin, Attorney General of the State of Texas, on December 18, 1970 in the U.S. District Court for the Northern District of Illinois, Eastern Division, filed suit against the following corporations, alleging certain violations of the Federal Antitrust Laws in the bidding and sale of cast iron pipe in Texas.

1. American Cast Iron Pipe Company, a Georgia corporation.
2. Amsted Industries, Incorporated, a Delaware corporation.
3. Clow Corporation, a Delaware corporation.
4. Glamorgan Pipe & Foundry Company, A Virginia corporation.
5. Lone Star Steel Company, a Texas corporation.
6. McWane Cast Iron Pipe Company, a Delaware corporation.
7. Mead Corporation, an Ohio corporation.
8. United States Pipe & Foundry Company, a Delaware corporation.
9. Cast Iron Pipe Research Association, an Illinois corporation.

The lawsuit was filed to recover damages resulting from an alleged combination and conspiracy to fix prices, allocate markets and customers between them, and otherwise to restrain trade in the bidding and sale of cast iron pipe, and to enjoin such combination in the future. The Attorney General brought such action

on behalf of the State of Texas, all municipalities, political subdivision, and all other public entities within the State supported in whole or part by State or local government funds that have either purchased directly from the named manufacturers or wholesalers or indirectly from contractors who were engaged to install cast iron pipe and fittings during the approximate period of 1 January 1945 to this date.

If for any reason any municipality, political subdivision or other tax supported public entity desires to withdraw itself from being represented by the Attorney General in this matter, formal resolution, by its governing body, within thirty days from the receipt of this notice is required by law. Notice of such withdrawal action should be immediately communicated to the Attorney General at the address shown below.

Crawford C. Martin
Attorney General of Texas
Attention: Antitrust Division
P.O. Box 12548, Capitol Station
Austin, Texas 78711

A complaint was registered by Mr. C.H. Isensee, M.D. (ac#65) with reference to his December 25th water bill. At request of the Board the following letter was written by way of explanation regarding this bill.

January 14, 1971

Mrs. C.H. Isensee
217 Rosebud Street
Corpus Christi, Texas 78404

Re: A/C#65

Dear Mrs. Isensee:

This is in answer to your letter of January 9, 1971 with reference to your account in the amount of \$99.46, \$96.71 of which was water consumption.

As this was an unusually high reading we sent a second man to re-read the meter and the original reading proved to be correct.

Your letter has prompted us to check the meter once again. Your reading on December 25, 1970 was 6056. Presently it reads 6079. This is a consumption of 2,300 gallons for that time period. He noted that trees were being planted on the property.

The following is a break-down on consumption for a 5/8" x 3/4" meter, (your size meter) under 50 pounds of pressure and as you will note this meter is capable of registering huge quantities of water.

30 Gallons per minute.
1,800 Gallons per hour.
43,200 Gallons per day. (24 hrs)
1,296,000 Gallons per month. (30 days)

We have discussed this particular incident with the manufacturer of the meter and the man at the factory has offered to test this meter. However, costs of disconnecting the meter, freight to the factory, testing it, return freight and re-installation will total a cost of approximately \$50.00. If the meter, when tested, proves to be within 2% of the margin of accuracy set by the factory, then you will be required to pay the \$50.00.

In conclusion, let me say that I hope some of the information contained herein has answered your questions and we will be awaiting your reply as to your preference regarding testing of the meter.

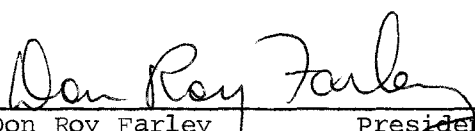
Sincerely,

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

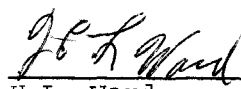
Martha Brown, (Mrs.)

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4


Don Roy Farley President

ATTEST:


H.L. Ward Secretary

MINUTES OF
SPECIAL MEETING TO CALL
\$50,000
WATER BOND ELECTION

December 28, 1970

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 28th day of December, 1970, the Board of the Nueces County Water Control and Improvement District No. 4, convened in a Special Meeting, at the regular meeting place there-of, there being present and in attendance the following members, to-wit:

President	Don Roy Farley
Vice-President	Andrew Dallas
Secretary	H. L. Ward
Director	Carl Castell
Absent	Carl Peterson
Visitors	Laddie Janacek Willie Kacureck Gail Holman

Meeting was called to order at 7:30 P.M. for the purpose of the Bond Election. Said Election was voted and agreed upon.

Gail was cautioned to be sure the Garage Doors are closed every night.

The Board is unanimously in accord that we cannot afford to spend the money for more barn space at the present.

All Our meetings and the general topics to be discussed, are published as the law requires.

Minutes of the meeting of Dec. 22, were read and approved as set forth.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Don Roy Farley
Don Roy Farley President

ATTEST:

H. L. Ward
H. L. Ward Secretary

NOTICE OF BOND ELECTION

THE STATE OF TEXAS
COUNTY OF NUECES

X
X
X

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4

TO THE RESIDENT QUALIFIED ELECTORS OF THE

NUECES COUNTY WATER CONTROL AND IMPROVEMENT


DISTRICT NUMBER 4 INCLUDING THOSE WHO OWN TAXABLE

PROPERTY IN SAID DISTRICT AND WHO HAVE DULY RENDERED

THE SAME FOR TAXATION:

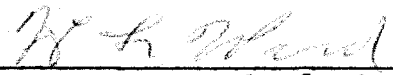
TAKE NOTICE that an election will be held on the 30th day of January, 1971, in the NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 in obedience to a resolution and order duly entered by the Board of Directors of said District, said resolution and order being attached hereto and made a part of this notice for all intents and purposes.

WITNESS OUR HANDS AND THE SEAL OF SAID DISTRICT, this the 28th day of December, 1970.



President, Board of Directors,
Nueces County Water Control and
Improvement District Number 4

ATTEST:



Secretary, Board of Directors,
Nueces County Water Control and
Improvement District Number 4

(District Seal)

RESOLUTION APPROVING ENGINEERS' REPORT FOR
IMPROVEMENTS, REPAIRS AND REPLACEMENTS TO
WATER SYSTEM AND ORDERING A BOND ELECTION

THE STATE OF TEXAS	X	NUECES COUNTY WATER CONTROL AND
	X	
COUNTY OF NUECES	X	IMPROVEMENT DISTRICT NUMBER 4

ON THIS, the 28th day of December, 1970, the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 convened in special session, being open to the public, at the regular meeting place thereof in said District, with the following members of the Board present:

DON ROY FARLEY	PRESIDENT
ANDREW J. DALLAS	VICE PRESIDENT
H. L. WARD	SECRETARY
CARL "PETE" PETERSON	DIRECTOR
CARL CASTELL	DIRECTOR

and the following absent: Peterson,
when among other proceedings had the following resolution and order was adopted:

WHEREAS, in August, 1970, the hurricane "Celia" caused serious damage to improvements constructed by NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, including those pertaining to its water and sewer system; and

WHEREAS, it is necessary that improvements, repairs and replacements now be constructed with relation to the District's water supply facilities requiring provisions for funds for that purpose in order to serve the public interests in that regard; and

WHEREAS, the District has obtained from its Consulting Engineers, Reagan & McCaughan, of Corpus Christi, Texas, an engineering report covering the plan and improvements now to be constructed, together with maps, plats, profiles and data fully showing and explaining same and containing a detailed estimate of the cost of such improvements and also an estimate of the time required to complete said improvements so that service therefrom can be commenced, same being now on file in the office of the District and open to inspection by the public; and

WHEREAS, this Board of Directors has carefully considered said Engineers' Report and finds that same should be approved; and

WHEREAS, the estimate of costs of the contemplated improvements, repairs and replacements to the water supply facilities as shown by such Engineers' report aforementioned is as follows:

Pipes, valves and fittings.	\$ 79,334.00
Contingencies, administrative and engineering.	<u>17,166.00</u>
Total Estimated Construction Cost. . .	\$ 96,500.00
Legal and Fiscal Agent's fees	<u>3,500.00</u>
Total Cost of Project.	\$100,000.00

AND WHEREAS, the District has received Federal grants in the aggregate sum of \$50,000 as assistance in providing the improvements, repairs and replacements to its water system as aforementioned; and

WHEREAS, the amount of financing to be accomplished through the issuance of District bonds is therefore \$50,000 and the Board is of the considered opinion that the aforementioned estimated costs for the improvements, repairs and replacements to its water system are entirely commensurate with the benefits which will be offered thereby to the District and its inhabitants, and that therefore it is to the best interest and advantage of the District to authorize the issuance of bonds in the principal sum of \$50,000 to pay that part of the costs thereof by submitting to the resident qualified electors of said District, including those who own taxable property therein and who have duly rendered the same for taxation, a proposition for the issuance of bonds for their action thereupon; therefore,

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4:

SECTION 1: That the aforementioned report of the District's Consulting Engineers, Reagan & McCaughan, of Corpus Christi, Texas, be and same is hereby declared to be proper and is hereby approved in all things as presented and shall be filed in the office of the District and open to inspection by the public.

SECTION 2: That an election be held in said NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 on the 30th day of January, 1971, for the purpose of submitting the following proposition to the resident qualified electors of said District including those who own taxable property therein and who have duly rendered the same for taxation:

"SHALL the Board of Directors of Nueces County Water Control and Improvement District Number 4 be authorized to issue the bonds of said District in the maximum amount of FIFTY THOUSAND DOLLARS (\$50,000), maturing serially or otherwise over a period of years not to exceed thirty (30) years from their date, or dates, bearing interest at a rate not to exceed the maximum rate permitted by law at the time of issuance, for the purpose of financing improvements, repairs and replacements to the District's existing Water System, and to provide for the payment of principal and interest on such bonds by the levy and collection of a sufficient tax upon all taxable property within said District as

authorized by the Constitution and laws of the State of Texas, and particularly Chapter 25, Acts of the Regular Session of the 39th Legislature of Texas, 1925, together with all amendments and additions thereto?"

SECTION 3: That the official ballots for said election shall be prepared in accordance with V.A.T.S., Election Code, so as to permit the electors to vote "FOR" or "AGAINST" the afore-said proposition which shall be set forth in substantially the following form:

THE ISSUANCE OF \$50,000 WATER SYSTEM BONDS
AND LEVY OF TAXES IN PAYMENT THEREFOR

The word "FOR" and beneath it the word "AGAINST" shall be made to appear on the left of each proposition. A square shall be printed on the left of each of the words "FOR" and "AGAINST" and each elector shall place an "X" in the square beside the statement indicating the way he wishes to vote.

SECTION 4: That MRS. LETHA MANCHEN is hereby appointed as Clerk of Absentee Voting for said election and absentee voting shall be conducted at the Water District Office, Port Aransas, Texas. The period of absentee voting shall begin on the 20th day preceding the date of the election and shall end at the close of business on the 4th day preceding the day of election. Said Clerk shall keep the office open between the hours of 8:00 A.M. and 5:00 P.M. each day that is not a Saturday, a Sunday, or an official State holiday. Ballot applications may be obtained from the Clerk of Absentee Voting, whose mailing address is the office of the District, Port Aransas, Texas 78373, and ballots voted by mail may be sent to the same address.

SECTION 5: That the entire District shall comprise one election precinct and the polling place of said election shall be the WATER DISTRICT WAREHOUSE within the boundaries of the NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, and the following named persons are hereby appointed officers of said election:

MRS. DON FARLEY

Presiding Judge

MRS. KATE RHODES

Alternate Presiding Judge

The Presiding Judge shall appoint not less than two (2) qualified Clerks to serve and assist in conducting said election, provided that the Alternate Presiding Judge shall serve as one of the Clerks unless the Presiding Judge fails to serve. Not more than four (4) qualified election Clerks shall be appointed.

On election day the polls shall be open from 7 A.M. to 7 P.M.

SECTION 6: All resident qualified electors of the District, including those who own taxable property in said District and who have duly rendered the same for taxation, shall be permitted to vote at said election. At said election two separate ballot boxes shall be provided at the polling place. In one box only resident qualified electors who own taxable property and who have

duly rendered the same for taxation shall be allowed to vote. In another box all resident qualified electors (who are otherwise qualified but do not own taxable property which has been duly rendered for taxation) shall be allowed to vote. The votes cast in each of said boxes shall be recorded, returned and canvassed in such manner as will reflect separately the votes cast by the qualified electors who own taxable property and who have duly rendered the same for taxation from the votes cast by all qualified electors (including those who own taxable property and who have duly rendered the same for taxation).

SECTION 7: The Secretary of the Board of Directors is hereby directed to publish a substantial copy of this resolution and order, signed by said Secretary and by the President of the Board, once a week for four consecutive weeks in a newspaper having a general circulation in Nueces County, the first of said publications to be made at least twenty-eight (28) days prior to the date fixed for said election. Said publication shall constitute proper notice of said election.

SECTION 8: That said election shall be held and conducted in accordance with the Texas election laws except as provided in Chapter 3A, Title 128, R.C.S. of Texas, 1925, as amended.

The above resolution and order having been read in full, it was moved by Dallas and seconded by Ward that same do pass. Thereupon, the question being called for, the following members of the Board voted "AYE": Messrs. Farley, Dallas, Ward, ~~Peterson~~ and Castell; and none voted "NO".

PASSED AND APPROVED, this the 28th day of December, 1970.

San Ray Farley
President, Board of Directors,
Nueces County Water Control and
Improvement District Number 4

ATTEST:

John A. Ward
Secretary, Board of Directors,
Nueces County Water Control and
Improvement District Number 4

(District Seal)

RESOLUTION APPROVING ENGINEERS' REPORT FOR
IMPROVEMENTS, REPAIRS AND REPLACEMENTS TO
WATER SYSTEM AND ORDERING A BOND ELECTION

THE STATE OF TEXAS X NUECES COUNTY WATER CONTROL AND
 X
COUNTY OF NUECES X IMPROVEMENT DISTRICT NUMBER 4

ON THIS, the 28th day of December, 1970, the Board of Directors of NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 convened in special session, being open to the public, at the regular meeting place thereof in said District, with the following members of the Board present:

DON ROY FARLEY	PRESIDENT
ANDREW J. DALLAS	VICE PRESIDENT
H. L. WARD	SECRETARY
CARL "PETE" PETERSON	DIRECTOR
CARL CASTELL	DIRECTOR

and the following absent: Peterson,
when among other proceedings had the following resolution and order was adopted:

WHEREAS, in August, 1970, the hurricane "Celia" caused serious damage to improvements constructed by NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, including those pertaining to its water and sewer system; and

WHEREAS, it is necessary that improvements, repairs and replacements now be constructed with relation to the District's water supply facilities requiring provisions for funds for that purpose in order to serve the public interests in that regard; and

WHEREAS, the District has obtained from its Consulting Engineers, Reagan & McCaughan, of Corpus Christi, Texas, an engineering report covering the plan and improvements now to be constructed, together with maps, plats, profiles and data fully showing and explaining same and containing a detailed estimate of the cost of such improvements and also an estimate of the time required to complete said improvements so that service therefrom can be commenced, same being now on file in the office of the District and open to inspection by the public; and

WHEREAS, this Board of Directors has carefully considered said Engineers' Report and finds that same should be approved; and

WHEREAS, the estimate of costs of the contemplated improvements, repairs and replacements to the water supply facilities as shown by such Engineers' report aforementioned is as follows:

Pipes, valves and fittings.	\$ 79,334.00
Contingencies, administrative and engineering.	<u>17,166.00</u>
Total Estimated Construction Cost.	\$ 96,500.00
Legal and Fiscal Agent's fees	<u>3,500.00</u>
Total Cost of Project.	\$100,000.00

AND WHEREAS, the District has received Federal grants in the aggregate sum of \$50,000 as assistance in providing the improvements, repairs and replacements to its water system as aforementioned; and

WHEREAS, the amount of financing to be accomplished through the issuance of District bonds is therefore \$50,000 and the Board is of the considered opinion that the aforementioned estimated costs for the improvements, repairs and replacements to its water system are entirely commensurate with the benefits which will be offered thereby to the District and its inhabitants, and that therefore it is to the best interest and advantage of the District to authorize the issuance of bonds in the principal sum of \$50,000 to pay that part of the costs thereof by submitting to the resident qualified electors of said District, including those who own taxable property therein and who have duly rendered the same for taxation, a proposition for the issuance of bonds for their action thereupon; therefore,

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4:

SECTION 1: That the aforementioned report of the District's Consulting Engineers, Reagan & McCaughan, of Corpus Christi, Texas, be and same is hereby declared to be proper and is hereby approved in all things as presented and shall be filed in the office of the District and open to inspection by the public.

SECTION 2: That an election be held in said NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 on the 30th day of January, 1971, for the purpose of submitting the following proposition to the resident qualified electors of said District including those who own taxable property therein and who have duly rendered the same for taxation:

"SHALL the Board of Directors of Nueces County Water Control and Improvement District Number 4 be authorized to issue the bonds of said District in the maximum amount of FIFTY THOUSAND DOLLARS (\$50,000), maturing serially or otherwise over a period of years not to exceed thirty (30) years from their date, or dates, bearing interest at a rate not to exceed the maximum rate permitted by law at the time of issuance, for the purpose of financing improvements, repairs and replacements to the District's existing Water System, and to provide for the payment of principal and interest on such bonds by the levy and collection of a sufficient tax upon all taxable property within said District as

authorized by the Constitution and laws of the State of Texas, and particularly Chapter 25, Acts of the Regular Session of the 39th Legislature of Texas, 1925, together with all amendments and additions thereto?"

SECTION 3: That the official ballots for said election shall be prepared in accordance with V.A.T.S., Election Code, so as to permit the electors to vote "FOR" or "AGAINST" the afore-said proposition which shall be set forth in substantially the following form:

THE ISSUANCE OF \$50,000 WATER SYSTEM BONDS
AND LEVY OF TAXES IN PAYMENT THEREFOR

The word "FOR" and beneath it the word "AGAINST" shall be made to appear on the left of each proposition. A square shall be printed on the left of each of the words "FOR" and "AGAINST" and each elector shall place an "X" in the square beside the statement indicating the way he wishes to vote.

SECTION 4: That MRS. LETHA MANCHEN is hereby appointed as Clerk of Absentee Voting for said election and absentee voting shall be conducted at the Water District Office, Port Aransas, Texas. The period of absentee voting shall begin on the 20th day preceding the date of the election and shall end at the close of business on the 4th day preceding the day of election. Said Clerk shall keep the office open between the hours of 8:00 A.M. and 5:00 P.M. each day that is not a Saturday, a Sunday, or an official State holiday. Ballot applications may be obtained from the Clerk of Absentee Voting, whose mailing address is the office of the District, Port Aransas, Texas 78373, and ballots voted by mail may be sent to the same address.

SECTION 5: That the entire District shall comprise one election precinct and the polling place of said election shall be the WATER DISTRICT WAREHOUSE within the boundaries of the NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, and the following named persons are hereby appointed officers of said election:

MRS. DON FARLEY

Presiding Judge

MRS. KATE RHODES

Alternate Presiding Judge

The Presiding Judge shall appoint not less than two (2) qualified Clerks to serve and assist in conducting said election, provided that the Alternate Presiding Judge shall serve as one of the Clerks unless the Presiding Judge fails to serve. Not more than four (4) qualified election Clerks shall be appointed.

On election day the polls shall be open from 7 A.M. to 7 P.M.

SECTION 6: All resident qualified electors of the District, including those who own taxable property in said District and who have duly rendered the same for taxation, shall be permitted to vote at said election. At said election two separate ballot boxes shall be provided at the polling place. In one box only resident qualified electors who own taxable property and who have

duly rendered the same for taxation shall be allowed to vote. In another box all resident qualified electors (who are otherwise qualified but do not own taxable property which has been duly rendered for taxation) shall be allowed to vote. The votes cast in each of said boxes shall be recorded, returned and canvassed in such manner as will reflect separately the votes cast by the qualified electors who own taxable property and who have duly rendered the same for taxation from the votes cast by all qualified electors (including those who own taxable property and who have duly rendered the same for taxation).

SECTION 7: The Secretary of the Board of Directors is hereby directed to publish a substantial copy of this resolution and order, signed by said Secretary and by the President of the Board, once a week for four consecutive weeks in a newspaper having a general circulation in Nueces County, the first of said publications to be made at least twenty-eight (28) days prior to the date fixed for said election. Said publication shall constitute proper notice of said election.

SECTION 8: That said election shall be held and conducted in accordance with the Texas election laws except as provided in Chapter 3A, Title 128, R.C.S. of Texas, 1925, as amended.

The above resolution and order having been read in full, it was moved by Wallas and seconded by Ward that same do pass. Thereupon, the question being called for, the following members of the Board voted "AYE": Messrs. Farley, Dallas, Ward, ~~Petersen~~ and Castell; and none voted "NO".

PASSED AND APPROVED, this the 28th day of December, 1970.

Don Ray Farley
President, Board of Directors,
Nueces County Water Control and
Improvement District Number 4

ATTEST:

Joe L. Ward
Secretary, Board of Directors,
Nueces County Water Control and
Improvement District Number 4

(District Seal)

MINUTES OF

REGULAR MEETING - WATER BOARD & CITY OFFICIALS

December 22, 1970

STATE OF TEXAS X

CITY OF PORT ARANSAS X

COUNTY OF NUECES X

On this, the 22nd day of December, 1970, the Board of Directors for the Nueces County Water Control and Improvement District #4, Convened in a regular meeting with City Officials as guests, there being present and in attendance the following members, to-wit:

PRESIDENT	Don Roy Farley
VICE-PRESIDENT	Andrew Dallas
SECRETARY	H. L. Ward
DIRECTOR	Carl Peterson
DIRECTOR	Carl Castell

CITY OFFICIALS PRESENT:

MAYOR	Roy Turnbull
MAYOR PRO-TEM	Dennis Dreyer
ALDERMAN	Johnnie Roberts
ALDERMAN	Frank Tompkins

VISITORS PRESENT :

Gail Holman	Water Superintendent
M. E. Meyers	Western Steel Co.

Meeting was called to order at 7:00 P.M.
Discussion was held on building of stalls for equipment to be shared by City and Water District. Reselling the grader to the City was discussed.
The Water District will hold a discussion on where their share of the building \$6,770.00, will come from at their regular meeting, the 2nd Tuesday in Jan.

Motion was made by Carl Peterson, seconded by Carl Castell to accept the minutes of the last meeting as read. Motion was carried by the following vote:

AYES:	Don Roy Farley
	Andrew Dallas
	H. L. Ward
	Carl Castell
	Carl Peterson

NOES:	None
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Discussion was held concerning Penalties. Motion was made by Carl Castell, seconded by Carl Peterson, to amend the policy on unpaid bills by disregarding the penalty. Motion was carried by the following vote:

AYES:	Don Roy Farley
	Andrew Dallas
	H. L. Ward
	Carl Peterson
	Carl Castell

Noes:	None
-------	------

Motion was made by Carl Peterson, seconded by H. L. Ward, that if a bill is not paid in 10 days, after billing, a delinquent notice will be sent, and if bill is not paid within another 10 days, the men will be given a work order, and meter will be removed, thus attaching a \$5.00 disconnect and a \$5.00 reconnect fee to their existing bill. (NO EXCEPTIONS) Motion was carried by following vote:

AYES:

Don Roy Farley
Andrew Dallas
H. L. Ward
Carl Peterson
Carl Castell
None

NOES:

(This policy does not affect the Jan. 4 time limit for the disaster victims)

This will be voted on in 3 meetings.

Discussion was held on Deposits and the Board decided they were O.K.

The bills were paid.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Don Roy Farley
Don Roy Farley

ATTEST:

H. L. Ward
H. L. Ward Secretary

MINUTES OF

* * * * * SPECIAL MEETING * * * * *

DECEMBER 15, 1970

STATE OF TEXAS X
CITY OF PORT ARANSAS X
COUNTY OF NUECES X

On this, the 15th day of December, 1970, the Board of Directors for the Nueces County Water Control and Improvement District #4, convened in a special session, there being present and in attendance the following members, to-wit:

PRESIDENT	Don Roy Farley
VICE-PRESIDENT	Andrew Dallas
SECRETARY	H.L. Ward
DIRECTOR	Carl Peterson
DIRECTOR	Carl Castell
VISITOR:	
WATER SUPERINTENDENT	Gail Holman

Meeting was opened with letter from Mr. Walter G. Tibbitts III, Clearinghouse Coordinator, Division of Planning Coordination which read as follows:

December 14, 1970

Mr. Richard M. Bullock
Economic Planner
Coastal Bend Economic Development
District
4225 Southport Avenue
Corpus Christi, Texas 78415

Dear Richard:

Thank you for forwarding us copies of the two applications for grant assistance to the Economic Development Administration from the Nueces County Water Control and Improvement District Number 4. We understand that one application is for a supplementary grant (to a FWQA grant) for sewage treatment facilities, interceptor sewer lines and a lift station; the other is for water lines and lateral sanitary sewers.

The Division of Planning Coordination, Office of the Governor (the State Planning and Development Clearinghouse), intends to review and comment upon these applications. The applications are presently being circulated among state agencies which participate in the reviews of the State Clearinghouse. We will complete our review within thirty days of receipt of the application on December 14. If questions arise during the conduct of our review we will immediately contact you or Mr. Don Roy Farley, President of the Nueces County WC & ID Number 4, in order to expedite processing of this application.

Sincerely,

Walter G. Tibbitts III
Clearinghouse Coordinator
Division of Planning Coordination

WGT/sc

cc: Mr. Don Roy Farley
President, Nueces County WC & ID No. 4
Mr. Charles T. Crow
Exec. Dir., Coastal Bend RPC
Mr. Gregg Chappell, EDA

It was understood by all members of the Board that stated review would be completed within thirty days of receipt of the application on December 14th.

Letter from Mr. Jesse R. Ward, Texas Department of Public Safety was introduced to the Board for review which read as follows:

December 11, 1970

Mr. F.A. McCaughan, Engineer
Nueces County Water District #4
Box 128
Port Aransas, Texas 78373

Dear Mr. McCaughan:

Please refer to my letter of November 19, 1970, again and your project application approval. You will find that the completion date for your project is January 1, 1971. This means that any expenditure of funds on this project after this date will not be eligible for reimbursement.

If, for some reason, you cannot meet the date shown in your project approval, please write us another letter requesting an extension of time for completion of the work approved.

Please let us know if we can be of further assistance.

Sincerely,

Jesse R. Ward
Governor's Representative

JRW:elm

It was agreed that Don Roy Farley contact McCaughan immediately to determine whether there is need for an extension on project application.

Motion was made by Carl Castell and seconded by Andrew Dallas that Mr. Laddie Janacek be notified to proceed with bond election totaling \$50,000., providing the District receives a like amount in Federal aid. Motion was carried by the following vote:

AYES:	Don Roy Farley Andrew Dallas H.L. Ward Carl Peterson Carl Castell
NOES:	None

After discussion it was agreed that Letha contact Mrs. Dietz, T.M. Dietz Trailers, a/c#82, and have customer designate location for sewer tap, which in turn, will enable District to proceed with said job.

It was also agreed that Gail Holman contact Rick Corn (Sports Center) and explain that the present 2" meter cannot be replaced with a smaller one due to the fact that a samller meter would in no way supply adequate water

to his establishment.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Don Roy Farley
Don Roy Farley President

ATTEST:

H.L. Ward
H.L. Ward Secretary

MINUTES OF
REGULAR MEETING

* * * * * DECEMBER 8, 1970 * * * * *

CITY OF PORT ARANSAS X
COUNTY OF NUECES X
STATE OF TEXAS X

On this the 8th. day of December, 1970, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 convened in a regular meeting, at the regular meeting place thereof, there being present and in attendance the following members, to-wit:

President	Don Roy Farley
Vice-President	Andrew Dallas
Secretary	H.L. Ward
Director	Carl Peterson
Director	Carl Castell
Visitor:	Gail Holman

Minutes of previous meeting read and approved as set forth.

Meeting was opened with motion being made by Carl Peterson and seconded by Carl Castell that the following conditions and stipulations go into effect regarding past-due accounts.

1. With exception of extreme hardship cases the regular past policies will go back into effect immediately.
2. Letter to be mailed to past-due accounts as follows:

December 10, 1970

Dear Customer:

We are happy if we were of assistance in extending your payments for 90 days preceeding Hurricane "Celia". However, the 90 days ended November 3, 1970 and now we must ask for payment in full no later than January 4, 1971.

If payment in full is not received on or before January 4, 1971, we will be forced to discontinue services until such time as payment has been made, plus a disconnect and reconnect fee.

If you do not owe a balance on January 4th, please disregard this notice.

Very truly yours,

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Board of Directors

3. Anyone notifying the office that they are unable to pay at stated time, must present their case in writing and appear personally before the Board.
4. Any person having made no effort to pay their bill nor appear before the Board by January 4, 1971, their meters will be taken out on January 5, 1971.

Motion was carried by the following vote:

AYES:

Don Roy Farley
Andrew Dallas
H.L. Ward
Carl Peterson
Carl Castell

NOES:

None

A list of connects and disconnects was presented to the Board for their review and inspection.

New contract with Rockwell Meter Company was presented to the Board for their signatures. Contract was read, approved and signed at this meeting, on motion made by Carl Peterson and seconded by Andrew Dallas and carried unanimously.

Mr. Gail Holman, Water Superintendent, presented the following letter to the Board regarding Cathodic Protection for 8" water supply line.

December 8, 1970

To: Directors for Nueces County Water
Control & I.D.#4

From: Gail K. Holman

Gentlemen:

Mr. Taggart spoke to me on the Cathodic Protection for the 8" water supply line. He will proceed as the equipment arrives, approximately three weeks. Mr. McCaughan has okayed this service. Installation will take about three weeks.

Mr. McCaughan and Mr. Taggart suggested Cathodic Protection on 12" line from Aransas Pass should be inspected as one year contract has expired and "Celia" came. Tom said cost would be \$150.00 on 12" line. Once the 8" is completed, he could inspect and service both for the sum of \$200.00 per year as signed contract by Water District.

Motion was made by Carl Peterson and seconded by Carl Castell to accept inspection services at \$200.00 per year for the two lines. Motion was carried by the following vote:

AYES:

Don Roy Farley
Andrew Dallas
H.L. Ward
Carl Peterson
Carl Castell

NOES:

None

With reference to the White Marlin Restaurant and Club/Ralph Plumlee account the Board agreed on the following:

Water meter for said account reads true and correct, consequently no credit to be given on water. Customer is to pay 1/3 of sewer figure and not to pay the \$1.00 penalty assessed. After said adjustments, customer is to pay \$78.10 total.

With approval of legality of the following, motion was made by H.L. Ward and seconded by Carl Castell to pay each employee one weeks salary as Christmas bonus. Motion carried by the following vote:

AYES:

Don Roy Farley
Andrew Dallas
H.L. Ward
Carl Peterson
Carl Castell

NOES:

None

11. Legals

NOTICE OF BOND ELECTION

THE STATE OF TEXAS
COUNTY OF NUECES
NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4
TO THE RESIDENT QUALIFIED ELECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 INCLUDING THOSE WHO IN TAXABLE PROPERTY IN THE DISTRICT AND WHO HAVE DULY RENDERED THE SAME FOR TAXATION:

TAKE NOTICE that an election will be held on the 30th day of January, 1971, in the NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 in accordance to a resolution and order duly entered by the Board of Directors of said District, said resolution and order being attached hereto and made a part of this notice for all intents and purposes.

WITNESS OUR HANDS AND THE SEAL OF SAID DISTRICT, this the 28th day of December, 1970.

President, Board of Directors,
Nueces County Water Control and Improvement District Number 4

ATTEST:

H. L. Ward
Secretary, Board of Directors,
Nueces County Water Control and Improvement District Number 4
(District Seal)
RESOLUTION REPORT FOR IMPROVEMENTS, REPAIRS AND REPLACEMENTS TO WATER SYSTEM AND ORDERING A BOND ELECTION
THE STATE OF TEXAS
COUNTY OF NUECES
NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4

ON THIS, the 28th day of December, 1970, the Board of Directors of the NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 convened in a public session, being open to the public at the regular meeting place thereof in said District and the following members of the Board present:

DON ROY FARLEY, PRESIDENT
ANDREW J. DALLAS, VICE PRESIDENT
H. L. WARD, SECRETARY
CARL "PETE" PETERSON, DIRECTOR

CARL CASTELL, DIRECTOR
and the following absent: Peterson, when among other proceedings had the following resolution and order was adopted:

WHEREAS, In August, 1970, the hurricane "Celia" caused serious damage to improvements constructed by NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4 including those pertaining to its water and sewer system; and

WHEREAS, It is necessary that improvements, repairs and replacements now be constructed with relation to the District's water supply facilities requiring provisions for funds for that purpose in order to serve the public interests in that regard; and

WHEREAS, The District has obtained from its Consulting Engineer, Reagan & McCaughey, Inc., of Corpus Christi, Texas, an engineering report covering the construction of improvements, including profiles and data fully showing and explaining same and containing a detailed estimate of the cost for such improvements and also an estimate of the time required to complete said improvements so that service therefrom can be commenced, same being now on file in the office of the District and open to inspection by the public; and

11. Legals

an official State holiday. Ballot applications may be obtained from the office of Absentee Voting, whose mailing address is the office of the District, Port Aransas, Texas 78373, and ballots voted by mail may be sent to the same address.

SECTION 5: That the entire District shall comprise one election precinct and the polling place of said election shall be the WATER DISTRICT WAREHOUSE, Nueces County, boundaries of the Nueces County WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, and the following named persons are hereby appointed officers of said election:

MRS. DON FARLEY, Presiding Judge

MRS. KATE RHODES, Alternate, Presiding Judge

The Presiding Judge shall appoint not less than two (2) qualified Clerks to serve and assist in conducting said election, provided that the Alternate Presiding Judge shall serve as one of the Clerks unless the Presiding Judge fails to serve. Not more than four (4) qualified election Clerks shall be appointed. The polls shall be open from 7 A.M. to 7 P.M.

SECTION 6: All resident qualified electors of the District, including those who own taxable property in said District and who have duly rendered the same for taxation, shall be permitted to vote at said election. At said election two separate ballot boxes shall be provided at the polling place. In one box only resident qualified electors who own taxable property and who have duly rendered the same for taxation shall be allowed to vote. In another box all otherwise qualified electors (not own taxable property) who have been duly registered for taxation shall be allowed to vote. The votes cast in each of said boxes shall be recorded, returned and canvassed in such manner as will reflect separately the votes cast by the qualified electors who own taxable property and who have duly rendered (including those who own taxable property and who have duly rendered the same for taxation).

SECTION 7: The Secretary of the Board of Directors is hereby directed to publish and post a copy of this resolution and order, signed by said Secretary and by the President of the Board, once a week for four consecutive weeks in a newspaper having a general circulation in Nueces County, the first of said publications to be made at least twenty-eight (28) days prior to the date fixed for said election. Said publication shall constitute proper notice of said election.

SECTION 8: That said election shall be held and conducted in accordance with the Texas election laws except as provided in Chapter 3A, Title 12B, R.C.S. of Texas, 1925, as amended.

The above resolution and order having been read in full, it was moved by Dallas and seconded by Ward that same do pass. Thereupon, the question being called for, the following members of the Board voted "AYE": Messrs. Farley, Dallas, Ward, and Castell; and none voted "NO".

PASSED AND APPROVED, this the 28th day of December, 1970.

President, Board of Directors,
Nueces County Water Control and Improvement District Number 4

ATTEST:

H. L. Ward
Secretary, Board of Directors,
Nueces County Water Control and Improvement District Number 4
(District Seal)

...\$50,000 and the Board is of the
considered opinion that the aforemen-
tioned estimated costs for the im-
provements, repairs and replace-
ments to its water system are entire-
ly commensurate with the benefits
which will be offered thereby to the
District and its inhabitants, and that
therefore it is to the best interest and
advantage of the District to authorize
the issuance of bonds in the principal
sum of \$50,000 to pay that part of the
costs thereof by submitting to the
resident qualified electors of said
District, including those who own
taxable property therein and who
have duly rendered the same for
taxation, a proposition for the issu-
ance of bonds for their action there-
upon; therefore,

BE IT RESOLVED AND OR-
DERED BY THE BOARD OF
DIRECTORS OF NUECES COUNTY
WATER CONTROL AND IMPROVE-
MENT DISTRICT NUMBER 4:

SECTION 1: That the aforemen-
tioned report of the District's Con-
sulting Engineers, Reagan & Mc-
Caughan, of Corpus Christi, Texas,
be and same is hereby declared to be
proper and is hereby approved in all
things as presented and shall be filed
in the office of the District and open
to inspection by the public.

SECTION 2: That an election be
held in said NUECES COUNTY WA-
TER CONTROL AND IMPROVE-
MENT DISTRICT NUMBER 4 on the
30th day of January, 1971, for the
purpose of submitting the following
proposition to the resident qualified
electors of said District including
those who own taxable property
therein and who have duly rendered
the same for taxation:

"SHALL the Board of Directors of
Nueces County Water Control and
Improvement District Number 4 be
authorized to issue the bonds of said
District in the maximum amount of
FIFTY THOUSAND DOLLARS
(\$50,000), maturing serially or other-
wise over a period of years not to
exceed thirty (30) years from their
date, or dates, bearing interest at a
rate not to exceed the maximum rate
permitted by law at the time of
issuance, for the purpose of financing
improvements, repairs and replace-
ments to the District's existing Water
System, and to provide for the pay-
ment of principal and interest on
such bonds by the levy and collection
of a sufficient tax upon all taxable
property within said District as au-
thorized by the Constitution and laws
of the State of Texas, and particular-
ly Chapter 25, Acts of the Regular
Session of the 39th Legislature of
Texas, 1925, together with all amend-
ments and additions thereto?"

SECTION 3: That the official bal-
lots for said election shall be pre-
pared in accordance with V.A.T.S.,
Election Code, so as to permit the
electors to vote "FOR" or
"AGAINST" the afore said proposi-
tion which shall be set forth in sub-
stantially the following form:

THE ISSUANCE OF \$50,000 WATER
SYSTEM BONDS
AND LEVY OF TEXAS IN PAY-
MENT THEREFOR

The word "FOR" and beneath it
the word "AGAINST" shall be made
to appear on the left of each proposi-
tion. A square shall be printed on the
left of each of the words "FOR" and
"AGAINST" and each elector shall
place an "X" in the square beside
the statement indicating the way he
wishes to vote.

SECTION 4: That MRS. LETHA
MANCHEN is hereby appointed as
Clerk of Absentee Voting for said
election and absentee voting shall be
conducted at the Water District Of-
fice, Port Aransas, Texas. The period
of absentee voting shall begin on the
20th day preceding the date of the
election and shall end at the close of
business on the 4th day preceding the
day of election. Said Clerk shall keep
the office open between the hours of
8:00 A.M. and 5:00 P.M. each day
that is not a Saturday, a Sunday, or

NOTICE OF MEETING

Notice is hereby given that the Board of Directors of the Nueces County Water Control and Improvement District Number 4 will meet at 7 o'clock P.M. on the 2nd day of February, 1971, at its regular meeting place at the District Office, in the City of Port Aransas, Texas, for the purpose of considering passage of a resolution canvassing returns and declaring the results of a bond election.

Don Ray Farley
Administrative Officer
Nueces County Water Control and
Improvement District Number 4

Motion was made by Carl Peterson, seconded by H.L. Ward that employees get off work noon on December 24th and return morning of December 28th, Christmas; and off noon December 31st and return morning of January 4, 1971, New Years holiday. Motion was carried by the following vote:

AYES: Don Roy Farley
Andrew Dallas
H.L. Ward
Carl Peterson
Carl Castell

NOES: None

A full discussion was had for placing a valve on customers side of the meter for their convenience in turning off meter when not at home. It was agreed Don Roy Farley would contact attorney for the District, Dick Hatch regarding the legal aspects of this move. Don Roy also, at the same time, will inquire about the Plumbing Permit.

The necessity for an additional male employee for the District was discussed at meeting. Employees duties would entail trouble shooting, reading meters, connects, disconnects and cleaning meters. He would also keep stock straight and check materials charged in and out on all jobs. Decision on this move was tabled, to be discussed again at a later meeting.

Gail Holman presented to the Board for inspection the following trade-in estimates from Calvin, Jr. Motor Company in Aransas Pass:

1966 Chevrolet Pick-Up: \$ 1,195.00
6 cyl., heater
Short wheel-base
Rear bumper

Less trade-in: 595.00
\$ 600.00

1969 Dodge Pick-Up: \$ 1,295.00
V-8 Motor
Radio, heater
Rear bumper

Less trade-in: 595.00
\$ 700.00

1966 Chevrolet Pick-Up \$ 1,195.00
6 cyl, "Long wheel base for bed,"
4 Speed transmission
Radio, heater
Rear bumper

Less trade-in: \$ 595.00
\$ 600.00

It was agreed by the Board that Director, Andrew Dallas is to inspect vehicles and he and Mr. Holman together, present findings to Board.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NUMBER 4

Don Roy Farley
Don Roy Farley President

ATTEST:

H.L. Ward
H.L. Ward Secretary