

MINUTES OF
SPECIAL MEETING
SEPTEMBER 29, 1982

STATE OF TEXAS ↓
COUNTY OF NUECES ↓

ON THE 29TH DAY OF SEPTEMBER, 29, 1982, THE BOARD
OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT
DISTRICT NO. 4, CONVENED IN A SPECIAL MEETING AT 9:00 A.M.
AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS,
TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING
TO-WIT:

PRESIDENT	JAMES H. ATWILL
VICE PRESIDENT	JAY SANDERS
SECRETARY	ED MANNING
SECRETARY PRO-TEM	GEORGE S. HAWN
DIRECTOR	AL MORA

STAFF:

MANAGER	DON ROY FARLEY
ASS'T ADMINISTRATOR	NONA E. SHERRILL
BOOKKEEPER	MARY MOSS
AUDITOR	WILLIE KOSAREK
ENGINEER	EUGENE C. URBAN, SR.

VISITORS:

LATITUDE 27 LIMITED (ISLAND MOORINGS)	CHARLIE ZAHN JIM PAIR
AMERICAN BANK	AL JONES, EXEC. VICE PRESIDEN
SOUTH JETTY	DAVID WALLACE

DEPOSITORY FOR
1982-84

DISCUSSION AND NECESSARY ACTION OF ACCEPTING
DEPOSITORY BIDS FROM CORPUS CHRISTI NATIONAL BANK, FIRST
CITY BANK OF CORPUS CHRISTI AND AMERICAN BANK. THE BOARD
OPENED THE BIDS AND ASK MR. KOSAREK, THE DISTRICT'S AUDITOR,
TO REVIEW THE BIDS AND RECOMMEND THE DEPOSITORY BANK.

LATITUDE 27,
LIMITED UTILITY
SERVICE
AGREEMENT:

DISCUSSION AND NECESSARY ACTION IN REFERENCE
TO ACCEPTING LATITUDE 27, LIMITED (ISLAND MOORINGS) UTILITY
SERVICE AGREEMENT. AL MORA MADE A MOTION TO APPROVE THE UTILITY
SERVICE AGREEMENT PENDING APPROVAL OF ED PRICHARD, DISTRICT'S
ATTORNEY, TO THE RIGHT TERMINOLOGY OF PARAGRAPH 14. THE MOTION
WAS SECONDED BY JAY SANDERS. THE MOTION CARRIED.

(This agreement has now been submitted to the District.) PES

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SEPTEMBER 29, 1982
SPECIAL MEETING

DEPOSITORY
AMERICAN
BANK 1982-84

AT THIS TIME MR. KOSAREK FINISHED HIS REVIEW OF THE BANK DEPOSITORY BIDS AND RECOMMENDED THE OUTCOME TO THE BOARD. JAY SANDERS MADE A MOTION THAT THE DISTRICT ACCEPT THE DEPOSITORY BID FROM AMERICAN BANK FOR 1982-84. AL MORA SECONDED THE MOTION. GEORGE HAWN ABSTAINED FROM VOTE. 3 AYES/0 NAYES. THE MOTION CARRIED.

FUTURE
WATER PLANS:

GENE URBAN REPORTED ON THE FUTURE WATER PLANS FOR THE DISTRICT. IT WAS A CONSENSUS OF THE BOARD TO INSTRUCT THE DISTRICT'S ENGINEER TO PROCEED FURTHER IN THE PLANS OF THE 16" WATER TRANSMISSION LINE AND IN ADDITION TO DETERMINE THE USER'S FEE FOR USERS WITH DIRECTION FROM THE BOARD THAT SUCH LARGE USERS PAY AS MUCH, IF NOT ALL OF THE COST FOR THE ANTICIPATED 16" WATER LINE IN ORDER TO DELIVER AND MEET THEIR DEMANDS.

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY ED MANNING TO APPROVE THE AUGUST FINANCIAL REPORT;

AUGUST ACCOUNTS PAYABLE \$ 30,217.66

AUGUST EXPENDITURES 100,952.71

THE MOTION CARRIED.

1982-83
BUDGET:

DISCUSSION ON THE 1982-83 BUDGET. A MOTION WAS MADE BY GEORGE HAWN AND SECONDED BY JAY SANDERS TO APPROVE THE BUDGET AS SUBMITTED. THE MOTION CARRIED.

A MOTION WAS DULY MADE AND SECONDED BY ADJOURN THE MEETING AT 11:35 A.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


JAMES H. ATWILL, PRESIDENT

ATTEST:


ED MANNING, SECRETARY

MINUTES OF
SPECIAL MEETING
SEPTEMBER 15, 1982

STATE OF TEXAS

COUNTY OF NUECES

ON THE 15TH DAY OF SEPTEMBER, 1982, THE BOARD
OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVE-
MENT DISTRICT NO. 4, CONVENED IN A SPECIAL MEETING AT 6:00 P.M.
AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS,
TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING
TO-WIT:

PRESIDENT	JAMES H. ATWILL
VICE PRESIDENT	JAY SANDERS
SECRETARY	ED MANNING
DIRECTOR	AL MORA

ABSENT:

SECRETARY PRO-TEM	GEORGE S. HAWN
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STAFF:

MANAGER	DON ROY FARLEY
ASS'T ADMIN	NONA E. SHERRILL
ENGINEER	GENE URBAN
ATTORNEY	C. ED PRICHARD

VISITORS:

LATITUDE 27, LTD.	CHARLES ZAHN JIM PAIR
MUSTANG BEACH	SONNY CASTOR
WINDJAMMER CONDO	MILTON ZAIONTZ
LOT 3 BLOCK 36	SUSANNA SOHL (REEDER) BILL MORGAN

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED
BY AL MORA TO WAIVE THE READING OF THE MINUTES (COPY OF THE
MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) FOR
AUGUST 2ND AND AUGUST 25, 1982. THE MOTION CARRIED.

CPA CONTRACT:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED
BY AL MORA TO ACCEPT THE LETTER OF CONTRACT FROM KOSAREK
& DAVENPORT, CERTIFIED PUBLIC ACCOUNTANTS FOR THE 1982
AUDIT AND FINANCIAL ASSISTANCE. THE MOTION CARRIED.

MINUTES OF SEPTEMBER 15, 1982

WATER MAIN
TURTLECOVE:

AFTER DISCUSSION OF NEW WATER MAIN NEEDED IN TURTLECOVE, IT WAS THE CONSENSUS OF THE BOARD TO INSTRUCT THE MANAGER, DON ROY FARLEY, TO CONTACT BILL OSBORN AND ANY OTHER OWNERS HE DEEMS NECESSARY, TO DETERMINE ^{SE} WHETHER OR NOT THEY WANT THE REPAIRS DONE WITH OR WITHOUT AN EASEMENT AND PROCEED ACCORDINGLY.

UTILITY SERVICE
AGREEMENT
WINDJAMMER
CONDO:

DISCUSSION ON THE UTILITY SERVICE AGREEMENT FOR THE WINDJAMMER CONDO. A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY ED MANNING TO APPROVE THE UTILITY SERVICE AGREEMENT. THE MOTION CARRIED.

LATITUDE 27,
LTD.:

DISCUSSION ON LATITUDE 27, LTD. (ISLAND MOORINGS). A MOTION WAS MADE BY JAY SANDERS THAT THE CONTRACT FOR LATITUDE 27, LTD. BE REVISED TO REFLECT THE ENGINEERING FEES AND A LETTER OF CREDIT AND A GARANTEE THAT ALL FEES BE PAID WIHTIN A TWO YEAR TIME AND THE BOARD WILL TAKE ACTION ON THIS PROJECT AT THE NEXT SPECIAL MEETING, SEPTEMBER 29, 1982, AT 9:00 A.M. AT THE DISTRICT OFFICE. THE MOTION WAS SECONDED BY ED MANNING. THE MOTION CARRIED.

UTILITY EASE-
MENTS
MUSTANG
TELEPHONE
COMPANY:

DISCUSSION IN REFERENCE TO UTILITY EASEMENTS FOR THE DISTRICT AND THE MUSTANG TELEPHONE COMPANY IN THE TERRAMAR AND FLATO PROPERTY. THE BOARD AUTHORIZED MANAGER, DON ROY FARLEY, TO INSTRUCT THE MUSTANG TELEPHONE COMPANY THAT THEY MAY UTILIZE THE DISTRICT'S UTILITY EASEMENTS FOR MUSTANG TELEPHONE COMPANY PURPOSES ACROSS TERRAMAR AND FLATO PROPERTY, WITH THE PROVISION THAT THE WATER DISTRICT MAKES NO GUARANTEE THAT IT INDEED DOES HAVE UTILITY EASEMENT AND THAT THE MUSTANG TELEPHONE COMPANY HOLD THE WATER DISTRICT "HOLD HARMLESS" FROM ANY DAMAGES IT MAY INCUR AS A RESULT OF THE MUSTANG TELEPHONE COMPANY'S OPERATIONS AND CONVERSELY THAT THE WATER DISTRICT IS HELD HARMLESS IT MIGHT INCUR ON MUSTANG TELEPHONE COMPANY EQUIPMENT ALTHOUGH THE WATER DISTRICT WILL USE ALL REASONABLE PRECAUTION NOT TO DAMAGE THE TELEPHONE LINES WHILE REPARING DISTRICT LINES. A LETTER BE PREPAIRED BY MUSTANG TELEPHONE COMPANY'S

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MINUTES OF SEPTEMBER 15, 1982

ATTORNEY FOR OUR REVIEW AND ACCEPTENCE IN THIS REGARD.

INSPECTION
CONTRACT
CITY &
DISTRICT:

JAY SANDERS MADE A MOTION TO ACCEPT THE INSPECTION CONTRACT BETWEEN THE CITY OF PORT ARANSAS AND THE NUECES COUNTY WATER DISTRICT NO. 4 AS PREPARED BY THE DISTRICT'S ATTORNEY, ED PRICHARD. THE MOTION WAS SECONDED BY ED MANNING. THE MOTION CARRIED.

FUTURE
WATER
STUDY:

DISTRICT'S ENGINEER, GENE URBAN, DISCUSSED FUTURE PLANS FOR WATER AND SEWAGE TREATMENT. THE BOARD AUTHORIZED THE STAFF TO PROCEED WITH THE WAYS AND MEANS OF LAYING A 16" TRANSMISSION LINE FROM THE MUSTANG ISLAND PUMP STATION TO THE MUSTANG ISLAND ELEVATED TOWER.

1982 TAX
RATE:

AFTER DISCUSSION, A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY ED MANNING TO ADOPT AND PASS A RESOLUTION AND ORDER SETTING A TAX RATE FOR 1982 AT \$0.125 PER HUNDRED DOLLARS VALUATION, BASED ON A 100% ASSESSMENT RATE. THE MOTION CARRIED. AYES - 4/ NAYES 0. (RESOLUTION ON FILE IN THE DISTRICT OFFICE).

REPLAT OF
LOT 3, BLOCK 86
SUSANNA SOHL.

DISCUSSION IN REFERENCE TO PROPOSED REPLAT OF LOT 3, BLOCK 86 BY SUSANNA SOHL. JAY SANDERS MADE A MOTION THAT THE REQUEST OF REPLAT BE DENIED. ED MANNING SECONDED THE MOTION. THE MOTION CARRIED.

FINANCIAL
REPORT:

A MOTION WAS MADE AY AL MORA AND SECONDED BY JAY SANDERS TO APPROVE THE JULY FINANCIAL REPORT:

JULY ACCOUNTS PAYABLE \$ 39,838.81

JULY EXPENDITURES \$ 67,531.97

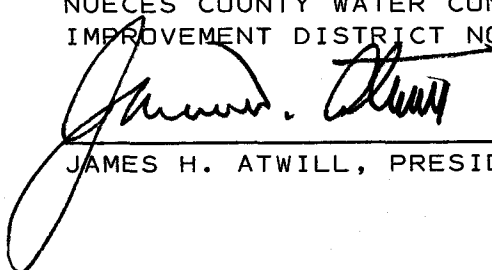
THE MOTION CARRIED.

MANAGER'S
REPORT:

THE MANAGER'S REPORT WAS GIVEN BY DON ROY FARLEY (A COPY OF THE REPORT IS ON FILE IN THE DISTRICT OFFICE.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


JAMES H. ATWILL, PRESIDENT

ATTEST:


E.M. MANNING, SECRETARY

RESOLUTION AND ORDER SETTING THE NEW TAX RATE FOR YEAR 1982-83
FOR NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4

ON THE 15TH DAY OF SEPTEMBER, 1982, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NUMBER 4, CONVENED IN A SPECIAL MEETING BEING OPEN TO THE PUBLIC AT THE DISTRICT OFFICE IN PORT ARANSAS, TEXAS, WITH THE FOLLOWING MEMBERS OF THE BOARD PRESENT;

PRESIDENT	JAMES H. ATWILL
VICE PRESIDENT	JAY SANDERS
SECRETARY	ED MANNING
DIRECTOR	AL MORA

AND THE FOLLOWING ABSENT:

SECRETARY PRO-TEM	GEORGE S. HAWN
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CONSTITUTING A QUORUM, AND AMONG OTHER PROCEEDINGS HAD WERE THE FOLLOWING:

THE PRESIDENT OF THE BOARD PRESENTED A RESOLUTION AND ORDER SETTING THE NEW TAX RATE FOR YEAR 1982-83.

THE MINUTES OF SEPTEMBER 15TH, 1982, REFLECT THE NEW TAX RATE FOR YEAR 1982-83.

THEREFORE, THE BOARD OF DIRECTORS ORGANIZED A RESOLUTION TO LEGALLY ESTABLISH THE NEW TAX RATE FOR YEAR 1982-1983.

THE RESOLUTION AND ORDER WAS READ IN FULL AND AFTER FULL DISCUSSION THEREOF, JAY SANDERS MADE A MOTION THAT IT BE ADOPTED. THE MOTION WAS SECONDED BY ED MANNING. THE MOTION, CARRYING WITH IT THE ADOPTION OF THE RESOLUTION AND ORDER, PREVAILED BY THE FOLLOWING VOTE:

AYES 4

NAYES 0

THE PRESIDENT THEN DECLARED THE RESOLUTION AND ORDER FINALLY PASSED AND ADOPTED.

THE RESOLUTION AND ORDER IS AS FOLLOWS,

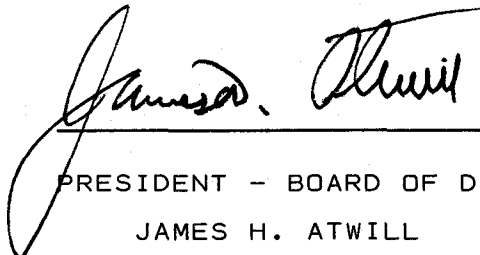
WHEREAS, NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, SET THE TAX RATE FOR YEAR 1982-83 AT \$.125 PER EACH ONE HUNDRED DOLLARS ASSESSED VALUATION.

AN ORDER LEVYING UPON THE ASSESSED VALUATION
OF THE PROPERTY WITHIN THE NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

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

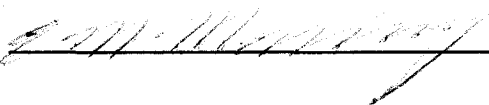
THERE IS HEREBY LEVIED ON EACH ONE HUNDRED DOLLARS
OF THE ASSESSED VALUE OF ALL PROPERTY, BOTH REAL AND PERSONAL,
WITHIN THE BOUNDARIES OF THE NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4, EXCEPT SUCH PROPERTY AS MAY BE BY
LAW EXEMPT FROM TAXATION, A TAX RATE OF \$.125 PER EACH ONE
HUNDRED DOLLARS ASSESSED VALUATION FOR THE PURPOSE OF MEETING
THE REQUIREMENTS OF SAID DISTRICT FOR THE FISCAL YEAR ENDING
1982.

PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE
NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4
ON THE 15TH DAY OF SEPTEMBER, 1982.



PRESIDENT - BOARD OF DIRECTORS
JAMES H. ATWILL

ATTEST:



SECRETARY

SECRETARY
E.M. MANNING

MINUTES OF
SPECIAL MEETING
AUGUST 25, 1982

STATE OF TEXAS 1
COUNTY OF NUECES 1

ON THE 25TH DAY OF AUGUST, 1982, THE BOARD OF
DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT
DISTRICT NO. 4, CONVENED IN A SPECIAL MEETING AT 7:00 P.M.
AT THE TARPON INN, IN PORT ARANSAS, TEXAS, THERE BEING PRESENT
AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	JAMES H. ATWILL
VICE PRESIDENT	JAY SANDERS
SECRETARY PRO-TEM	GEORGE S. HAWN
DIRECTOR	AL MORA

STAFF:

MANAGER	DON ROY FARLEY
ATTORNEY	C. EDWIN PRICHARD, JR.
ENGINEERS	EUGENE C. URBAN, SR.
	JIMEURBAN

DIRECTOR APPOINTEE ED. M. MANNING, JR.

APPOINT
DIRECTOR
TO FILL
VACANCY:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY
GEORGE S. HAWN TO APPOINT ED M. MANNING, JR. AS DIRECTOR
TO FILL VACANCY OF TERRY BURTON'S TERM OF APRIL 3, 1984.
THE MOTION CARRIED.

OATH OF
OFFICE:

OATH OF OFFICE WAS ADMINISTERED BY JAMES H. ATWILL,
JUSTICE OF THE PEACE, PRECINCT #7, TO NEW DIRECTOR, ED. MANNING.

ORGANIZATION
OF THE BOARD:

A MOTION WAS MADE BY GEORGE S. HAWN TO LEAVE THE
ORGANIZATION OF THE BOARD EXACTLY AS IS, HAVING MR. MANNING
TO FILL MR. BURTON'S POSITION AS SECRETARY. THE MOTION WAS
SECONDED BY JAY SANDERS. THE MOTION CARRIED.

TAX RATE
FOR 1982-83:

AFTER DISCUSSION, A MOTION WAS MADE BY GEORGE HAWN
AND SECONDED BY JAY SANDERS TO ADOPT AND PASS A RESOLUTION
SETTING THE TAX RATE FOR 1981-82 AT \$.11 PER HUNDRED
DOLLARS VALUATION, BASED ON A 100% ASSESSMENT RATE. THE MOTION
CARRIED. AYES - 5 / NAYES - 0. (RESOLUTION ON FILE IN THE
DISTRICT OFFICE).

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING AT 8:00 P.M.

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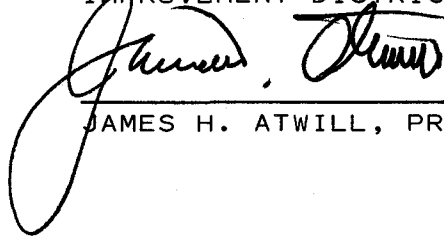
AUGUST 25, 1982
SPECIAL MEETING (CON'T)

WORKSHOP:

A MOTION WAS DULY MADE AND SECONDED TO OPEN
THE WORKSHOP MEETING AS POSTED. DISCUSSION WAS HELD ON
STUDY OF WATER CONTRACTS AND WATER CONSUMPTION RATE.

A MOTION WAS DULY MADE AND SECONDED TO CLOSE
WORKSHOP AT 10:00 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



JAMES H. ATWILL, PRESIDENT

ATTEST:


ED. M. MANNING, JR.
SECRETARY

AUGUST 25, 1982 TAX RATE WAS SET AT \$0.11 PER ONE HUNDRED \$
VALUATION.

NUECES COUNTY TAX APPRAISAL MADE A GROSS MISTAKE ON THE
TOTAL VALUATION OF THE DISTRICT THEREFORE,
SEPTEMBER 15, 1982 THE TAX RATE WAS ADJUSTED AND SET
AT \$0.125 PER ONE HUNDRED \$ VALUATION.

RESOLUTION AND ORDER SETTING THE NEW TAX RATE FOR YEAR 1982-1983
FOR NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4

ON THE 25TH DAY OF AUGUST, 1982, THE BOARD OF DIRECTORS FOR NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NUMBER 4, CONVENED IN A SPECIAL MEETING BEING OPEN TO THE PUBLIC AT THE TARPON INN IN PORT ARANSAS, TEXAS, WITH THE FOLLOWING MEMBERS OF THE BOARD PRESENT:

JAMES H. ATWILL	PRESIDENT
JAY SANDERS	VICE PRESIDENT
ED M. MANNING, JR.	SECRETARY
GEORGE S. HAWN	SECRETARY PRO-TEM
AL MORA	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 SETTING THE NEW TAX RATE FOR YEAR 1982-1983.

THE MINUTES OF AUGUST 25TH, 1982, REFLECT THE NEW TAX RATE FOR YEAR 1982-1983.

THEREFORE, THE BOARD OF DIRECTORS ORGANIZED A RESOLUTION TO LEGALLY ESTABLISH THE NEW TAX RATE FOR YEAR 1982-1983.

THE RESOLUTION AND ORDER WAS READ IN FULL AND AFTER FULL DISCUSSION THEREOF, GEORGE S. HAWN MADE A MOTION THAT IT BE ADOPTED. THE MOTION WAS SECONDED BY JAY SANDERS. THE MOTION, CARRING WITH IT THE ADOPTION OF THE RESOLUTION AND ORDER, PREVAILED BY THE FOLLWOING VOTE:

AYES 5
NAYES 0

THE PRESIDENT THEN DECLARED THE RESOLUTION AND ORDER FINALLY PASSED AND ADOPTED.

THE RESOLUTION AND ORDER IS AS FOLLOWS,

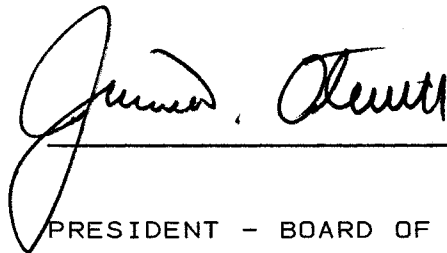
WHEREAS, NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4, SET THE TAX RATE FOR YEAR 1982-1983 AT \$.11 PER EACH ONE HUNDRED DOLLARS ASSESSED VALUATION.

AN ORDER LEVYING UPON THE ASSESSED VALUATION
OF THE PROPERTY WITHIN THE NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

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

THERE IS HEREBY LEVIED ON EACH ONE HUNDRED DOLLARS
OF THE ASSESSED VALUE OF ALL PROPERTY, BOTH REAL AND PERSONAL,
WITHIN THE BOUNDARIES OF THE NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4, EXCEPT SUCH PROPERTY AS MAY BE BY
LAW EXEMPT FROM TAXATION, A TAX RATE OF .11 PER EACH ONE
HUNDRED DOLLARS ASSESSED VALUATION FOR THE PURPOSE OF MEETING
THE REQUIREMENTS OF SAID DISTRICT FOR THE FISCAL YEAR ENDING
1982.

PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE
NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4
ON THE 25TH DAY OF AUGUST, 1982.



PRESIDENT - BOARD OF DIRECTORS

ATTEST:



SECRETARY

SECRETARY

MINUTES OF
REGULAR MEETING

AUGUST 2, 1982

STATE OF TEXAS

COUNTY OF NUECES

ON THE 2ND DAY OF AUGUST, 1982, THE BOARD OF
DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPORVEMENT
DISTRICT NO. 4, CONVENED IN A REGULAR MEETING AT 10:00 A.M.
AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS,
TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING
TO-WIT:

PRESIDENT	JAMES H. ATWILL
VICE PRESIDENT	JAY SANDERS
SECRETARY PRO-TEM	GEORGE S. HAWN
DIRECTOR	A.A. MORA

STAFF:

MANAGER	DON ROY FARLEY
ASS'T ADMINISTRATOR	NONA E. SHERRILL

VISITORS:

SOUTH JETTY NEWS	DAVID WALLACE
CITIZEN	BILL COFIELD

THE MEETING WAS CALLED TO ORDER AT 10:00 A.M.

MINUTES: A MOTION WAS MADE BY A.A. MORA AND SECONDED BY GEORGE
HAWN TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES
MAILED TO EACH DIRECOTR PRIOR TO THE MEETING) FOR JUNE 23ND
AND APPROVE THE SAME. THE MOTION CARRIED UNANIMOUSLY.

UTILITY SERVICE
AGREEMENT
SANDPIPER
CONDO: A MOTION WAS MADE BY A.A. MORA AND SECONDED BY JAY
SANDERS TO EXECUTE UTILITY SERVICE AGREEMENT FOR SANDPIPER
CONDOMINIUM, NISBET-PONTON CORPORATION, AND SEND ONE EXECUTED
ORIGINAL TO NESBIT-PONTON CORPORATION FOR THEIR FILES. THE
MOTION CARRIED.

1982-84
DEPOSITORY: AFTER DISCUSSION, A MOTION WAS MADE TO SET PUBLISH-
ING DATES FOR DEPOSITORY FOR 1982-84 BY JAY SANDERS FOR DATES
OF 6,13,20 AND 27 OF SEPTEMBER AND SET SPECIAL MEETING FOR
SEPTEMBER 29, 1982 AT 9:00 A.M. TO ACCEPT BIDS. THE MOTION
WAS SECONDED BY A.A. MORA. THE MOTION CARRIED.

MINUTES OF AUGUST 2, REGULAR MEETING (CON'T)

CONTRACT BETWEEN CITY & DISTRICT OUTSIDE CITY PERMITS: PORT ARANSAS. DISCUSSION WAS HELD ON CONTRACT BETWEEN THE CITY OF PORT ARANSAS AND THE DISTRICT CONCERNING THE COLLECTION OF PERCENTAGE ON PERMITS ISSUED OUTSIDE THE CITY LIMITS OF CITY. A MOTION WAS MADE BY GEORGE HAWN AND SECONDED BY AL MORA TO HAVE THE DISTRICT'S ATTORNEY, ED PRICHARD REWRITE PARAGRAPH 8 OF THE CONTRACT WITH THE FOLLOWING ITEMS ADDED:

1. ATTACHED EXHIBIT OF CONSTRUCTION WHICH FEES ARE OWED TO THE DISTRICT BEFORE THIS CONTRACT IS SIGNED.
2. ACTUAL DOLLAR AMOUNT WRITTEN IN THE CONTRACT.
3. THE CITY HAS 180 DAYS FROM DATE OF THIS SIGNED CONTRACT IN WHICH TO PAY AMOUNT OWED TO DISTRICT.

THE MOTION CARRIED.

CLINE'S LANDING: THE BOARD INSTRUCTED THE DISTRICT'S ATTORNEY, ED PRICHARD AND MANAGER DON ROY FARLEY TO WRITE A LETTER TO CLINES'S LANDING IN REGARDS TO USER'S FEES OWED TO THE DISTRICT AND SEND COPY OF LETTER TO ALL DIRECTORS.

JOINT TAX OFFICE CONTRACT: THE JOINT TAX OFFICE CONTRACT AND THE HIRING OF CHARLES CROMWELL WAS DISCUSSED. A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY AL MORA TO AUTHORIZE THE HIRING OF CHARLES CROMWELL AS OUR JOINT TAX ATTORNEY FOR THE COLLECTION OF DELINQUENT TAXES AND TO AUTHORIZE THE REPRESENTATIVE FROM THE DISTRICT, GEORGE HAWN TO NEGOTIATE THE TERMS OF THE CONTRACT, ALSO TO APPROVE THE JOINT TAX CONTRACT BETWEEN THE CITY OF PORT ARANSAS, THE PORT ARANSAS INDEPENDENT SCHOOL DISTRICT AND THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4 AS SUBMITTED. THE MOTION CARRIED.

SANDPIPER PLACE: MR. ALAN DUANE DID NOT APPEAR AT THE MEETING WHICH HE REQUESTED TO BE PLACED ON THE AGENDA. RE: SANDPIPER PLACE. NO ACTION. MR. ATWILL AUTHORIZED THE FILES BE SENT FROM CHARLES ZAHN'S OFFICE TO ED PRICHARD AND AUTHORIZED MR. PRICHARD TO WRITE A LETTER TO ALAN DUANE.

MUSTANG TELEPHONE REQUEST: THE BOARD OF DIRECTORS AUTHORIZED DON ROY FARLEY TO FURTHER STUDY MUSTANG TELEPHONE'S REQUEST TO LAY LINES IN THE DISTRICT EASEMENTS.

MINUTES AUGUST 3, 1982 (CON'T)

COFIELD
REQUEST POOL
FILLING
EXEMPTION:

BILL COFIELD REQUESTED THE BOARD OF DIRECTORS
TO THE FIRST FILLING OF SWIMMING POOLS FROM THE SEWER CHARGE.
THE BOARDS DECISION WAS NEGATIVE.

MR. G. O. COCKRELL DID NOT APPEAR AT THE MEETING
WHICH HE REQUESTED TO BE PLACED ON THE AGENDA. RE: PROPORTIONATE
COST OF WATER TAP. NO ACTION.

AFTER DISCUSSION ON DISTRICT POLICY OF COST TO
MOVE EXISTING WATER METERS, JAY SANDERS MADE A MOTION AND AL
MORA SECONDED THAT THE DISTRICT WOULD BEAR INTERNAL EXPENSE ON
RELOCATING WATER LINES IN THE ALLEY WAY BETWEEN AVENUE B & C
AND STATION AND 10TH STREET. THE MOTION CARRIED.

A MOTION WAS MADE BY AL MORA AND SECONDED BY GEORGE
HAWN TO APPROVE THE FINANCIAL REPORT :

JUNE ACCOUNTS PAYABLE \$35,136.25

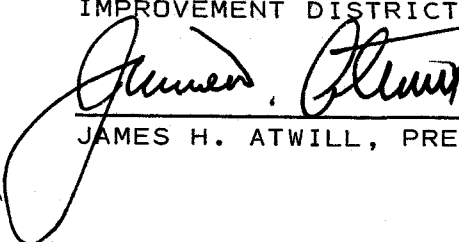
JUNE EXPENDITURES 72,727.04

THE MOTION CARRIED.

THE MANAGER'S REPORT WAS GIVEN BY DON ROY FARLEY.
A COPY OF THE REPORT IS ON FILE IN THE DISTRICT OFFICE.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


JAMES H. ATWILL, PRESIDENT

ATTEST:


GEORGE HAWN, SECRETARY PRO-TEM

MINUTES OF
SPECIAL MEETING

JUNE 30, 1982

STATE OF TEXAS ↓

COUNTY OF NUECES ↓

CITY OF PORT ARANSAS ↓

ON THE 30TH DAY OF JUNE, 1982, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT
NO. 4, CONVENED IN A SPECIAL MEETING AT 9:00 A.M. AT THE DISTRICT
OFFICE, 315TH SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING
PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	JAMES H. ATWILL
SECRETARY PRO-TEM	GEORGE S. HAWN
DIRECTOR	A.A. MORA

STAFF:

MANAGER	DON ROY FARLEY
ASS'T ADMINISTRATOR	NONA E. SHERRILL
ATTORNEY	C. EDWIN PRICHARD, JR.
ENGINEER	GENE C. URBAN, SR., P.E.

VISITORS:

MUSTANG ISLAND LIMITED	SONNY CASTOR
LATITUDE 27 LIMITED	JIM PIER

THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

BURTON
RESIGNATION:

MR. ATWILL READ A LETTER FORM TERRY BURTON

TO ACCEPT HIS RESIGNATION EFFECTIVE THE 30TH DAY OF JUNE, 1982.
A MOTION WAS MADE BY GEORGE HAWN TO ACCEPT THE LETTER OF RESIG-
NATION AND TO EXPRESS THE BOARD OF DIRECTOR'S APPRECIATION BY
LETTER TO MR. BURTON FOR HIS UNSELFISH DUTY AS A MEMBER OF THE
BOARD OF DIRECTORS. THE MOTION WAS SECONDED BY A.A. MORA. THE
MOTION CARRIED.

LATITUDE 27
& MUSTANG
BEACH:

AFTER MUCH DISCUSSION, A MOTION WAS MADE BY GEORGE
HAWN, SECONDED BY A.A. MORA. THE MOTION CARRIED UNANIMOUSLY.
THE MOTION IS AS FOLLOWS:

THE DISTRICT ENGINEER, GENE URBAN, WOULD ESTIMATE
THE TOTAL COST OF A LINE AN APPURTENANCES TO SERVICE
APPROXIMATELY 240 ACRES OUT OF THE "PIPER" TRACT OF

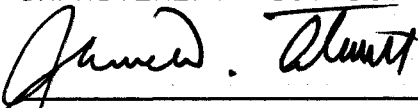
MINUTES OF
JUNE 30, 1982 (CON'T)

APPROXIMATELY 900 ACRES SO A COST PER ACRE CAN BE DETERMINED.

COST FOR EACH ACRE WOULD BE PAID AS IT IS ALLOCATED THE USE OF THE SEWER LINE. IF PAID IMMEDIATELY, TODAY'S CONSTRUCTION PRICE WILL APPLY. IF FUNDS ARE PAID IN LESS THAN 90 DAYS, TODAY'S CONSTRUCTION PRICES WILL APPLY. IF FUNDS ARE PAID AFTER 90 DAYS (NOT TO EXCEED TWO YEARS), THE ESTIMATED CONSTRUCTION SHARE WILL BE RAISED ACCORDING TO THE ENGINEERING NEWS RECORDER COST INDEX.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


JAMES H. ATWILL, PRESIDENT

ATTEST:


GEORGE HAWN, SECRETARY PRO-TEM

NOTE: REVISED

MINUTES OF
WORKSHOP SESSION
SPECIAL MEETING
JUNE 23, 1982

STATE OF TEXAS

COUNTY OF NUECES

ON THE 23RD DAY OF JUNE, 1982, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A WORKSHOP SESSION AT 6:00 P.M. WITH A SPECIAL MEETING FOLLOWING AT 7:00 P.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	JAMES H. ATWELL
VICE PRESIDENT	JAY SANDERS
SECRETARY	TERRY BURTON
SECRETARY PRO TEM	GEORGE S. HAWN
DIRECTOR	A.A. MORA

STAFF:

MANAGER	DON ROY FARLEY
EXECUT. SECRETARY	NONA E. SHERRILL
ATTORNEY	C. EDWIN PRICHARD, JR.
ENGINEER	EUGENE URBAN
	JIM URBAN

VISITORS:

LATITUDE 27 LIMITED	RALPH DURDEN
	JIM PAIR
	CHARLES ZAH, JR.
	LARRY URBAN, P.E.
	JOHN ROBERTS
	SONNY CASTOR

THE WORKSHOP SESSION WAS CALLED TO ORDER AT 6:00 P.M. THE DIRECTORS DISCUSSED ITEMS ON THE PUBLISHED AGENDA. NO ACTION TAKEN. AT 7:00 P.M., THE WORKSHOP SESSION WAS ADJOURNED. THE SPECIAL MEETING WAS CALLED TO ORDER AT 7:00 P.M. DIRECTORS DISCUSSED ITEMS ON THE PUBLISHED AGENDA AND TOOK THE FOLLOWING ACTION:

MINUTES:

A MOTION WAS MADE BY A.A. MORA AND SECONDED TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) FOR MAY 25TH, JUNE 9TH AND JUNE 14TH AND APPROVE THE SAME. THE MOTION CARRIED UNANIMOUSLY.

MINUTES JUNE 23, 1982

MUSTANG BEACH
LIMITED:

MR. CASTOR CALLED AT 4:30 P.M. AND ASKED TO BE

TAKEN OFF THE AGENDA AT THIS TIME.

LATITUDE 27
LIMITED:

A MOTION WAS MADE BY GEORGE S. HAWN TO APPROVE THE

STAFF RECOMMENDATIONS AS PRESENTED. WE FEEL THERE IS NOT
NOW A WATER STORAGE REQUIREMENT BY PRIOR CONTRACTUAL
AGREEMENT AND THE COST OF SEWER SERVICE WILL BE A PROPOR-
TIONATE SHARE OF TOTAL "PIPER TRACT" TO TRANSPORT THE SEWAGE
TO THE EXISTING SEWERAGE PLANT. THE MOTION WAS SECONDED BY
A.A. MORA. THE MOTION CARRIED. THE BOARD ALSO AGREED TO
HAVE GENE URBAN, DISTRICT ENGINEER, TO PREPARE A WRITTEN
DOCUMENT SETTING FORTH THE REQUIREMENTS AND COST OF REQUIRE-
MENTS TO BE PRESENTED AT A BOARD MEETING TO BE HELD ON
JUNE 30TH AT THE DISTRICT OFFICE AT 7:00 P.M.

PERMIT FEES
OUTSIDE CITY
LIMITS:

NO ACTION AT THIS TIME AS ITEM IS STILL UNDER

STUDY.

REQUEST FROM
MIKE MURRAY:

AFTER DISCUSSION, A MOTION WAS MADE BY A.A. MORA

TO APPROVE THE REQUEST FROM MIKE MURRAY FOR WATER BASED ON
MEETING THESE FOLLOWING CONDITIONS:

1. MR. MURRAY GIVE THE DISTRICT ASSURANCES TO THE
SATISFACTION OF THE DISTRICT OF ANTICIPATED
PROPORTIONATE SHARE OF THE COST TO LAY A GRAVITY
LINE IN FRONT OF HIS PROPERTY PLUS HIS PORPORTION-
ATE SHARE OF THE TRANSMISSION OF SEWAGE TO THE
PROPOSED NEW TREATMENT PLANT AND THE HIS PRO-
PORTIONATE SHARE OF THE COST OF THE PROPOSED
NEW TREATMENT PLANT. HIS PORTION IS TO BE BASED
ON A PROPORTIONATE COST OF THE TOTAL 20 ACRES
OF WHICH HE HAS PURCHASED A PORTION.
2. THAT MR. MURRAY PAY \$ 663.83 PER ACRE WATER
STORAGE COST. (CONTRACTUAL AMOUNT PLUS UPDATING
COSTS)
3. THAT MR. MURRAY SUBMIT TO THE DISTRICT
CERTIFICATIONS THAT THE PRESENT SEPTIC SYSTEM
COMPLIES WITH ALL DISTRICT STANDARDS.
4. THAT MR. MURRAY EXECUTE CONTRACT OF ANNEXATION
INTO THE DISTRICT TO BE PREPARED BY THE DISTRICT'S
ATTORNEY.
5. THAT MR. MURRAY GIVE SUFFICIENT EASEMENTS ACROSS
THE PROPERTY FOR ALL NECESSARY LINES.
6. THAT MR. MURRAY PAY ALL NECESSARY TAP FEES AND
USER FEES CURRENTLY IN EFFECT BY THE DISTRICT.

THE MOTION WAS SECONDED BY TERRY BURTON. THE MOTION CARRIED.

MINUTES JUNE 23, 1982

WATER & SEWER APPLICATIONS:

A MOTION WAS MADE BY A.A. MORA TO ACCEPT THE WATER AND SEWER APPLICATION AS PRESENTED TO THE BOARD BY THE STAFF. THE MOTION WAS SECONDED BY JAY SANDERS. THE MOTION CARRIED.

WATER & SEWER RATES:

AFTER DISCUSSION ON THE WATER AND SEWER RATE STUDY BY THE STAFF, A MOTION BY JAY SANDERS AND SECONDED BY A.A. MORA TO ACCEPT THE RECOMMENDATION BY THE STAFF TO STAY AT THE SAME RATE AT THIS TIME, BUT TO CONTINUE ON THE STUDY OF A RATE STRUCTURE FOR THE HIGHER WATER USERS AND BRING STUDY BEFORE THE BOARD AS SOON AS COMPLETED. THE MOTION CARRIED.

USER'S FEE WATER & SEWER:

THIS ITEM WAS POSTPONED AS THE STUDY IS NOT COMPLETE AT THIS TIME.

WATER & SEWER TAPS:

AFTER DISCUSSION ON STUDY BY THE STAFF, A MOTION WAS MADE BY JAY SANDERS TO ACCEPT THE WATER & SEWER TAP STUDY AS PROPOSED BY THE STAFF TO STAY AT THE SAME AMOUNT AT THIS TIME. A.A. MORA SECONDED THE MOTION. THE MOTION CARRIED.

WATER METER MEASURING DEVISE:

A MOTION WAS MADE TO APPROVE THE RESOLUTION ON THE WATER METER MEASURING DEVISE BY TERRY BURTON AND SECONDED BY JAY SANDERS. (THE RESOLUTION IS ATTACHED AND BECOMES A PERMANENT PART OF THESE MINUTES).

SEPTIC TANK USE DOC'S LAND-ING:

AFTER DISCUSSION ON THE SEPTIC TANK USE AT DOC'S LANDING, GEORGE HAWN MADE A MOTION THAT WATER DISTRICT AGREE TO THE INTERM USE OF THE SEPTIC TANK SYSTEM WITH THE APPROVAL OF THE COUNTY HEALTH DEPARTMENT TO ALLOW DOC'S LANDING TO CONTINUE IN OPERATION UNTIL THE EASEMENT HAS BEEN AQUIRED FROM MS. ADAMS AND THE ISLE CONTRACT HAS BEEN COMPLETED AND MR. ROBERTS HAS CONTRIBUTED HIS PORTION OF THE LINE COST AS EXPECTED OF OTHER LAND OWNERS AND THAT HE WILL TIE-ON AND TERMINIATE THE INTERM SEPTIC TANK USE. ALSO, THAT MR. PRICHARD, DISTRICT'S ATTORNEY, DRAW UP A LETTER OF AGREEMENT TO STATE THE ABOVE AGREEMENT AND BE SIGNED BY MR. JOHN ROBERTS. THE MOTION WAS SECONDED BY A. A. MORA. THE MOTION CARRIED.

MINUTES JUNE 23, 1982

EASEMENT OF
SANDRA ADAMS:

AFTER DISCUSSION ON THE REPORT BY MR. FARLEY ON THE OUTCOME OF TRYING TO OBTAIN EASEMENT FROM SANDRA ADAMS, A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY A.A. MORA TO AUTHORIZE PRESIDENT JAMES ATWILL TO FIND A REALTOR AND HAVE THE PROPERTY EASEMENT APPRAISED AND HAVE ED PRICHARD, DISTRICT'S ATTORNEY, OFFER TO BUY EASEMENT AND IF NOT ACCEPTED, HAVE MR. PRICHARD TO PURSUE WITH CONDEMNATION. THE MOTION CARRIED.

INTER AGENCY
CONTRACT

TAX OFFICE: TERRY BURTON MADE A MOTION TO APPROVE THE INTER AGENCY CONTRACT FOR THE CREATION OF THE JOINT TAX OFFICE AS SUBMITTED, TO ANY SUGGESTIONS OR COMMENTS FROM OUR LEGAL COUNCIL.

THE MOTION WAS SECONDED BY JAY SANDERS. THE MOTION CARRIED. (UPON APPROVAL FROM LEGAL COUNCIL THE INTER AGENCY CONTRACT WILL BE ATTACHED AND BECOME A PERMANENT PART OF THESE MINUTES.)

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO APPROVE:

MAY ACCOUNTS PAYABLE \$ 34,428.54

MAY EXPENDITURES 57,327.05

THE MOTION CARRIED.

MANAGERS
REPORT:

THE MANAGERS REPORT WAS GIVEN BY DON ROY FARLEY.

GEORGE HAWN MADE A MOTION TO AUTHORIZE NONA SHERRILL TO HAVE DON ROY FARLEY APPROVE CHECK VOUCHERS BEFORE PAYING ANY CHECK, STILL HAVING REQUIREMENT OF BOTH MANAGER'S SIGNATURE AND ONE OFFICE PERSONNEL'S UNTIL THE STAFF COULD CHECK WITH DISTRICT AUDITORS TO SEE IF IT IS NECESSARY FOR TWO SIGNATURES. IF AUDITORS APPROVE ONE SIGNATURE IS ALLOWABLE, MRS. SHERRILL WOULD BE AUTHORIZED TO APPROVE ALL INVOICES BY INITIALING AND SIGN ALL CHECKS WITH MR. FARLEY'S APPROVAL ON CHECK VOUCHER. THE MOTION WAS SECONDED BY TERRY BURTON. THE MOTION CARRIED.

INTERNAL
GOVERNMENTAL
AGREEMENT:

PRESIDENT JAMES ATWILL REPORTED ON THE OUTCOME OF THE MEETING WITH THE PORT ARANSAS SCHOOL DISTRICT AND THE CITY OF PORT ARANSAS IN REGARDS OF THE INTERNAL GOVERNMENTAL

PAGE 5

JUNE 23, 1982

AGREEMENT AND AUTHORIZED ~~GEORGE~~ HAWN AS THE DISTRICT'S REPRESENTATIVE TO ENTER INTO AN AGREEMENT WITH THE OTHER AGENCYS AS TO THEIR WORKING AGREEMENT AS WELL AS THE HIRING OF A CONSULTANT AND/OR THE COMPENSATION LIMIT TO BE SET.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



JAMES H. ATWILL, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

RESOLUTION ON THE INSTALLATION
OF MEASURING DEVICES FOR WATER SERVICE

WHEREAS, the Nueces County Water Control and Improvement District No. 4, hereinafter referred to as the "District", is a Water Control and Improvement District organized pursuant to Article 16, Section 59, of the Texas Constitution; and,

WHEREAS, the District, pursuant to the applicable sections of the Water Code of the State of Texas, has authority to adopt rules and regulations which govern methods, terms and conditions of water service, to install proper measuring devices or to require that they be installed, to impose maintenance and operation charges in the form of a fixed minimum connection charge based on the quantity of water furnished and further to impose an additional charge for the use of more water than that covered by the minimum charge the same hereinafter referred to as a "user fee"; and

WHEREAS, the Board of Directors of the District has previously adopted a policy in this regard and is now desirous of updating and supplementing its present policy requiring the installation of measuring devices to measure the quantity of water furnished by the District to include the size and type of the measuring device which shall be installed and the payment of a measuring device installation fee therefor; and its policy imposing a user fee on customers of the District applying for "initial water service" (as the term is hereinafter defined) to help the District offset the cost of meeting the demands that will be imposed on the District to provide water service in the future resulting from such requests.

NOW THEREFORE, be it resolved, by the Board of Directors of the District, that from and after the date of adoption of this resolution, it shall be the policy of the Nueces County Water Control and Improvement District No. 4, that every owner, user, or developer of one or more tracts or parcels of land lying within the boundaries of the District who proposes to serve said tract or parcel of land with a supply of fresh potable water provided by the District must comply with the following requirements before the District will actually begin to deliver water to said tract or parcel of land, to-wit:

1. An Application for Service in the form approved by the Board of Directors shall be submitted to the Manager of the District. If the application involves new construction, it shall be accompanied by a copy of the Building Permit issued therefor by the City of Port Asansas, Texas.

2. Upon receipt of the Application for Service, the Manager shall determine if it is an application for "initial water service" which term is defined as water service to one or more tracts or parcels of land lying within the boundaries of the District which: (a) have not previously been served with water by the District, or (b) although previously served with water by the District, an enlargement in the size of the measuring device (meter) will be required because a new or different use of land is being proposed and/or a greater quantity of water will be required under said Application for Service than was supplied to the land previously. If it is determined that the Application does not request initial water service, neither the payment of a measuring device installation fee nor a user fee shall be required.

3. The Manager of the District, using generally accepted industry standards, shall determine the size of the meter which shall be used for the requested service, and shall require that such meter be installed. The determination by the Manager shall be considered final.

4. After the determination by the Manager as to the size of the meter that shall be required for the requested service, assuming that there had been no previous water service or the required meter is of larger size than that previously used, the owner, user, or developer of a tract or parcel of land lying within the District who requests said service shall pay the District a meter installation fee in the amount approved by its Board of Directors. Said fee shall be based on the District's actual gross cost of materials and labor (including overhead and administration) required to install said meter. In the event the Manager determines that the required service will require the installation of a 2" meter or larger, the owner, user or developer may, with the consent of the Manager, utilize a contractor other than the District for the installation, and no meter installation fee shall be required to be submitted to the District.

5. On each Application for Service where it has been determined that such requests "initial water service" as that term is herein defined, a user fee will be required to be paid by the Applicant in addition to any and all other fees required. The user fee shall be based upon the size of the measuring device to be installed. The schedule of such fees as approved by the District's Board of Directors is attached hereto as Exhibit "A". Such user fees collected by the District pursuant to this paragraph shall be placed in the capital improvement account of the District and shall be used by the District to meet its demands for water service that will be placed on the District in the future as a result of new and additional requests for water service.

6. All meters installed pursuant to this policy shall be installed in accordance with plans and specifications approved by the District and the installation shall be subjected to inspection by representatives of the District.

7. All fees set forth herein shall be subject to change by the Board of Directors of the District at a meeting of the Board of Directors called for that purpose.

Passed and approved this the 25th day of May, 1982.

Nueces County Water Control and
Improvement District No. 4

By: James H. Atwill
James. H. Atwill, President

ATTEST:

Terry Burton
Terry Burton Secretary

KOSAREK & DAVENPORT

CERTIFIED PUBLIC ACCOUNTANTS
5250 WEBER, SUITE C
CORPUS CHRISTI, TEXAS 78411

WILLIE J. KOSAREK, C.P.A.
GARY R. DAVENPORT, C.P.A.

(512) 852-8223

July 13, 1982

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

Gentlemen:

We have been asked to respond to Mr. George Hawn's motion which reads as follows: Mrs. Sherrill would be authorized to approve all invoices by initialing and also signing all checks with Mr. Farley's approval on check voucher.

This procedure is acceptable although it will reduce internal control because the person signing the checks will also be the one approving the invoices for payment. It will be extremely important that all invoices be signed or initialed by the person receiving the goods or services. In fact, Mrs. Sherrill should not approve any invoices for payment unless such documentation is on the invoice or on the receiving document.

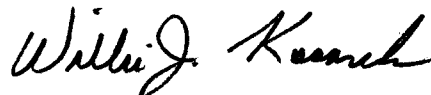
We suggest that the monthly bank reconciliation, currently being prepared by Nona Sherrill, be prepared by someone other than her since she will have the sole responsibility for signing checks.

We would like to point out that Mr. Farley in initialing the check vouchers will share the responsibility of approval to the extent that he is aware of the vendor and the expenditure and that in cases where he has a doubt in his mind he should request an invoice documentation prior to initialing the check voucher.

If the above procedures are strictly adhered to, we feel that the District's internal control will be maintained at an acceptable level and our extension of audit procedures will be minimized. However, should Mrs. Sherrill cease to be an employee of the District, we do not believe that her authority to approve and pay invoices should be transferred to anyone other than Mr. Farley.

If you have any questions, please call us.

Very truly yours,



WJK:ck

MINUTES OF
EMERGENCY MEETING

JUNE 9, 1982

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

ON THE 9TH DAY OF JUNE, 1982, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT
NO. 4, CONVENED IN AN EMERGENCY MEETING PROCEEDING MEETING
OF THE CITY COUNCIL AT 7:00 P.M. AT THE CITY HALL IN PORT
ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE
FOLLOWING TO-WIT:

VICE PRESIDENT	JAY SANDERS
SECRETARY PRO-TEM	GEORGE S. HAWN
DIRECTOR	A.A. MORA

ABSENT:

PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON

THE MEETING WAS CALLED TO ORDER DIRECTLY PROCEEDING
THE CITY COUNCIL MEETING.

ACQUIRING
STATE TRACTS
WITH CITY &
SCHOOL:

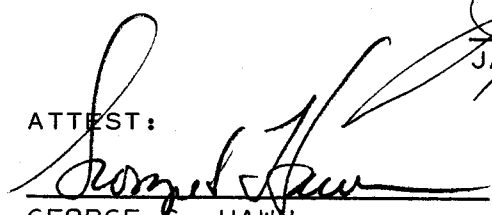
A MOTION WAS BY GEORGE HAWN TO COOPERATE WITH THE
CITY OF PORT ARANSAS AND THE PORT ARANSAS INDEPENDENT
SCHOOL DISTRICT IN ACQUIRING AVAILABLE STATE TRACTS
ADJACENT TO THE CITY OF PORT ARANSAS AND TO SET A MEET-
ING JUNE 14TH, 1982 AT THE CITY HALL IMMEDIATELY FOLLOWING
THE SPECIAL JOINT COUNCIL MEMBERS MEETING AT 7:00 P.M.
THE MOTION WAS SECONDED BY A.A. MORA. THE MOTION CARRIED.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


JAY SANDERS, VICE PRESIDENT

ATTEST:


GEORGE S. HAWN,
SECRETARY PRO-TEM

MINUTES OF
SPECIAL JOINT COUNCIL
JUNE 14, 1982

STATE OF TEXAS

COUNTY OF NUECES

CITY OF PORT ARANSAS

ON THE 14TH DAY OF JUNE, 1982, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4
CONVENED IN A SPECIAL MEETING IN COUNCIL CHAMBERS AT THE CITY
HALL TO DISCUSS THE FOLLOWING:

1. EXECUTIVE SESSION AS AUTHORIZED BY ARTICLE
6252-17 REVISED CIVIL STATUTES OF TEXAS, SECTION
2 (F)

THE EXECUTIVE SESSION ADJOURNED AT 7:40 P.M. AND THE BOARD OF
DIRECTORS FOR THE NEUCES COUNTY WATER CONTROL & IMPROVEMENT
DISTRICT NO. 4 CONVENED IN A SPECIAL MEETING, THERE BEING
PRESENT AND IN ATTENDANCE THE FOLLOWING:

PRESIDENT
VICE PRESIDENT
SECRETARY
SECRETARY PRO-TEM

JAMES H. ATWILL
JAY SANDERS
TERRY BURTON
GEORGE HAWN

ABSENT:

DIRECTOR

A.A. MORA

STAFF:

MANAGER
EXECUTIVE SECRETARY

DON ROY FARLEY
NONA E. SHERRILL

THE MEETING WAS CALLED TO ORDER AT 8:00 P.M.

A MOTION WAS MADE BY JAY SANDERS TO APPOINT JAMES H. ATWILL
AND GEORGE HAWN TO REPRESENT THE WATER DISTRICT TO THE STATE
LAND ACQUISITION BOARD AND THAT THEY MEET WEDNESDAY, JUNE
16TH, 1982 AT 7:00 P.M. AT THE CITY HALL TO REPORT ON FINDINGS
IN SEARCH OF A CONSULTANT, ALSO TO MEET JUNE 21ST, AT 7:00 P.M.
AT THE CITY HALL TO HIRE CONSULTANT FOR THE STATE LAND ACQUISITION
BOARD. THE MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4

JAMES H. ATWILL, PRESIDENT

ATTEST:

Terry Burton
TERRY BURTON, SECRETARY

MINUTES OF
SPECIAL MEETING
MAY 25, 1982

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

ON THE 25TH DAY OF MAY, 1982, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT
NO. 4, CONVENED IN A SPECIAL MEETING AT 7:00 P.M. AT THE
DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS,
THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	JAMES H. ATWILL
VICE PRESIDENT	JAY SANDERS
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	GEORGE S. HAWN
DIRECTOR	AL MORA
ABSENT:	NONE
STAFF:	
MANAGER	DON ROY FARLEY
ADMIN. ASS'T	NONA E. SHERRILL
ATTORNEY	C.E. PRICHARD, JR.
ADVISOR	MARVIN TOWNSEND

VISITORS:

MUSTANG BEACH LIMITED	SONNY CASTOR
OGLETREE & GUNN	RON DELAROSA/ENGINEER
LATITUDE 27 LIMITED	RALPH DURDEN
	JIM PAIR
ATTORNEY	CHARLES ZAHN, JR.
ENGINEER	LARRY URBAN, P.E.
SOUTH JETTY NEWS	JUDY FURMAN
NUECES COUNTY	AB COCK, P.E.
CORPUS CHRSTI	
HEALTH DEPARTMENT	

THE MEETING WAS CALLED TO ORDER AT 7:00 P.M.

MINUTES:

A MOTION WAS MADE BY GEORGE HAWN AND SECONDED BY
JAY SANDERS TO WAIVE THE READING OF THE MINUTES (COPY OF THE
THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING)
FOR MAY 3RD, 1982) AND APPROVE THE SAME. THE MOTION
CARRIED UNANIMOUSLY.

MINUTES MAY 25, 1982

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY
GEORGE HAWN TO APPROVE:

APRIL ACCOUNTS PAYABLE \$ 22,800.80

APRIL EXPENDITURES 51,691.79

THE MOTION CARRIED. (COPY OF THE FINANCIAL REPORT IS
ON FILE IN THE DISTRICT OFFICE)

AMERICAN
PETRO FINA:

AMERICAN PETRO FINA REQUESTED TO BE ON THE AGENDA
FOR THIS MEETING AND AS PER LETTER REQUESTED TO BE REMOVED
UNTIL FURTHER NOTICE. (LETTER ON FILE IN DISTRICT OFFICE)

EXEMPTION
65 YEARS OR
OLDER
OR DISABLED
TAX EXEMP-
TION:

DISCUSSION WAS HELD REGARDING STATE PROVISIONS
ALLOWING INCREASE HOMESTEAD EXEMPTION OF \$5000.00 FOR
PERSONS 65 AND OLDER OR DISABLED. GEORGE HAWN MADE
A MOTION TO AUTHORIZE PRESIDENT JAMES ATWILL TO INCREASE
THE ADDITIONAL HOMESTEAD EXEMPTION FOR PERSONS 65 AND
OLDER OR/OF DISABLED; THE SAME BEING THE POLICY ADOPTED
BY THE PORT ARANSAS INDENPENDENT SCHOOL DISTRICT AND THE
CITY OF PORT ARASNAS, SO AS ALL TAXING AGENCIES ARE
COMPATIBLE IN THEIR TAXING REQUIREMENTS. AL MORA SECONDED
THE MOTION. THE MOTION CARRIED.

MUSTANG
BEACH
LIMITED:

PRESIDENT ATWILL INDICATED TO THE BOARD THAT HE HAS
A POSSIBLE CONFLICT OF INTEREST IN ANSWERING ANY REQUEST
FROM THE MUSTANG BEACH DEVELOPMENT IN AS MUCH AS HE HOLDS
THREE CONTRACTS TO BUY LOTS IN SAID DEVELOPMENT AND THEREFORE,
ABSTAINS AND REMOVES HIMSELF FROM ANY DISCUSSION AND TURNS
THE GAVEL OVER TO VICE PRESIDENT JAY SANDERS TO CHAIR DISCUSSION
ON THIS MATTER.

MR. CASTOR PRESENTED HIS REQUEST FOR ACCEPTENANCE OF HIS
PROPOSAL OF MUSTANG BEACH LIMITED. AFTER MUCH DISCUSSION,
MR. CASTOR YEILDED FURTHER TIME TO REPRESENTATIVES OF LATITUDE
27 LIMITED TO PRESENT THEIR PROPOSAL AS IT IS GENERALLY
CONTIGUOUS WITH AND THE SAME TYPE OF DEVELOPMENT.

LATITUDE 27
LIMITED:

MR. LARRY URBAN, P.E. PRESENTED THE PLANS FOR LATITUDE
27 LIMITED AND REQUESTED THE BOARD OF DIRECTORS TO TELL
HIM WHAT THE DISTRICT REQUIREMENTS WILL BE FOR THIS DEVELOPMENT.
MR. URBAN ALSO ASK THAT HIS REQUEST BE ANSWERED AT THE NEXT
MEETING WHICH WILL BE SET NO SOONER THAT JUNE 8 AND NO LATER
THAN JUNE 15, 1982.

THE BOARD RECEIVED BOTH PRELIMINARY PLANS AS PRESENTED BY THE REPRESENTATIVES OF MUSTANG BEACH LIMITED AND LATITUDE 27 LIMITED AND REQUESTED THE STAFF TO STUDY AND BRING A RECOMMENDATION BACK TO THE DEVELOPERS AT THE NEXT MEETING.

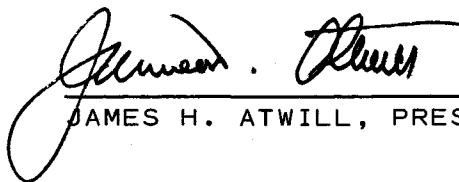
AFTER CONCLUSION OF THE ITEM, VICE PRESIDENT SANDERS YIELDED THE CHAIR BACK TO PRESIDENT ATWILL.

MANAGER'S
REPORT:

MANAGERS REPORT WAS PRESENTED BY DON ROY FARLEY. THE REVISED RESOLUTION ON THE INSALLATION OF MEASURING DEVICES FOR WATER SERVICE WAS PRESENTED TO THE BOARD. JAY SANDERS MOVED TO PASS SAID RESOLUTION AS PRESENTED. GEORGE HAWN SECONDED THE MOTION. THE MOTION CARRIED. (THIS RESOLUTION IS ATTACHED AND BECOMES A PERMANENT PART OF THESE MINUTES) MR. FARLEY ASK PRESIDENT ATWILL TO GIVE A PRESENTATION ON THE JOINT TAX BOARD. MR. ATWILL ASK TO BE REPLACED AS THE DISTRICT'S REPRESENTATIVE TO THE JOINT TAX BOARD. MR. HAWN VOLUNTEERED TO REPLACE MR. ATWILL AS REPRESENTATIVE FROM THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4 TO THE JOINT TAX BOARD FOR A PERIOD OF SIX MONTHS. IT WAS SUGGESTED AT THIS TIME THAT EACH MEMBER SHOULD SERVE A PORTION OF TIME AS A MEMBER OF THE JOINT TAX BOARD.

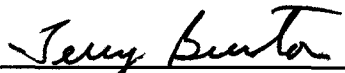
A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



JAMES H. ATWILL, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

RESOLUTION ON THE INSTALLATION
OF MEASURING DEVICES FOR WATER SERVICE

WHEREAS, the Nueces County Water Control and Improvement District No. 4, hereinafter referred to as the "District", is a Water Control and Improvement District organized pursuant to Article 16, Section 59, of the Texas Constitution; and,

WHEREAS, the District, pursuant to the applicable sections of the Water Code of the State of Texas, has authority to adopt rules and regulations which govern methods, terms and conditions of water service, to install proper measuring devices or to require that they be installed, to impose maintenance and operation charges in the form of a fixed minimum connection charge based on the quantity of water furnished and further to impose an additional charge for the use of more water than that covered by the minimum charge the same hereinafter referred to as a "user fee"; and

WHEREAS, the Board of Directors of the District has previously adopted a policy in this regard and is now desirous of updating and supplementing its present policy requiring the installation of measuring devices to measure the quantity of water furnished by the District to include the size and type of the measuring device which shall be installed and the payment of a measuring device installation fee therefor; and its policy imposing a user fee on customers of the District applying for "initial water service" (as the term is hereinafter defined) to help the District offset the cost of meeting the demands that will be imposed on the District to provide water service in the future resulting from such requests.

NOW THEREFORE, be it resolved, by the Board of Directors of the District, that from and after the date of adoption of this resolution, it shall be the policy of the Nueces County Water Control and Improvement District No. 4, that every owner, user, or developer of one or more tracts or parcels of land lying within the boundaries of the District who proposes to serve said tract or parcel of land with a supply of fresh potable water provided by the District must comply with the following requirements before the District will actually begin to deliver water to said tract or parcel of land, to-wit:

1. An Application for Service in the form approved by the Board of Directors shall be submitted to the Manager of the District. If the application involves new construction, it shall be accompanied by a copy of the Building Permit issued therefor by the City of Port Asansas, Texas.

2. Upon receipt of the Application for Service, the Manager shall determine if it is an application for "initial water service" which term is defined as water service to one or more tracts or parcels of land lying within the boundaries of the District which: (a) have not previously been served with water by the District, or (b) although previously served with water by the District, an enlargement in the size of the measuring device (meter) will be required because a new or different use of land is being proposed and/or a greater quantity of water will be required under said Application for Service than was supplied to the land previously. If it is determined that the Application does not request initial water service, neither the payment of a measuring device installation fee nor a user fee shall be required.

3. The Manager of the District, using generally accepted industry standards, shall determine the size of the meter which shall be used for the requested service, and shall require that such meter be installed. The determination by the Manager shall be considered final.

4. After the determination by the Manager as to the size of the meter that shall be required for the requested service, assuming that there had been no previous water service or the required meter is of larger size than that previously used, the owner, user, or developer of a tract or parcel of land lying within the District who requests said service shall pay the District a meter installation fee in the amount approved by its Board of Directors. Said fee shall be based on the District's actual gross cost of materials and labor (including overhead and administration) required to install said meter. In the event the Manager determines that the required service will require the installation of a 2" meter or larger, the owner, user or developer may, with the consent of the Manager, utilize a contractor other than the District for the installation, and no meter installation fee shall be required to be submitted to the District.

5. On each Application for Service where it has been determined that such requests "initial water service" as that term is herein defined, a user fee will be required to be paid by the Applicant in addition to any and all other fees required. The user fee shall be based upon the size of the measuring device to be installed. The schedule of such fees as approved by the District's Board of Directors is attached hereto as Exhibit "A". Such user fees collected by the District pursuant to this paragraph shall be placed in the capital improvement account of the District and shall be used by the District to meet its demands for water service that will be placed on the District in the future as a result of new and additional requests for water service.

6. All meters installed pursuant to this policy shall be installed in accordance with plans and specifications approved by the District and the installation shall be subjected to inspection by representatives of the District.

7. All fees set forth herein shall be subject to change by the Board of Directors of the District at a meeting of the Board of Directors called for that purpose.

Passed and approved this the 25th day of May, 1982.

Nueces County Water Control and
Improvement District No. 4

By: James H. Atwill
James. H. Atwill, President

ATTEST:

Terry Burton
Terry Burton Secretary

CUSTOMER: _____

PLUMBER: _____

BUILDING ADDRESS: _____

SUBDIVISION: _____

PHONE: _____

PHONE: _____

BLOCK(S) _____

LOT(S) _____

TYPE OF OCCUPANCY: _____

FIXTURE	FIXTURE VALUE @ 35 PSIG		NO. OF FIXTURES		FIXTURE VALUE
Bathtub	8	X		=	
Bedpan washers	10	X		=	
Drinking fountain(public)	2	X		=	
Kitchen sink; 1/2-in. connection	3	X		=	
3/4-in. connection	7	X		=	
Lavatory: 3/8-in. connection	2	X		=	
1/2-in. connection	4	X		=	
Laundry tray; 1/2-in. connection	3	X		=	
3/4-in. connection	7	X		=	
Shower head(shower only)	4	X		=	
Service sink: 1/2-in. connection	3	X		=	
3/4-in. connection	7	X		=	
Urinal: Pedastal flush valve	35	X		=	
Wall or stall	12	X		=	
Trough(2-ft unit)	2	X		=	
Wash sink (each set of faucets)	4	X		=	
Water closet: Flush valve	35	X		=	
Tank type	3	X		=	
Dishwasher: 1/2-in. connection	4	X		=	
3/4-in. connection	10	X		=	
Washing machine: 1/2-in. connection ...	5	X		=	
3/4-in. connection ...	12	X		=	
1-in. connection	25	X		=	
Hose connections (wash down): 1/2-in. .	6	X		=	
3/4-in. .	10	X		=	

COMBINED FIXTURE VALUE TOTAL

DOMESTIC DEMAND (From table 1 or 2). _____ gpm

METER SIZE _____ in.

For irrigation demand see AWWA NO. M22 "SIZING LINES & METERS"

WATER FLOW DEMAND PER FIXTURE VALUE AND METER SIZE

Fixture Value	Demand in U.S. gpm for Apartments, Motels Condominiums, Tr. Parks	Meter Size	Demand in U.S. gpm Hotels, Shopping Centers, Restaurants, Hospitals, Pub. Schools & Pub. Buildings	Meter Size
500	45	1½"	88	2"
1000	60		120	3"
1500	68		138	
2000	70		147	
2500	75		153	
3000	77		157	
3500	80	2"	160	3"
4000	83		163	
4500	85		166	
5000	90		168	
5500	95		170	
6000	98		174	
6500	100		177	
7000	102		181	
7500	105		185	
8000	108		188	
8500	110		190	
9000	115		193	
9500	118	3"	196	3"
10000	120		200	
10500	123		203	
11000	125		207	
11500	129		210	
12000	132		213	
12500	135		216	
13000	138		220	

Fixture Value	Demand in U.S. gpm for Apartments, Motels Condominiums, Tr. Parks	Meter Size	Demand in U.S. gpm Hotels, Shopping Centers, Restaurants, Hospitals, Pub. Schools & Pub.-Buildings	Meter Size
50	21	3/4"	44	1 1/2"
100	24		50	
150	27	1"	56	
200	30		61	
250	33		67	
300	36		72	
350	39		77	
400	42	1 1/2"	82	2"
450	44		86	
500	47		90	
550	50		94	
600	51		98	
650	53		101	
700	55		105	
750	57		108	
800	58		111	
850	59		114	
900	60		117	
950	61		120	
1000	62		122	
1050	63		124	
1100	64		127	
1150	65		129	3"
1200	66		131	
1250	67		133	
1300	68		135	

MAXIMUM PIPE RUN FOR METER SIZE AND CAPACITY

5/8" x 3/4" METER
12 G.P.M.

3/4"	COPPER UP TO	25 FT.
1"	" "	83 FT.
1 1/4"	" "	252 FT.
1 1/2"	" "	555 FT.
2"	" "	2,400 FT.

3/4" METER
25 G.P.M.

1"	COPPER UP TO	32 FT.
1 1/4"	" "	115 FT.
1 1/2"	" "	280 FT.
2"	" "	1,200 FT.

1" METER
35 G.P.M.

1"	COPPER UP TO	15 FT.
1 1/4"	" "	46 FT.
1 1/2"	" "	107 FT.
2"	" "	396 FT.

1 1/2" METER
75 G.P.M.

1 1/2"	COPPER UP TO	29 FT.
2"	" "	114 FT.

2" METER
120 G.P.M.

2"	COPPER UP TO	48 FT.
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MINUTES OF
REGULAR MEETING

MAY 3, 1982

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

ON THE 3RD DAY OF MAY, 1982, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPORVEMENT DISTRICT
NO. 4, CONVENED IN A REGULAR MEETING AT 10:00 A.M. AT THE
DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS,
THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
DIRECTOR	AL MORA

ABSENT:

VICE PRESIDENT	JAY SANDERS
SECRETARY PRO-TEM	GEORGE S. HAWN

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T	NONA E. SHERRILL
SECRETARY	BETTY HARGROVE
ENGINEER	EUGENE C. URBAN, SR.
ATTORNEY	C.E. PRICHARD, JR.
ADVISOR	MARVIN TOWNSEND

VISITORS:

DEVELOPER	SONNY CASTOR
ENGINEER	OGLETREE & GUNN REP. FOR MR. CASTOR

THE MEETING WAS CALLED TO ORDER AT 10:00 A.M.

MINUTES:

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY
AL MORA TO WAIVE THE READING OF THE MINUTES (COPY OF
THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING)
FOR APRIL 8, 1982) AND APPROVE THE SAME. THE MOTION
CARRIED UNANIMOUSLY.

MICHAEL
MURRAY
REQUEST FOR
WATER/SEWER:

THE BOARD DISCUSSED WATER AND SEWER REQUEST FROM
MICHAEL MURRAY. THE BOARD REQUESTED THE STAFF TO STUDY
FURTHER THE SERVICE TO THIS AREA BECAUSE OF LEGAL AND
ENGINEERING PROBLEMS THAT NEED TO BE SOLVED.

MAINTENANCE
TAX:

THE BOARD DISCUSSED COLLECTION OF MAINTENANCE TAX.

THE BOARD REQUESTED THE STAFF TO SEND A COPY OF THE DISTRICT'S ATTORNEY, C. EDWIN PRICHARD'S, LETTER ON MAINTENANCE TAX TO EACH DIRECTOR. THE BOARD WILL REVIEW AT THE NEXT MEETING.

WATER METER
TAP RESOLU-
TION:

THE BOARD DISCUSSED THE WATER METER TAP RESOLUTION-USER'S FEE. THE BOARD DIRECTED THE STAFF TO REVIEW AND UPDATE THIS RESOLUTION AND PRESENT OUTCOME AT NEXT MEETING.

CASTOR'S
REQUEST FOR
TEMPORARY
SEPTIC
SYSTEM:

PRESIDENT ATWILL INDICATED TO THE BOARD THAT HE HAS A POSSIBLE CONFLICT OF INTEREST IN ANSWERING REQUEST FROM THE MUSTANG BEACH DEVELOPMENT IN AS MUCH AS HE HOLDS THREE CONTRACTS TO BUY LOTS IN SAID DEVELOPMENT AND THEREFORE, ABSTAINS AND REMOVES HIMSELF FROM ANY DISCUSSION AND TURNS THE GAVEL OVER TO VICE PRESIDENT, JAY SANDERS TO CHAIR DISCUSSION ON THIS MATTER.

MR. CASTOR MADE A PRESENTATION REQUESTING A "TEMPORARY" SEPTIC TANK SYSTEM. THE BOARD DIRECTED THE STAFF TO STUDY AND MAKE A RECOMMENDATION ON THIS REQUEST. THE BOARD FELT THAT A VARIANCE TO MR. CASTOR'S PROPERTY MIGHT REQUIRE A CONTRACTUAL AGREEMENT.

AFTER CONCLUSION OF THE ITEM, VICE PRESIDENT SANDERS YIELDED THE CHAIR BACK TO PRESIDENT ATWILL.

LEASING OF
STATE LAND:

THE BOARD DISCUSSED THE LEASING OF STATE LAND. A MOTION WAS MADE BY TERRY BURTON TO PASS A RESOLUTION TO AUTHORIZE THE PRESIDENT, MR. ATWILL, TO PROCEED WITH THE REQUEST FOR STATE LAND AND ALSO EXPRESS A CONCERN AND DESIRE THAT THE WATER DISTRICT WORK WITH THE PORT ARANSAS INDEPENDENT SCHOOL DISTRICT AND THE CITY OF PORT ARANSAS JOINTLY TO OBTAIN SAID LANDS OF QUESTION. AL MORA SECONDED THE MOTION. THE MOTION CARRIED. (THE RESOLUTION IS ATTACHED AND BECOMES A PART OF THESE MINUTES)

EASEMENTS
OLD & NEW:

THE STAFF REPORTED ON THE EASEMENTS REQUIRED TO COVER AREAS WHERE WATER AND/OR SEWER LINES HAVE BEEN CONSTRUCTED. THE BOARD DIRECTED THE STAFF TO PROCEED ON INDIVIDUAL EASEMENTS THAT THE STAFF KNOWS FOR SURE THE EASEMENT

GRANTOR IS AGREEABLE TO GIVE EASEMENT AT NO COST TO THE DISTRICT. OWNERS THAT REQUEST COMPENSATION FOR EASEMENT FROM THE DISTRICT WILL BE DEALT WITH INDIVIDUALLY.

RENEW WATER/ AFTER MARVIN TOWNSEND, SPECIAL CONSULTANT FOR THE DISTRICT,
SEWER APPLI-
CATION: _____ REPORTED ON THE DISTRICT POLICIES AND APPLICATIONS, THE
BOARD DIRECTED THE STAFF TO COOPERATE WITH MR. TOWNSEND
TO STUDY AND UPDATE A NEW WATER/SEWER APPLICATION.

COLLECTION MR. TOWNSEND REVIEWED THE REQUEST FOR HIRING AN ATTORNEY
DELINQUENT
TAXES: _____ TO COLLECT DELINQUENT TAXES FOR THE PORT ARANSAS AD VALOREM
TAX OFFICE. THE BOARD ASK MR. TOWNSEND TO REPORT HIS
FINDINGS AT THE NEXT MEETING.

FINANCIAL A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY AL
REPORT: _____ MORA TO APPROVE:

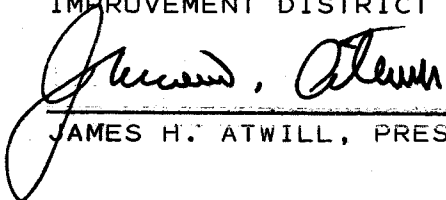
MARCH ACCOUNTS PAYABLE	\$25,733.77
MARCH EXPENDITURES	53,312.80

THE MOTION CARRIED. (COPY OF THE ACCOUNTS PAYABLE AND EXPENDITURES ON FILE IN THE DISTRICT OFFICE)

MANAGER'S REPORT: _____ REPORT PRESENTED BY MANAGER, DON ROY FARLEY.
(COPY OF THE REPORT ON FILE IN THE DISTRICT OFFICE)


A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



JAMES H. ATWILL, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

RESOLUTION AND ORDER AUTHORIZING PRESIDENT JAMES H. ATWILL
TO PROCEED WITH THE REQUEST FOR STATE LAND

THE STATE OF TEXAS

COUNTY OF NUECES

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4

ON THIS, THE 3RD DAY OF MAY, 1982, THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4 OF NUECES COUNTY, TEXAS, CONVENED IN A REGULAR SESSION AT THE REGULAR MEETING PLACE OF SAID BOARD IN SAID DISTRICT, THE MEETING BEING OPEN TO THE PUBLIC AND NOTICE OF SAID MEETING HAVING BEEN GIVEN AS PRESCRIBED BY ARTICLE 6252-17, SECTION 3A, V.A.T.C.S., WITH THE FOLLOWING MEMBERS BEING PRESENT AND IN ATTENDANCE, TO WIT:

JAMES H. ATWILL

PRESIDENT

TERRY BURTON

SECRETARY

A.A. MORA

DIRECTOR

AND WITH THE FOLLOWING ABSENT: GEORGE S. HAWN AND JAY SANDERS; CONSTITUTING A QUORUM; AND AMONG OTHER BUSINESS CONSIDERED AT SAID MEETING, A RESOLUTION AND ORDER WAS SUBMITTED TO THE BOARD OF DIRECTORS FOR PASSAGE AND ADOPTION, SUCH RESOLUTION AND ORDER BEING AS FOLLOWS:

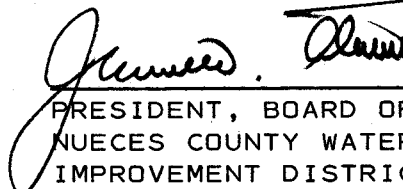
WHEREAS, PRESIDENT JAMES H. ATWILL BE AUTHORIZED TO PROCEED WITH THE REQUEST FOR STATE LAND AND ALSO EXPRESS A CONCERN AND DESIRE THAT THE WATER DISTRICT WORK WITH THE PORT ARANSAS INDEPENDENT SCHOOL DISTRICT AND THE CITY OF PORT ARANSAS JOINTLY TO OBTAIN SAID LANDS OF QUESTION.

* * * * *

THE ABOVE RESOLUTION HAVING BEEN READ IN FULL, IT WAS MOVED BY TERRY BURTON AND SECONDED BY A.A. MORA THAT THE SAME BE PASSED AND ADOPTED. THEREUPON, THE QUESTION BEING CALLED FOR, THE FOLLOWING MEMBERS OF THE BOARD VOTED "AYE": DIRECTORS ATWILL, BURTON, AND MORA; AND NONE VOTED "NO".

THE PRESIDING OFFICER THEN ANNOUNCED THAT THE RESOLUTION HAD BEEN FINALLY PASSED AND ADOPTED.

PASSED AND APPROVED, THIS THE 3RD DAY OF MAY, 1982.



PRESIDENT, BOARD OF DIRECTORS
NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

ATTEST:



SECRETARY, BOARD OF DIRECTORS
NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

(DISTRICT SEAL)

MINUTES OF
SPECIAL MEETING
APRIL 8, 1982

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

ON THE 8TH DAY OF APRIL, 1982, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A SPECIAL MEETING AT 7:00 P.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	JAMES H. ATWILL
VICE PRESIDENT	JAY SANDERS
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	GEORGE S. HAWN
DIRECTOR	AL MORA

STAFF:

ASS'T. ADMIN.	NONA E. SHERRILL
SECRETARY	BETTY HARGROVE

VISITORS:

RESIDENT	FLOYD MCCLANNAHAN
RESIDENT	MICHAEL MURRAY

MEETING CALLED TO ORDER.

CANVAS VOTES:

PRESIDENT, JAMES H. ATWILL, WAS PRESENTED WITH THE 1982 ELECTION RESULTS. A MOTION WAS DULY MADE AND SECONDED TO ACCEPT THE ORDER DECLARING RESULTS OF DIRECTORS ELECTION. THE MOTION CARRIED. (THE ORDER IS ATTACHED AND BECOMES A PERMANENT PART OF THE MINUTES).

OATH OF OFFICE:

THE OATH OF OFFICE WAS ADMINISTERED TO NEWLY ELECTED DIRECTORS, JAMES H. ATWILL, TERRY BURTON AND AL MORA BY BETTY F. HARGROVE, NOTARY PUBLIC, STATE OF TEXAS.

REORGANIZATION OF BOARD:

A MOTION WAS MADE BY GEORGE S. HAWN TO NOMINATE THE PAST SLATE OF OFFICERS, SECONDED BY AL MORA. NO FURTHER DISCUSSION OR NOMINATIONS. A MOTION WAS MADE BY AL MORA TO CLOSE NOMINATIONS. THE MOTION CARRIED UNANIMOUSLY. IT HAS BEEN MOVED THAT THE NOMINATIONS OF OFFICERS FROM THE PRESENT SLATE OF OFFICERS BE ELECTED BY ACCLAMATION. THE MOTION CARRIED UNANIMOUSLY. (JAMES H. ATWILL, PRESIDENT; JAY SANDERS, VICE PRESIDENT; TERRY BURTON, SECRETARY; GEORGE S. HAWN, SECRETARY PRO-TEM; AL MORA, DIRECTOR).

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY AL MORA TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) FOR MARCH 2ND AND MARCH 17TH, 1982 AND APPROVE THE SAME. THE MOTION CARRIED UNANIMOUSLY.

FINANCIAL STATEMENT:

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY JAY SANDERS TO APPROVE:

FEBRUARY ACCOUNTS PAYABLE	\$18,806.90
FEBRUARY EXPENDITURES	\$71,881.60

THE MOTION CARRIED. (COPY OF ACCOUNTS PAYABLE AND EXPENDITURES ON FILE IN THE DISTRICT OFFICE).

REQUEST - MIKE MURRAY:

MR. MURRAY APPROACHED THE BOARD ABOUT THE AVAILABILITY OF WATER AND SEWER SERVICE TO A HOUSE HE PURCHASED FROM CARL BADALICH. AFTER DISCUSSION, BOARD ADVISED MR. MURRAY HE SHOULD MAKE A FORMAL REQUEST FOR SERVICE AND THAT HE WOULD BE RECEIVING A LETTER FROM THE STAFF OUTLINING THE NECESSARY REQUIREMENTS FOR SERVICE.

REQUEST - F. MCCLANNAHAN:

MR. MCCLANNAHAN MADE A PRESENTATION TO THE BOARD. AFTER DISCUSSION, BOARD REQUESTED FURTHER STUDY AND REVIEW BY THE STAFF. MR. MCCLANNAHAN WILL BE ADVISED OF THE INFORMATION AND THE DATE OF THE NEXT BOARD MEETING.

RENEWAL OF BLUE CROSS/ BLUE SHIELD CONTRACT:

AFTER DISCUSSION, BOARD REQUESTED FURTHER STUDY AND REVIEW BY THE STAFF. INFORMATION TO BE PRESENTED AT THE NEXT BOARD MEETING.

CHANGE IN USE OF ORIGINAL SERVICE INSTALLATION:

AFTER DISCUSSION, BOARD REQUESTED FURTHER STUDY AND REVIEW BY THE STAFF WITH RECOMMENDATIONS TO BE PRESENTED TO BOARD.

MANAGER'S REPORT:

GENERAL DISCUSSION BY BOARD CONCERNING THE QUALIFICATIONS NECESSARY FOR THE POSITION OF GENERAL MANAGER TO THE DISTRICT.

SPECIAL MEETING RECESSED.

EXECUTIVE SESSION OPENED FOR THE PURPOSE OF CONSIDERING ELEVATION OF MANAGER.

CLOSED EXECUTIVE SESSION.

RECONVENED SPECIAL MEETING FOR THE PURPOSE OF TAKING THE FOLLOWING ACTION:

A MOTION WAS MADE BY GEORGE S. HAWN AND SECONDED BY JAY SANDERS THAT THE DISTRICT HIRE MARVIN TOWNSEND AS A CONSULTANT FOR AS MUCH TIME AS HE DEEMS NECESSARY FOR DISTRICT BUSINESS, IN PARTICULAR, REVIEW, INVENTORY AND CATEGORIZATION OF ALL DISTRICT POLICIES INCLUDING PERSONNEL POLICIES, DISTRICT POLICIES IN CONNECTION WITH APPLICATIONS, AND IN GENERAL ALL POLICIES DEALING WITH APPLICANTS REQUESTING WATER AND SEWER THROUGH THE DISTRICT.

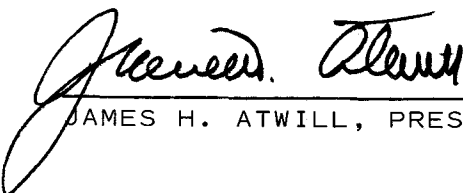
ALSO, ASSISTING THE BOARD OF DIRECTORS IN THE DEFINITION OF THE JOB DESCRIPTION. INTERVIEWING AND EVALUATING PROSPECTIVE CANDIDATES FOR GENERAL MANAGER OF THE DISTRICT AND ANY OTHER TYPE OF BUSINESS THAT THE DIRECTORS REQUEST FROM TIME TO TIME.

AND, IF IT IS NECESSARY, FOR MR. TOWNSEND TO HAVE ADDITIONAL TEMPORARY PERSONNEL TO HELP HIM. THE MOTION CARRIED UNANIMOUSLY.


TERRY BURTON MOVED THAT THE 6 DAYS OF SICK LEAVE REMAINING AND THE 14 DAYS OF VACATION FOR DON ROY FARLEY BE UNEFFECTED AND THAT HE BE SHOWN AS WORKING EIGHT HOURS A DAY THROUGH HIS NORMAL WORK SCHEDULE UNTIL FURTHER NOTICE. SECONDED BY JAY SANDERS. THE MOTION CARRIED UNANIMOUSLY.

A MOTION WAS DULY MADE TO ADJOURN.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


JAMES H. ATWILL, PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

Order Declaring Result of Directors Election

THE STATE OF TEXAS

COUNTY of NUECES

On this the 8TH day of APRIL 1982, the Board of Directors of NUECES

County Water Control and Improvement District No. 4 convened in SPECIAL session open to the public, with the following members present, to-wit:

JAMES H. ATWILL, President
JAY SANDERS, Vice-President
A.A. MORA
GEORGE S. HAWN
TERRY BURTON, Secretary,

and the following absent: 0, constituting a quorum, and among other proceedings had by said Board of Directors was the following:

There came on to be considered the returns of an election held on the 3RD day of APRIL, 19 82 for the purpose of electing THREE Directors to the Board of Directors of said District, and it appearing that said returns were duly and legally made and that there were cast at said election 569 valid and legal votes; that each of the candidates in said election received the following votes:

NAMES OF CANDIDATES	TOTAL NUMBER OF VOTES RECEIVED
A.A. MORA	384
JAMES H. ATWILL	416
PETER HELFERICH	133
TERRY BURTON	330
ED MANNING	278

IT IS, THEREFORE, FOUND, DECLARED AND SO ORDERED by the Board of Directors of said District that A.A. MORA, JAMES H. ATWILL AND TERRY BURTON

received the highest number of votes at said election and are hereby declared duly elected members of the Board of Directors of said District, subject to taking their oaths and qualifying as provided under the laws of the State of Texas.

It is further found and determined that notice of the date, place and subject of this meeting was posted in accordance with the terms and provisions of Art. 6252-17 at least 72 hours preceding the scheduled time of this meeting and that the terms and provisions of said Article 6252-17 have been complied with and copies of said postings and return shall be attached to this order and become a part thereof.

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 voted AYE: JAMES H. ATWILL, JAY SANDERS, GEORGE S. HAWN, AL MORA, TERRY BURTON, 0, and the following voted NO:

PASSED, APPROVED AND ADOPTED this the 8TH day of APRIL, 19 82.

James H. Atwill
President, Board of Directors of
NUECES County Water Control

ATTEST:
Terry Burton
Secretary

and Improvement District No. 4

EXPENSE ACCOUNT FOR HOLDING

Directors ELECTION, April 3rd, 1982
 ELECTION PRECINCT NO. 19, Nueces COUNTY, TEXAS
 TO THE HONORABLE _____:

NAMES AND ADDRESSES OF PRESIDING JUDGE, AND CLERKS HOLDING THE ABOVE MENTIONED ELECTION:

NAME OF ELECTION OFFICIAL	ADDRESS OF ELECTION OFFICIAL	HOURS WORKED	AMOUNT
Marie Stiving	Box 83 City 78373	15 1/2	
Maisie Stinson	Box 255 City 78373	15 1/2	
Ester Arzoh	Box 184 City 78373	15 1/2	
Marie Nolan	Box 91 Port A-78373	15 1/2	
	335 x 15.5 = 51.93		
	extra judge 5.00		
	<u>56.93</u>		

Name and address of person who delivered returns and election supplies not used:

E. Arzoh

OTHER EXPENSES NECESSARILY INCURRED IN HOLDING SAID ELECTION

Item of expense and to whom payable and address of said party:

I hereby certify that the above is a true and correct statement of the names, addresses, and hours served of all of the election officials conducting the above named election, and the other expenses incurred in said election, and that all of said expenses were necessary to conduct said election.

Ester Arzoh
 Presiding Judge.

Art. 3.08 of the Texas Election Code authorizes the authority responsible for the expenses of the election to determine the rate of pay for each judge or clerk with a maximum of \$4.00 per hour for each judge or clerk. No judge or clerk shall be paid for more than one hour of work before the polls open. When voting machines are used no judge or clerk shall be paid for any period of time subsequent to two hours after the official time for closing the polls or subsequent to two hours after voting is concluded by all voters offering themselves for voting during regular voting hours, whichever is the latter. The judge who delivers the returns of election may be paid an amount not to exceed \$25.00 for that service provided he also makes returns of ballots, ballot boxes and election supplies not used when he makes returns of the election.

RETURN THIS COPY:

IN GENERAL ELECTION — to County Clerk — Envelope No. 2

IN CITY ELECTION — to City Secretary — Envelope No. 2

IN SCHOOL ELECTION — to President of the Board — Envelope No. 2

IN OTHER POLITICAL SUBDIVISIONS — to Presiding Officer — Envelope No. 2

MINUTES OF
EMERGENCY MEETING
MARCH 17, 1982

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

ON THE 17TH DAY OF MARCH, 1982, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A EMERGENCY MEETING AT 7:00 P.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	JAMES H. ATWILL
VICE PRESIDENT	JAY SANDERS
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	GEORGE S. HAWN
DIRECTOR	AL MORA

VISITORS:

APPLICANT	THOMAS L. BROWN
SOUTH JETTY	JAMES EDMONSON

CONVENED EMERGENCY MEETING AT 7:00 P.M.

EMERGENCY MEETING RECESSED.

EXECUTIVE SESSION OPENED FOR THE PURPOSE OF CONSIDERING THE EMPLOYMENT OF A DISTRICT MANAGER.

CLOSED EXECUTIVE SESSION.

RECONVENED EMERGENCY MEETING.

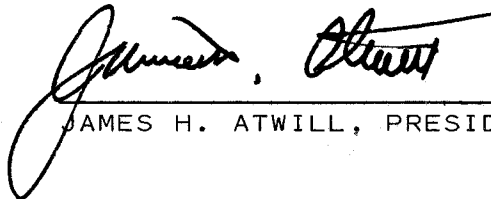
INTERVIEW OF
APPLICANT AS
DISTRICT
MANAGER:

THE CHAIR ENTERTAINED A MOTION CONCERNING THE EMPLOYMENT OF A DISTRICT MANAGER. A MOTION WAS MADE BY GEORGE S. HAWN TO HIRE THOMAS L. BROWN. PURPOSE INITIALLY A SALARY OF \$37,000.00 PER YEAR WITH A REVIEW OF THE PERFORMANCE OF THE MANAGER WITHIN SIX MONTHS FOR THE PURPOSE OF DECIDING TO INCREASE HIS SALARY BY \$2,000.00 AND TO EITHER OFFER A \$4,800.00 ANNUAL CAR ALLOWANCE OR THE DISTRICT BUY AN AUTOMOBILE FOR THE MANAGER WHICH WOULD INCLUDE INSURANCE, MAINTENANCE AND A GASOLINE CREDIT CARD FOR ALL BUT PERSONAL USE. AND, INCLUDE THE MANAGER IN ON THE DISTRICT'S RETIREMENT AND MAJOR MEDICAL PROGRAM. THE MOTION WAS SECONDED BY JAY SANDERS. THE MOTION CARRIED. UNANIMOUSLY.

THE OFFER HAS BEEN MADE TO THOMAS L. BROWN ON THE BASIS OF THE PROPOSAL VOTED ON BY THE BOARD, AND MR. BROWN WILL BE BACK WITH THE DISTRICT TO INDICATE HIS ANSWER.

A MOTION WAS MADE BY AL MORA AND SECONDED BY JAY SANDERS TO ADJOURN.

NUECES COUNTY WATER CONTROL
& IMPROVEMENT DISTRICT NO. 4



JAMES H. ATWILL, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

MINUTES OF
EMERGENCY SPECIAL
MEETING
MARCH 2, 1982

STATE OF TEXAS |
COUNTY OF NUECES |

ON THE 2ND DAY OF MARCH, 1982, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A EMERGENCY SPECIAL MEETING AT 7:00 P.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	JAMES H. ATWILL
VICE PRESIDENT	JAY SANDERS
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	GEORGE S. HAWN
DIRECTOR	AL MORA

STAFF:

MANAGER	DON ROY FARLEY
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VISITORS:

SOUTH JETTY	RAYMOND CUSHING
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PRESIDENT JAMES H. ATWILL CALLED THE EMERGENCY SPECIAL MEETING TO ORDER AT 7:00 P.M.

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY AL MORA TO WAIVE THE READING OF THE MINUTES (A COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) FOR FEBRUARY 23, 1982 AND APPROVE THE SAME. THE MOTION CARRIED UNANIMOUSLY.

EXECUTIVE
SESSION:

PRESIDENT JAMES H. ATWILL ASKED THE DIRECTORS IF THEY HAD ANY OBJECTION TO KEEPING THE MEETING OPEN, INSTEAD OF CLOSED, AND DISCUSS FREELY THE ITEMS NECESSARY. WITH UNANIMOUS AGREEMENT, PRESIDENT ATWILL ANNOUNCED BOARD WOULD DISPENSE WITH THE CLOSED EXECUTIVE SESSION AND KEEP IT AN OPEN MEETING.

ITEM: TO DISCUSS JOB CLASSIFICATION OF MANAGEMENT PERSONNEL.

PRESIDENT ATWILL GAVE DESCRIPTION OF PREVIOUS DISCUSSIONS LEADING UP TO THIS AREA OF STUDY FOR THE FULL BOARD; AND ASKED MANAGER TO GIVE HIS ESTIMATION OF FUTURE MANAGEMENT AND PERSONNEL.

EXECUTIVE
SESSION:

MANAGER GAVE HIS VIEWS AS TO THE FUTURE NEEDS OF THE DISTRICT IN THE MANAGEMENT AREA - NAMELY THAT THE DISTRICT WOULD SOON REQUIRE PERSONNEL IN THE TOP POSITION TO BE TRAINED IN THE SPECIFIC FUNCTION OF MANAGEMENT, A PERSON THAT DEDICATED HIS OR HER EFFORTS IN EDUCATION, TRAINING AND PERSONNEL ENDEAVOR TO THE MANAGEMENT PROCESS; AND TO HIRE THIS TYPE OF PERSON TO APPLY THEIR EFFORTS TO THE NEEDS OF THE DISTRICT IN THE NEAR FUTURE.

GENERALLY, THIS WOULD PLACE MY POSITION AS AN ASSISTANT MANAGER OR WHATEVER TERMINOLOGY OF POSITION THE BOARD FEELS BEST.

BOARD DISCUSSED THE GENERAL MANAGEMENT AREA. AFTER DISCUSSION, THE BOARD AGREED THE TITLE OF DON ROY FARLEY WOULD BE TITLED " ASSISTANT MANAGER" WHEN A NEW " MANAGER" IS HIRED. AFTER FURTHER DISCUSSION, PRESIDENT ATWILL SUMMARIZED THE OPINION OF THE DIRECTORS AS TO THE FOLLOWING AND FOR A MOTION TO;

- 1) ACCEPT THE RECOMMENDATION OF THE MANAGER, DON ROY FARLEY, TO HIRE A NEW PERSON AS MANAGER.
- 2) CREATION OF A NEW POSITION TITLED AS ASSISTANT MANAGER; WHOSE DUTIES WILL NOT BE LIMITED TO, BUT INCLUDE, SUPERVISING CONTROL OF FIELD OPERATIONS AND FIELD PERSONNEL.

TERRY BURTON SECONDED MOTION. THE MOTION CARRIED UNANIMOUSLY.

BOARD AGREED TO FORM AN INTERVIEW COMMITTEE TO INITIATE APPLICATIONS FOR NEW MANAGER'S JOB AS WELL AS DELINEATE, IF NECESSARY, THE DUTY OF THE MANAGER AND MEET WITH PERSONS WHO MAY BEST ASSIST THE COMMITTEE TO SCREEN APPLICANTS IN ORDER TO GAIN A GROUP OF APPLICANTS TO BE PRESENTED TO THE FULL BOARD AS SOON AS POSSIBLE. PRESIDENT ATWILL APPOINTED TERRY BURTON, GEORGE S. HAWN AND JAMES H. ATWILL TO THE INTERVIEW COMMITTEE.

MANAGER'S
REPORT:

REPORT WAS GIVEN ON THE GOVERNMENTAL LAW DEALING WITH THE FUTURE DESIGNATION OF " UNDEVELOPED LAND" AND THE ELIMINATION OF GOVERNMENT SUPPORTED FLOOD INSURANCE. BOARD INSTRUCTED STAFF TO PREPARE A LETTER OF RESPONSE, POINTING OUT APPARENT ERRORS IN THE GOVERNMENTAL STUDY OF MUSTANG ISLAND.

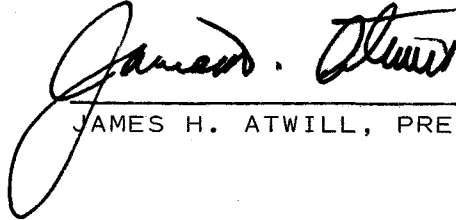
BOARD AUTHORIZED STAFF TO CONTINUE STUDY, ENGINEERING, TO DELIVER LARGE VOLUMES OF WATER TO POSSIBLE USERS ON HARBOR ISLAND.

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A MOTION WAS DULY MADE AND SECONDED FOR NEXT MEETING
TO BE ON APRIL 8, 1982.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4

A handwritten signature in cursive script, appearing to read "James H. Atwill", written over a horizontal line.

JAMES H. ATWILL, PRESIDENT

ATTEST:

A handwritten signature in cursive script, appearing to read "Terry Burton", written over a horizontal line.

TERRY BURTON, SECRETARY

MINUTES OF
SPECIAL MEETING
FEBRUARY 23, 1982

STATE OF TEXAS ↓
COUNTY OF NUECES ↓

ON THE 23RD DAY OF FEBRUARY, 1982, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO.
4, CONVENED IN A SPECIAL MEETING AT 7:00 P.M. AT THE DISTRICT
OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE
BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT JAMES H. ATWILL
SECRETARY TERRY BURTON
SECRETARY PRO-TEM GEORGE S. HAWN

ABSENT:

VICE PRESIDENT JAY SANDERS
DIRECTOR AL MORA

STAFF:

MANAGER DON ROY FARLEY
ASS'T ADMIN. NONA E. SHERRILL
SECRETARY BETTY TOW

VISITORS:

SOUTH JETTY RAYMOND CUSHING

MINUTES:

CONVENED SPECIAL MEETING AT 7:00 P.M. A MOTION WAS MADE BY
TERRY BURTON AND SECONDED BY GEORGE S. HAWN TO WAIVE THE
READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH
DIRECTOR PRIOR TO THE MEETING) FOR FEBRUARY 1ST AND FEBRUARY
8TH AND APPROVE THE SAME. THE MOTION CARRIED UNANIMOUSLY.

FINANCIAL
STATEMENT:

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY GEORGE
S. HAWN TO APPROVE:

JANUARY ACCOUNTS PAYABLE \$ 25,245.00
JANUARY EXPENDITURES \$ 58,046.88

THE MOTION CARRIED UNANIMOUSLY. (COPY OF THE ACCOUNTS
PAYABLE AND EXPENDITURES ON FILE IN THE DISTRICT OFFICE).

LONG RANGE GOALS:

STAFF IS TO CONTINUE STUDY.

ADMINISTRATOR:

TERRY BURTON MADE A MOTION TO ADOPT THE FORMAT FOR
FUTURE ADMINISTRATOR AS CHARACTERISTICS OF THE CLASS:
UNDER GENERAL SUPERVISION, PERFORMS ADMINISTRATIVE AND
TECHNICAL DUTIES TO ASSIST THE HEAD OF A GOVERNMENTAL UNIT;

AND PERFORMS RELATED DUTIES AS REQUIRED.

EXAMPLES OF DUTIES: IMPLEMENTS SUPERVISOR'S INTERPRETATION OF POLICY; RECOMMENDS SOLUTIONS TO ADMINISTRATIVE PROBLEMS; ASSEMBLES MATERIAL AND DRAFTS REPORTS AS REQUIRED IN THE OPERATION OF THE UNIT; MAY ASSIST IN THE FORMULATION AND PREPARATION OF THE ANNUAL OPERATION OF THE UNIT; MAY ASSIST IN THE FORMULATION AND PREPARATION OF THE ANNUAL OPERATING BUDGET; RELIEVES DEPARTMENT AND DIVISION HEADS OF ROUTINE ADMINISTRATIVE DUTIES; ASSUMES OTHER RESPONSIBILITIES DESIGNATED BY THE DEPARTMENT OR DIVISION HEAD.

MINIMUM QUALIFICATIONS:

TRAINING AND EXPERIENCE: BACHELOR'S DEGREE IN A RELATED FIELD AND ONE YEAR OF RELATED EXPERIENCE; OR ANY EQUIVALENT COMBINATION OF TRAINING AND EXPERIENCE.

KNOWLEDGE, SKILLS, ABILITIES: ABILITY TO EXPRESS IDEAS CLEARLY; ABILITY TO WRITE CLEAR AND CONCISE REPORTS; ABILITY TO USE INITIATIVE AND GOOD JUDGEMENT; ABILITY TO DEAL EFFECTIVELY AND COURTEOUSLY WITH THE PUBLIC.

GEORGE S. HAWN SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

LARGE WATER
USERS:

NO ACTION AT THIS TIME.

FEDERAL REGIST-
ERY:

THE BOARD DISCUSSED ITEM. ASKED THE MANAGER TO SEND COPIES TO EACH BOARD MEMBER.

MANAGER'S
REPORT:

COPY ON FILE IN THE DISTRICT OFFICE.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

PRESIDENT OPENED EXECUTIVE SESSION.

PRESIDENT CLOSED EXECUTIVE SESSION.

PRESIDENT RECONVENED SPECIAL MEETING.

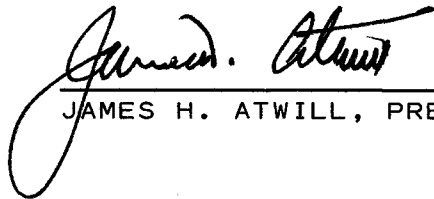
ACTION OF EXECUTIVE SESSION WAS TO SET MEETING OF MARCH 2ND, 1982, AT 7:00 P.M. TO HOLD DISCUSSION AND NECESSARY ACTION AT MANAGER'S DON ROY FARLEY'S REQUEST, ON THE RESTRUCTURING OF THE

PAGE #3 2-23-82

OF THE MANAGEMENT PERSONNEL SYSTEM FOR THE FUTURE OF
DISTRICT OPERATIONS.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



JAMES H. ATWILL, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

MINUTES OF
SPECIAL MEETING
FEBRUARY 8, 1982

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

ON THE 8TH DAY OF FEBRUARY, 1982, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO.
4, CONVENED IN A SPECTIAL MEETING AT 9:00 A.M. AT THE
DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS,
THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	JAMES H. ATWILL
VICE PRESIDENT	JAY SANDERS
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	GEORGE S. HAWN
DIRECTOR	AL MORA

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW

VISITORS:

SOUTH JETTY	JAMES EDMONSON
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CONVENED SPECIAL MEETING AT 9:00 A.M. TERRY BURTON
MADE A MOTION TO CLOSE SPECIAL MEETING AND TO OPEN THE
EXECUTIVE SESSION. JAY SANDERS SECONDED. VOTE WAS
UNANIMOUS.

EXECUTIVE
SESSION:

EXECUTIVE SESSION HELD.

EXECUTIVE SESSION CLOSED. JAY SANDERS MADE THE MOTION
AND GEORGE S. HAWN SECONDED. MOTION CARRIED UNANIMOUSLY.
RECONVENED SPECIAL MEETING.

RESIGNATION
CHARLIE J.
BROWN:

THE RESIGNATION OF CHARLIE J. BROWN READ BEFORE THE
BOARD. THE RESIGNATION WAS ACCEPTED WITH REGRET. JAY SANDERS
MADE A MOTION AND TERRY BURTON SECONDED. THE MOTION CARRIED
UNANIMOUSLY. (LETTER OF RESIGNATION ON FILE IN THE DISTRICT
OFFICE).

APPOINT NEW
DIRECTOR:

GEORGE S. HAWN MADE A MOTION TO NOMINATE AL MORA FOR
NEW BOARD MEMBER. JAY SANDERS SECONDED. NO FURTHER
DISCUSSION. VOTE FOR AL MORA WAS UNANIMOUS.

OATH OF
OFFICE:

OATH OF OFFICE WAS ADMINISTERED BY JAMES H. ATWILL,
JUSTICE OF THE PEACE, PRECINCT #7, TO NEW DIRECTOR, AL
MORA.

REORGANI-
ZATION OF
BOARD:

JAMES H. ATWILL WAS NOMINATED BY TERRY BURTON FOR
PRESIDENT OF BOARD. GEORGE S. HAWN SECONDED. NO FURTHER
NOMINATIONS. CARRIED UNANIMOUSLY.

JAY SANDERS WAS NOMINATED FOR VICE PRESIDENT BY AL MORA.
GEORGE S. HAWN SECONDED. NO FURTHER NOMINATIONS. CARRIED
UNANIMOUSLY.

TERRY BURTON WAS NOMINATED FOR SECRETARY BY GEORGE S.
HAHN. SECONDED BY JAY SANDERS. NO FURTHER NOMINATIONS.
CARRIED UNANIMOUSLY.

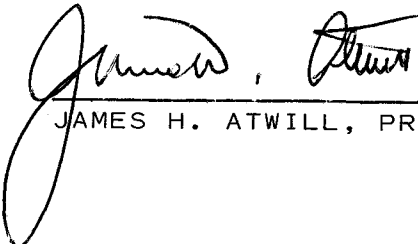
GEORGE S. HAWN WAS NOMINATED BY JAY SANDERS FOR SECRETARY
PRO-TEM. TERRY BURTON SECONDED. NO FURTHER NOMINATIONS.
CARRIED UNANIMOUSLY.

MANAGER'S
REPORT:

A SHORT INFORMATION TYPE REPORT OF EVENTS PRESENTED.
(COPY OF REPORT ON FILE IN THE DISTRICT OFFICE).

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4.



JAMES H. ATWILL, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

MINUTES OF
WORKSHOP SESSION/
SPECIAL MEETING
FEBRUARY 1, 1982

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

ON THE 1ST DAY OF FEBRUARY, 1982, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A WORKSHOP SESSION AT 9:00 A.M. WITH A REGULAR MEETING FOLLOWING AT 10:00 A.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	GEORGE S. HAWN

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	C. EDWIN PRICHARD, JR.
ATTORNEY	CHARLES W. ZAHN, JR.
ENGINEER	EUGENE C. URBAN, P.E.

VISITORS:

CLINE'S LANDING	BUDDY BECK
DUAINE & ASSOCIATES	CARL DUAINE
ATTORNEY	WILLIAM J. NUTTO
SOUTH JETTY	RAYMOND CUSHING

THE WORKSHOP SESSION WAS CALLED TO ORDER AT 9:00 A.M. THE DIRECTORS DISCUSSED ITEMS ON THE PUBLISHED AGENDA. NO ACTION TAKEN. AT 9:59 A.M., WORKSHOP SESSION WAS ADJOURNED. REGULAR MEETING WAS CALLED TO ORDER AT 10:00 A.M. DIRECTORS DISCUSSED ITEMS ON THE PUBLISHED AGENDA AND TOOK THE FOLLOWING ACTION:

MINUTES:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY TERRY BURTON TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) FOR NOVEMBER 2ND, NOVEMBER 17TH, DECEMBER 9TH, DECEMBER 14TH, AND DECEMBER 18TH, 1981 AND APPROVE SAME. THE MOTION CARRIED UNANIMOUSLY.

RESIGNATION
J. CAMERON:

LETTER OF RESIGNATION FROM JAMES N. CAMERON, DIRECTOR, WAS ACCEPTED WITH REGRET. PRESIDENT CHARLIE BROWN REQUESTED A COPY OF THE LETTER BE PLACED IN THE MINUTES. MOTION BY JAMES H. ATWILL, SECONDED BY TERRY BURTON. THE MOTION CARRIED UNANIMOUSLY.

APPOINT NEW
DIRECTOR:

A MOTION WAS MADE BY JAMES H. ATWILL TO APPOINT GEORGE S. HAWN TO SERVE THE REMAINING TERM OF JAMES N. CAMERON. TERRY BURTON SECONDED. THE MOTION CARRIED UNANIMOUSLY.

OATH OF
OFFICE:

OATH OF OFFICE WAS ADMINISTERED BY JAMES H. ATWILL, JUSTICE OF THE PEACE, PRECINCT #7, TO NEW DIRECTOR, GEORGE S. HAWN.

CLINE'S
LANDING:

MR. FRANCIS "BUDDY" BECK, ADDRESSED THE BOARD OF DIRECTORS WITH HIS VIEWS OF CHARGES TO CLINE'S LANDING CONDOMINIUM BY THE WATER DISTRICT. MR. BECK FELT THAT CHARGES WERE INAPPROPRIATE AND SHOULD NOT BE REQUIRED.

THE BOARD OF DIRECTORS TOOK NO ACTION, THE CONSENSUS WAS THAT THE CHARGES DISCUSSED WERE APPROPRIATE AND CLINE'S LANDING WOULD BE REQUIRED TO PAY SAME.

CARL DUAINE &
ASSOCIATES:

MR. CARL DUAINE AND ATTORNEY, WILLIAM J. NUTTO, ADDRESSED THE BOARD OF DIRECTORS CONCERNING SANDPIPER PLACE PROJECT AND RELATED ITEMS. AFTER DISCUSSION, THE BOARD OF DIRECTORS ADVISED MR. DUAINE THAT HIS PROJECT WOULD BE ACCEPTED AS A WHOLE PROJECT AS ORIGINALLY SUBMITTED AND WOULD NOT BE ACCEPTED IN PARTS OR PARCELS.

EMPLOYEE -
H. ESQUIVEL:

HORECE ESQUIVEL - ACCIDENTAL INJURY - BEING PROCESSED UNDER WORKMANS COMPENSATION INSURANCE. THE BOARD OF DIRECTORS AGREED THAT DUE TO BOOKKEEPING PROCEDURES AND ATTEMPTED COMPLICATIONS OF CORRECTIONS AND AT THE SUGGESTION FROM THE DISTRICT'S AUDITOR, THAT FULL PAYMENTS MADE TO HORECE ESQUIVEL PRIOR TO JANUARY 1, 1982 BE AUTHORIZED. STARTING JANUARY 1, 1982, THE DISTRICT WILL PAY HORECE ESQUIVEL EXACTLY THE DIFFERENCE BETWEEN WORKMANS COMPENSATION PAYMENTS AND HIS REGULAR SALARY - LESS NORMAL WITHHOLDING FOR FICA, FEDERAL WITHHOLDING TAX, INSURANCE, CREDIT UNION AND TEXAS RETIREMENT. THIS CASE WILL BE REVIEWED EACH MONTH AND BOARD WILL TAKE ACTION ACCORDINGLY.

NEW LARGE
USERS &
RELATED
PROBLEMS:

THE DIRECTORS INSTRUCTED DISTRICT ENGINEER, GENE URBAN AND MANAGER TO CONTINUE WITH STUDY ON HOW TO SUPPLY FUTURE LARGE WATER USERS.

DELINQUENT
BILLS -
UNLOCK OF
METERS:

NO ACTION AT THIS TIME.

CALL DIRECTORS
ELECTION &
APPOINT JUDGES
& CLERKS:

JAMES H. ATWILL MADE A MOTION TO APPOINT LAUREL FARLEY, ESTHER ARZOLA, MARIE STIEWIG AND MARIE NOLAN, SECONDED BY JAY SANDERS. THE MOTION CARRIED UNANIMOUSLY.

RESOLUTION RE:
OUTSIDE
SERVICE:

RESOLUTION REGARDING SERVICE REQUEST BY PERSONS OUTSIDE OF PORT ARANSAS CITY LIMITS. NO ACTION TAKEN.

1981 AUDIT:

THE 1981 AUDIT WAS PRESENTED BY WILLIE KOSAREK, CPA. JAMES H. ATWILL MADE A MOTION TO APPROVE THE AUDIT, SUBJECT TO ANY OBJECTIONS PRIOR TO FEBRUARY 15, 1982. JAY SANDERS SECONDED. THE MOTION CARRIED UNANIMOUSLY.

FINANCIAL
STATEMENT:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY
TERRY BURTON TO APPROVE:

DECEMBER ACCOUNTS PAYABLE	\$15,372.93
DECEMBER EXPENDITURES	\$67,779.34

THE MOTION CARRIED UNANIMOUSLY. (COPY OF THE ACCOUNTS
PAYABLE AND EXPENDITURES ON FILE IN THE DISTRICT OFFICE).

MANAGER'S
REPORT:

REPORT PRESENTED BY MANAGER, DON ROY FARLEY.
BOARD SUGGESTED TO MANAGER THAT JAMES H. ATWILL BE RECOMMENDED
TO SERVE ON THE NUECES COUNTY TAX APPRAISAL BOARD. (COPY OF
THE REPORT ON FILE IN THE DISTRICT OFFICE).

PROPOSED
NEW SEWER
PLANT DIS-
CHARGE
POINT:

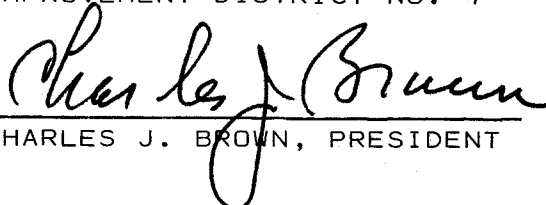
JAY SANDERS MADE A MOTION FOR THE NEW 1.2MG.D. SEWER
PLANT DISCHARGE POINT TO BE PLACED INTO CORPUS CHRISTI BAY
AND AUTHORIZE DISTRICT ENGINEER, GENE URBAN TO SEND A LETTER
TO T.D.W.R. STATING SAME. JAMES H. ATWILL SECONDED. ALL
VOTED YES EXCEPT TERRY BURTON - VOTED NO.

DISTRICT
PERSONNEL
WORK FORCE:

BOARD GENERALLY DISCUSSED WORK FORCE NEEDS. NO ACTION
AT PRESENT. MANAGER TO COLLECT DATA AND STUDY PROBLEM FOR
FUTURE RECOMMENDATIONS.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


CHARLES J. BROWN, PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

**NOTICE OF WATER CONTROL AND IMPROVEMENT
DISTRICT DIRECTORS ELECTION
(AVISO del DISTRITO de CONTROL de AGUAS
MEJORAS ELECCIÓN de DIRECTORES)**

THE STATE OF TEXAS (EL ESTADO DE TEXAS))
)
(CONDADO DE) NUECES COUNTY)

TO THE RESIDENT QUALIFIED VOTERS OF NUECES COUNTY WATER CONTROL
(A LOS RESIDENTES VOTANTES CAPACITADOS DEL CONDADO DE NUECES DISTRITO NÚM

AND IMPROVEMENT DISTRICT NO. 4:
4 CONTROL DE AGUAS Y MEJORAS:)

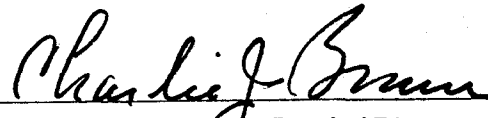
TAKE NOTICE that an election will be held on the 3RD day of APRIL, 19 82.
(TOMEN NOTA que se llevará a cabo una elección el día 3RD de ABRIL de 19 82 ,

at the places, in the manner, and for the candidates for the office of said district, as set forth in the attached copy of an order for
en los lugares, en la forma, y por los candidatos al puesto de dicho distrito, como lo indica la copia anexa de la orden de

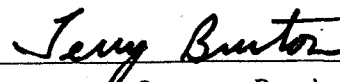
directors' election, duly entered by the Board of Directors of said above mentioned district on the 1ST day of
eleccion de directores, debidamente asentada por la Junta Directiva del arriba mencionado distrito el día 1ST de

FEBRUARY, 19 82. Said attached Order for Directors' Election is made a part of this notice for
FEBRERO de 19 82 . Dicha Orden de Elección de Directores anexa se considera en todo caso

all intents and purposes.
ser parte de este aviso.)



President, Board of Directors
(Presidente, Junta Directiva)



Secretary, Board of Directors
(Secretario, Junta Directiva)

Affidavit of Publication on Back



THE UNIVERSITY OF TEXAS
MARINE SCIENCE INSTITUTE
Port Aransas Marine Laboratory

Port Aransas, Texas 78373
Phone 512 749-6711

15 January 1982

Mr. Charles Brown
President
Board of Directors
N.C.W.C.I.D. #4
Port Aransas, Texas 78373

Dear Charlie:

Since I will be leaving the country in just two weeks, and will be gone too long to keep up my end of the responsibilities on the Water Board, I hereby tender my resignation effective today. I regret having to do so, as I have found my duties as a Board Director interesting, and feel that the Board have an important role in determining the directions of future growth and development on Mustang Island.

Upon completing any sort of activity, it is only natural to reflect upon past events, and speculate a bit on the future. It seems to me that the most important things we have done in the past year and a half have been the establishment of user fees for new water and sewer service, and it also seems that the re-examination of these fees will be a very important part of coping with the changes that are coming in the next few years.

There have been several important developments in Washington in the past few weeks that signal a profound change in the way water and sewer developments will be financed in this country. After a short transition period, the new guiding philosophy for EPA support of such local projects will be to support only those projects and areas that have particular pollution problems, or impacts beyond their control. Projects to support normal growth and development will not be supported. This means that NCWCID#4, along with local districts across the country, will have to make provisions for financing 100% of the costs of expansion.

Two choices exist: float bonds, or impose user fees pegged to 100% of the anticipated cost of new demand. The latter choice seems to me the fairest, since the costs are levied directly against those receiving benefits, and the financing accumulates at the same rate as demand. This is also far cheaper in the long run, as it avoids the ever-escalating interest costs of borrowing.

It would therefore be good advice for the District to keep a close eye on this change of philosophy at the federal level, and to periodically raise the percentage basis of the user fees until the 100% level is approached. The alternative is an abrupt halt to new connections in the not-too-distant future, for lack of funds to expand capacity.

I make no recommendations as to my replacement-- that is the Board's prerogative. I do hope, however, that you will select someone who appreciates both the need to provide for growth, and the need to protect the interests of the District and its citizens.

Respectfully,

James N. Cameron

xc: Directors, S. Jetty

Order for Directors Election

THE STATE OF TEXAS }
COUNTY OF NUECES }

On this the 1ST day of FEBRUARY, 19 82, the Board of Directors of NUECES County Water Control and Improvement District No. 4 convened in REGULAR session open to the public with the following members present, to-wit:

CHARLIE J. BROWN, President
JAMES H. ATWILL, Vice-President
JAY SANDERS,
GEORGE S. HAWN,
TERRY BURTON, Secretary

and the following absent: 0, constituting a quorum, and among other proceedings had by said Board of Directors was the following:

Whereas on the 3RD day of APRIL, 19 82, there will be elected THREE directors for this district;

Whereas this Board by order dated the 1ST day of FEBRUARY, 19 82, established the procedure for candidates who desire to file for said election;

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

That an election be held in said district on the 3RD day of APRIL, 19 82, for the purpose of electing THREE directors to the Board of Directors of said District;

COMMUNITY
That said election shall be held at the following places BUILDING in said District, and the following named persons are hereby appointed officers for said election.

1. For Election Precinct No. 19, at COMMUNITY Building, in PORT ARANSAS, Texas, within said District with LAUREL FARLEY as Presiding Judge, ESTHER ARZOLA as Assistant Judge and MARIE STIEWIG and MARIE NOLAN Clerks.

2. For Election Precinct No. _____, at _____ Building, in _____, Texas, within said District with _____ as Presiding Judge, _____ as Assistant Judge and _____ and _____ Clerks.

3. For Election Precinct No. _____, at _____ Building, in _____, Texas, within said District with _____ as Presiding Judge, _____ as Assistant Judge and _____ and _____ Clerks.

The polls at each of the above designated polling places shall on election day be open from 7:00
o'clock a.m. to 7:00 o'clock p.m.¹

NONA E. SHERRILL is hereby appointed Clerk for absentee voting,
and BETTY TOW AND PAT FARLEY
are hereby appointed Deputy Clerks for absentee voting. The absentee voting for the above designated elec-
tion shall be held at DISTRICT OFFICE PORT ARANSAS within the boundaries of the above
named district and said place of absentee voting shall remain open for at least eight hours on each day for
absentee voting which is not a Saturday, a Sunday, or an official State holiday, beginning on the 20th day
and continuing through the 4th day preceding the date of said election. Said place of voting shall remain
open between the hours of 8:00 A.M. and 4:30 P.M. on each day for said absentee voting. The
above described place for absentee voting is also the absentee clerk's mailing address to which ballot appli-
cations and ballots voted by mail may be sent.

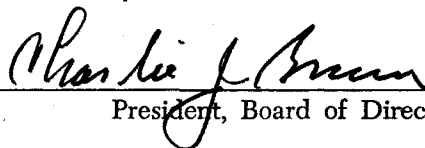
The following named persons have duly filed as candidates for said election in accordance with the above
mentioned order for election procedure in Directors Election passed by this Board, and their names shall be
placed on the ballot for said election in accordance with a drawing held by the Secretary of this Board in the
following order:

Notice of said election shall be given by publication of a copy of this order one time in a newspaper of
general circulation published in the county in which the district is located, or if none is published in said county,
in the nearest county thereto; the date of said publication being not more than 25 days nor less than 10 days before
the date of the election. Immediately after said election has been held, the officers holding the same shall make
returns of the result thereof in triplicate, one being retained by the Presiding Judge, one delivered to the Presi-
dent of this Board, and one delivered to the Secretary. The ballot box and other election records and supplies
shall be delivered to the Secretary at the office of the District and be preserved as provided by law in said office.

It is further found and determined that notice of the date, place and subject of this meeting was posted in
accordance with the terms and provisions of Art. 6252-17 at least 72 hours preceding the scheduled time of this
meeting and that the terms and provisions of said Article 6252-17 have been complied with and copies of said
postings and return shall be attached to this order and become a part thereof.

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 voted AYE: CHARLIE J. BROWN,
JAMES H. ATWILL, JAY SANDERS, TERRY BURTON,
GEORGE S. HAWN, and the following voted NO: 0

PASSED, APPROVED AND ADOPTED this the 1ST day of FEBRUARY, 1982.


President, Board of Directors of

NUECES County Water Control

ATTEST:

and Improvement District No. 4


Secretary

¹Art. 2.01 of the Election Code provides that polls shall be open from 7:00 a.m. to 7:00 p.m., provided that by order of Commissioners' Court in counties having a popula-
tion of 1,000,000, or more, according to the last preceding Federal Census, polls may be open one hour earlier.

Orden de Eleccion de Directores

EL ESTADO DE TEXAS

CONDADO DE NUECES

En este día 1ST de FEBRERO de 1982, la Junta Directiva del Departamento de Control y Mejoramiento de Aguas del Condado de NUECES, Distrito Núm. 4 se convocó en reunión REGULAR, abierta al público con los siguientes miembros presentes, a saber:

CHARLIE J. BROWN, Presidente
 JAMES H. ATWILL, Vice Presidente
 JAY SANDERS,
 GEORGE S. HAWN,
 TERRY BURTON, Secretario

y los siguientes ausentes: 0, constituyendo un quórum, y entre otras actas tomadas por dicha Junta Directiva se encontró la siguiente:

En vista de que en este día 3RD de ABRIL de 1982, serán elegidos THRES directores para este distrito;

En vista de que esta Junta por orden fechada el 1ST día de FEBRERO de 1982, establece el procedimiento para los candidatos que deseen registrarse para dichas elecciones;

POR LO TANTO, SE ORDENA POR LA JUNTA DIRECTIVA DEL DEPARTAMENTO DE CONTROL Y MEJORAMIENTO DE AGUAS DEL CONDADO DE NUECES, DISTRITO NUM. 4.

Que se lleve a cabo una elección en dicho distrito el 3RD día de ABRIL de 1982, con el propósito de elegir THRES directores a la Junta Directiva de dicho Distrito;

Que dicha elección se lleve a cabo en los siguientes lugares COMMUNITY BUILDING en dicho Distrito, y que las siguientes personas son nombradas oficiales para dicha elección.

1. Para el Precinto Electoral Núm. 19, en el Edificio COMMUNITY BUILDING en PORT ARANSAS, Texas, dentro del mismo Distrito con LAUREL FARLEY como Juez Presidente, ESTHER ARZOLA como Asistente al Juez y MARIE STIEWIG y MARIE NOLAN Escribientes.

2. Para el Precinto Electoral Núm. , en el Edificio , Texas, dentro del mismo Distrito con como Juez Presidente, como Asistente al Juez y Escribientes.

3. Para el Precinto Electoral Núm. , en el Edificio , Texas, dentro del mismo Distrito con como Juez Presidente, como Asistente al Juez y Escribientes.

Los sitios de votación en cada uno de los lugares arriba designados se mantendrán abiertos el día de

elección de las 7:00 a.m. a las 7:00 p.m.

NONA E. SHERILL es nombrado Secretario para la Votación en Ausencia, y

BETTY TOW AND PAT FARLEY

son nombrados Secretarios Delegados para la Votación en Ausencia. La Votación en Ausencia para la elección arriba citada se

Llevará a cabo en el DISTRICT OFFICE PORT ARANSAS dentro de los límites del mencionado distrito y dicho lugar de votación en ausencia permanecerá abierto por lo menos ocho horas diarias para la votación en ausencia no siendo sábado o domingo o día festivo oficial del Estado, principiando 20 días y continuando hasta el cuarto día

anterior a la fecha de dicha elección. Dicho lugar de votación permanecerá abierto entre las horas de 8:00 A.M.

y 4:30 P.M., en cada día de la votación en ausencia. El lugar arriba descrito para la votación en ausencia es también la dirección postal del secretario para la votación en ausencia a la cual podrán enviarse las aplicaciones para boletas electorales tanto como las boletas con votos enviadas por correo.

Las personas nombradas abajo se han registrado debidamente como candidatos para dicha elección de acuerdo con la orden arriba mencionada para procedimiento de elección en la Elección de Directores aprobada por esta Junta, y sus nombres aparecerán en la boleta para dicha elección y de acuerdo con un sorteo que se llevó a cabo por el Secretario de esta Junta en la siguiente orden:

CHARLIE J. BROWN

JAY SANDERS

GEORGE S. HAWN

0

PASADA, APROBADA Y ADOPTADA este 1ST día de FEBRERO de 19 82

Presidente, Junta Directiva del Distrito de Control

y Mejoramiento de Aguas del Condado de NUECES

Distrito Núm. 4

CERTIFICA: Terry Burton Secretario

El Artículo 2.01 del Código Electoral indica que los lugares de votación se mantendrán abiertos de las 7:00 a.m. a las 7:00 p.m., a condición que por orden de la Corte de Comisionados en Condados que tengan una población de 1,000,000 o más habitantes, según el último Censo Federal precedente, los lugares de votación pueden ser abiertos una hora más temprano.

MINUTES OF
SPECIAL MEETING
DECEMBER 18, 1981

STATE OF TEXAS 0
COUNTY OF NUECES 0
CITY OF PORT ARANSAS 0

ON THE 18TH DAY OF DECEMBER, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A SPECIAL MEETING AT 12:00 NOON AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

ABSENT:

SECRETARY	TERRY BURTON
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STAFF:

MANAGER	DON ROY FARLEY
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VISITORS:

NONE

MEETING WAS CALLED TO ORDER AT 12:00 NOON.

LEGAL REPRESENTATION FOR
DISTRICT:

A MOTION WAS MADE BY JAMES H. ATWILL TO OBTAIN THE SERVICES OF C. EDWIN PRICHARD, JR, ATTORNEY, TO REPRESENT THE WATER DISTRICT. SECONDED BY JAY SANDERS. THE MOTION CARRIED UNANIMOUSLY.

FINANCIAL
REPORT:

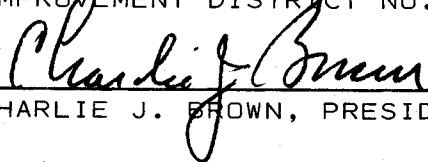
NO FINANCIAL REPORT PRESENTED AT THIS TIME.

MANAGER'S
REPORT:

THE MANAGER GAVE BRIEF INFORMATION ON ONGOING PROJECTS. (COPY OF THE REPORT IS ON FILE IN THE DISTRICT OFFICE).

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLIE J. BROWN, PRESIDENT

ATTEST:



JAY SANDERS, SECRETARY PRO-TEM

MINUTES OF
WORKSHOP SESSION
DECEMBER 14, 1981

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

ON THE 14TH DAY OF DECEMBER, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A WORKSHOP SESSION AT 5:00 P.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

ABSENT:

SECRETARY	TERRY BURTON
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STAFF:

MANAGER	DON ROY FARLEY
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VISITOR:

EDWIN PRICHARD, JR.

MEETING WAS CALLED TO ORDER AT 5:00 P.M.

DISCUSS
LEGAL REPRESENTATION:

BOARD DISCUSSED LEGAL REPRESENTATION FOR THE DISTRICT.

FINANCIAL
REPORT:

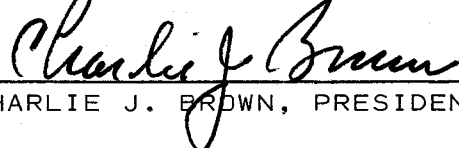
NO FINANCIAL REPORT PRESENTED AT THIS TIME.

MANAGER'S
REPORT:

NO MANAGER'S REPORT PRESENTED AT THIS TIME.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


CHARLIE J. BROWN, PRESIDENT

ATTEST:


JAY SANDERS, SECRETARY PRO-TEM

MINUTES OF
SPECIAL MEETING
DECEMBER 9, 1981

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

ON THE 9TH DAY OF DECEMBER, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4 CONVENED IN A SPECIAL MEETING AT 8:00 A.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

ABSENT:

SECRETARY	TERRY BURTON
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STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW

VISITORS:

NONE

MEETING WAS CALLED TO ORDER AT 8:00 A.M.

BIDS FOR
SEWER
CLEANER:

PRESIDENT, CHARLIE BROWN, ASKED FOR THE BIDS RECEIVED FOR A SEWER CLEANER. ONLY ONE BID WAS RECEIVED. IT WAS FROM NAYLOR SUPPLY COMPANY. TOTAL CASH PRICE BID WAS \$18,510.40. OTHER SPECIFICATIONS OF BID ON FILE.

JAMES H. ATWILL MADE A MOTION TO ACCEPT THE BID OF NAYLOR SUPPLY COMPANY AND PRESIDENT, CHARLIE BROWN TO EXECUTE A CONTRACT IN BEHALF OF THE DISTRICT TO LEASE PURCHASE OR PURCHASE OUTRIGHT THE NAYLOR SEWER CLEANER, WHICHEVER WOULD BE TO THE BEST ADVANTAGE OF THE DISTRICT. WARRANTY PERIOD AND QUESTION OF ANY PENALTY FOR PAYING OFF LEASE PURCHASE AGREEMENT SOONER THAN TOTAL TIME PERIOD WAS TO BE CONSIDERED BY PRESIDENT BROWN. JAY SANDERS SECONDED. MOTION CARRIED UNANIMOUSLY.

BIDS FOR
SURPLUS
PROPERTY:

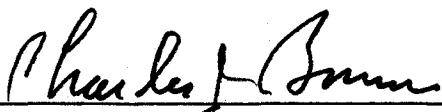
THERE WERE NO BIDS SUBMITTED FOR SURPLUS PROPERTY THAT THE DISTRICT ADVERTISED. THE 1976 CHEVROLET PICK-UP WILL BE TRADED IN TO COMMERCIAL MOTORS FOR A NEW TRUCK ORDERED.

EASEMENTS
PARK ROAD
53 SEWER
CONSTRUC-
TION:

JAMES CAMERON MADE A MOTION THAT WHEN ALL THE EASEMENTS THAT ARE NECESSARY ARE IN HAND, THE MANAGER IS AUTHORIZED TO INSTRUCT CONTRACTOR TO PROCEED WITH SEWER CONTRACT JOB ON PARK ROAD 53. THE EXTENSION TO THE SOUTH OF CABLE T.V. EASEMENT WILL BE DELETED FROM CONTRACT BY CHANGE ORDER. OTHER ITEMS TO BE NEGOTIATED BY MANAGER TO FINISH THE CONTRACT. JAMES ATWILL SECONDED. THE MOTION CARRIED UNANIMOUSLY.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4.



CHARLES J. BROWN, PRESIDENT

ATTEST:



JAY SANDERS, SECRETARY PRO-TEM

MINUTES OF
SPECIAL MEETING
NOVEMBER 17, 1981

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

ON THE 17TH DAY OF NOVEMBER, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A SPECIAL MEETING AT 7:00 P.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

ABSENT:

PRESIDENT	CHARLIE J. BROWN
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STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL

VISITORS:

JOHN ROBERTS
CARL CASTELL
JOHN WATSON
BOB HUTCHISON
MR. & MRS. UPCHURCH

MEETING WAS CALLED TO ORDER AT 7:00 P.M. BY VICE PRESIDENT, JAMES H. ATWILL.

MINUTES:

VICE PRESIDENT, JAMES ATWILL, ENTERTAINED A MOTION FROM THE BOARD TO APPROVE THE MINUTES OF NOVEMBER 2ND (COPY OF MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING). A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES CAMERON TO APPROVE SAME. THE MOTION CARRIED UNANIMOUSLY.

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES CAMERON TO APPROVE:

SEPTEMBER ACCOUNTS PAYABLE	\$41,537.20
SEPTEMBER EXPENDITURES	\$80,284.21

THE MOTION CARRIED UNANIMOUSLY. (COPY OF THE ACCOUNTS PAYABLE AND EXPENDITURES ON FILE IN THE DISTRICT OFFICE).

MANAGER'S
REPORT:

THE MANAGER'S REPORT WAS PRESENTED. COPY OF ITEMS ON
FILE.

- A. REQUEST FOR WATER SERVICE BY OIL RIG IN
MUSTANG ISLAND STATE PARK AREA.
- B. DISCUSSION OF EASEMENTS FOR PARK ROAD 53
SEWER CONSTRUCTION CONTRACT. THE BOARD
AUTHORIZE MANAGER TO NEGOTIATE TERMS IN ORDER
TO OBTAIN EASEMENTS NEEDED.

REQUEST OF
JACK PONTON
RE: PIPER
LAND:

THE REQUEST OF MR. JACK PONTON AND MR. DEAN TO MAKE
A PRESENTATION TO THE BOARD WAS WITHHELD AT THE REQUEST OF
MR. PONTON PRIOR TO THE MEETING.

REQUEST OF
MR. WHITTEN:

NO ACTION AT THIS TIME AS MR. WHITTEN'S REQUEST WAS
SAME AS JACK PONTON, AND MR. WHITTEN WAS NOT PRESENT AT
THE MEETING.

REQUEST OF
MR. HUTCHISON:

" USER FEE " DISCUSSION WITH BOARD AND MR. BOB HUTCHISON.
BOARD DIRECTED MANAGER TO FURNISH A LETTER FOR MR. HUTCHISON
TO HELP HIM EXPLAIN THE TIMING AND REQUIREMENTS FOR INITIAL
SERVICE REQUEST FOR PEOPLE WHO PURCHASED LAND PRIOR TO THE
" USER FEE " .

ENGINEERING
ITEMS RE:
CONDOS:

MANAGER, DON ROY FARLEY, DISCUSSED SOME ENGINEERING
ITEMS FOR REQUIREMENT ON NEW DEVELOPERS. THE BOARD
CONCURRED WITH ITEMS. THEY WERE:

- A. WATER PROOF LINER FOR NEW MANHOLES.
- B. FIRE PUMP DESIGN WITH TIMING METER
RATHER THAN USING DOMESTIC METER
IN SUCTION LINE OF FIRE PUMP.

JOINT TAX
BOARD:

JAMES ATWILL BRIEFED THE BOARD ON THE JOINT TAX BOARD.
NO ACTION AT THIS TIME.

EXECUTIVE
SESSION:

EXECUTIVE SESSION NOT HELD.

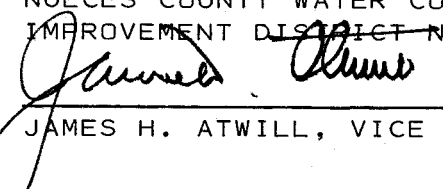
LEGAL REPRE-
SENTATION
FOR DISTRICT:

GENERAL DISCUSSION REGARDING LEGAL COUNSEL. NO
ACTION AT THIS TIME.

MR. WATSON, WHO OWNS SOME BEACHFRONT PROPERTY
DISCUSSED POSSIBLE SERVICE WITH DIRECTORS. GENERAL
PROBLEM IS THERE IS NO EASEMENTS PROVIDED AND/OR
DEVELOPED TO HIS PROPERTY.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN
THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


JAMES H. ATWILL, VICE PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

MINUTES OF
WORKSHOP SESSION/
SPECIAL MEETING
NOVEMBER 2, 1981

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

ON THE 2ND DAY OF NOVEMBER, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A WORKSHOP SESSION AT 8:30 A.M. WITH A REGULAR MEETING FOLLOWING AT 10:00 A.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

SECRETARY
SECRETARY PRO-TEM
DIRECTOR

TERRY BURTON
JAY SANDERS
JAMES N. CAMERON

ABSENT:

PRESIDENT
VICE PRESIDENT

CHARLIE J. BROWN
JAMES H. ATWILL

STAFF:

MANAGER
ADMIN. ASS'T.
ATTORNEY

DON ROY FARLEY
NONA E. SHERRILL
CHARLES W. ZAHN, JR.

VISITORS:

NONE

THE WORKSHOP MEETING WAS CALLED TO ORDER AT 8:30 A.M. THE DIRECTORS DISCUSSED ITEMS ON PUBLISHED AGENDA. NO ACTION TAKEN. AT 9:50 A.M., WORKSHOP MEETING WAS ADJOURNED. REGULAR MEETING WAS CALLED TO ORDER AT 10:00 A.M. DIRECTORS DISCUSSED ITEMS ON PUBLISHED AGENDA AND TOOK THE FOLLOWING ACTION:

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES N. CAMERON TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) FOR SEPTEMBER 9TH, SEPTEMBER 14TH, SEPTEMBER 22ND, OCTOBER 9TH, OCTOBER 21ST AND OCTOBER 27TH, 1981 AND APPROVE SAME. THE MOTION CARRIED UNANIMOUSLY.

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO APPROVE:

AUGUST ACCOUNTS PAYABLE	\$25,064.02
AUGUST EXPENDITURES	\$74,019.96

THE MOTION CARRIED UNANIMOUSLY. (COPY OF THE ACCOUNTS PAYABLE AND EXPENDITURES ON FILE IN THE DISTRICT OFFICE).

MANAGER'S
REPORT:

MANAGER GAVE GENERAL REPORT TO DIRECTORS. (COPY OF
MANAGER'S REPORT ON FILE IN THE DISTRICT OFFICE).

THE DIRECTORS REQUESTED THE MANAGER TO START APPROVING
PLANS AND SPECIFICATIONS FOR PROJECTS SUCH AS WAS LISTED ON
THE AGENDA: ITEMS #4, #5, #6, #7, #8 & #9, IF THEY HAVE
COMPLIED WITH DISTRICT POLICY AND DO NOT HAVE ANY UNUSUAL OR
NEW CONDITION NOT COVERED BY POLICY. IT IS NOT NECESSARY FOR
THE BOARD TO TAKE ACTION IN SUCH CASES. THE FOLLOWING
RESOLUTION WAS MADE IN REFERENCE TO APPROVING PLANS & SPECS:

" RESOLVED THAT FROM AND AFTER THE ADOPTION OF THIS
RESOLUTION, THE MANAGER FOR THE DISTRICT SHALL NOT APPROVE
A SET OF PLANS AND SPECIFICATIONS FOR A DEVELOPMENT REQUESTING
WATER AND SEWER SERVICE UNTIL THE PLANS AND SPECIFICATIONS
FOR THE INSTALLATION AND LOCATION OF POWER, TELEPHONE, OR
OTHER UTILITIES, AND GAS LINES, IF ANY, HAVE BEEN REVIEWED
AND COMMENTED UPON BY RESPECTIVE UTILITY". JAMES CAMERON
MADE THE MOTION AND JAY SANDERS SECONDED. THE MOTION
CARRIED UNANIMOUSLY. (A COPY OF THE RESOLUTION IS ON FILE
IN THE DISTRICT OFFICE).

SANDPIPER
ESTATES
DEV:

THE DIRECTORS HAVE DISCUSSED SANDPIPER ESTATES DEVELOP-
MENT AND FEEL THAT NO ACTION IS NECESSARY AT THIS TIME.

CLINE'S LAND-
ING DEV:

THE DIRECTORS HAVE DISCUSSED CLINE'S LAND DEVELOPMENT
AND FEEL THAT NO ACTION IS NECESSARY AT THIS TIME.

LA PLAYA
DEV:

THE DIRECTORS HAVE DISCUSSED LA PLAYA DEVELOPMENT AND
FEEL THAT NO ACTION IS NECESSARY AT THIS TIME.

ARANSAS
PRINCESS
DEV:

THE DIRECTORS HAVE DISCUSSED ARANSAS PRINCESS DEVELOPMENT
AND FEEL THAT NO ACTION IS NECESSARY AT THIS TIME.

TEAL
HARBOR DEV:

THE DIRECTORS HAVE DISCUSSED TEAL HARBOR DEVELOPMENT AND
FEEL THAT NO ACTION IS NECESSARY AT THIS TIME.

MUSTANG
TOWERS DEV:

THE DIRECTORS HAVE DISCUSSED MUSTANG TOWERS DEVELOPMENT
AND FEEL THAT NO ACTION IS NECESSARY AT THIS TIME.

CARL DUANE
& ASSOCIATES
PROJECT:

NO BOARD ACTION AT THIS TIME. THE ATTORNEY FOR THE
DISTRICT HAD MADE A RESPONSE TO THE ORIGINAL LAWSUIT FILED BY
MR. DUANE, AND COPY OF RESPONSE IS ON FILE IN THE DISTRICT
OFFICE. FURTHER, THE ATTORNEY HAS FILED A CROSS ACTION AT THE
REQUEST OF THE DIRECTORS. THE MANAGER AND URBAN ENGINEERING
ARE REVIEWING REQUESTED CONSTRUCTION CHANGES FROM MR. DUANE
IN HOPES PROJECT CAN BEGIN AS SOON AS POSSIBLE.

M. LITTLETON
PRELIMINARY
PLANS:

MR. LITTLETON DID NOT APPEAR WITH PLANS FOR
DISCUSSION.

EASEMENTS -
SEWER PROJECT
PARK ROAD 53:

A MOTION WAS MADE BY JAMES CAMERON TO DIRECT THE MANAGER AND STAFF TO NOTIFY ALL PERSONS FROM WHOM WE HAVE NOT RECEIVED EASEMENTS ON PARK ROAD 53 SEWER PROJECT, BY REGISTERED LETTER AND ALSO ATTEMPT TO CONTACT SIMULTANEOUSLY BY TELEPHONE, IF POSSIBLE, INFORMING THEM THAT WE WILL MAKE A DECISION AS TO FURTHER COURSE OF ACTION, AS TO BASIS OF EASEMENT IN HAND AS OF THE 16TH OF NOVEMBER 1981. IF EASEMENTS ARE NOT PROVIDED BY THAT TIME, IT IS PROBABLE THAT THE PROJECT WILL BE PERMANENTLY ABANDONED.

ALL PROPERTY OWNERS THAT WERE ORIGINALLY NOTIFIED WILL BE NOTIFIED AGAIN. JAY SANDERS SECONDED. THE MOTION CARRIED UNANIMOUSLY.

PUBLISHING
BIDS FOR
SEWER
CLEANER:

A MOTION WAS MADE BY JAY SANDERS FOR THE STAFF TO PUBLISH BIDS FOR A SEWER CLEANER, TO BE OPENED AT MEETING ON DECEMBER 9, 1981 AT 8:00 A.M. JAMES CAMERON SECONDED. THE MOTION CARRIED UNANIMOUSLY.

PURCHASE OF
1/2 TON
PICK-UP:

A MOTION WAS MADE BY JAMES CAMERON AND SECONDED BY JAY SANDERS TO HAVE MANAGER PURCHASE A NEW PICK-UP AT NO MORE THAN A PRICE OF \$8,000.00. THE MOTION CARRIED UNANIMOUSLY.

SURPLUS
PROPERTY OF
DISTRICT:

A MOTION WAS MADE BY JAMES CAMERON AND SECONDED BY JAY SANDERS FOR MANAGER TO LIST AND LEGALLY ADVERTISE FOR BIDS ON SURPLUS PROPERTIES. BIDS WILL BE RECEIVED IN THE MANAGER'S OFFICE BY DECEMBER 9TH AT 8:05 A.M. THE MOTION CARRIED UNANIMOUSLY.

MAINTENANCE
TAX:

NO ACTION TAKEN BY DIRECTORS. ATTORNEY, CHARLES ZAHN, GAVE THE BOARD UP TO DATE WORK TO PREPARE FOR ELECTION FOR THE TAX IN FEBRUARY PROBABLY, OR APRIL.

" USER FEES " :

DIRECTORS REVIEWED THE RESOLUTION ON " USER FEE " TIME OF PAYMENT WITH THE MANAGER AND THE ATTORNEY FOR A COMPLETE UNDERSTANDING OF WHEN THE MANAGER IS TO COLLECT THE FEES. THE FEES ARE DUE AND COLLECTABLE AT THE TIME ALL PLANS AND SPECIFICATION ARE APPROVED BY THE MANAGER.

EXECUTIVE
SESSION:

THE SECRETARY, TERRY BURTON, IN THE ABSENCE OF THE PRESIDENT AND THE VICE-PRESIDENT ANNOUNCED THE FOLLOWING:

" PURSUANT TO ARTICLE 6252-17, PARAGRAPH (2) TWO (G), OF VERNONS REVISED CIVIL STATUTES OF TEXAS, THE BOARD OF DIRECTORS WILL GO INTO AN EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING PERSONNEL. IMMEDIATELY FOLLOWING THE EXECUTIVE SESSION, THE BOARD WILL RECONVENE IN OPEN SESSION FOR THE PURPOSE OF TAKING ANY ACTION ON THE DISCUSSIONS HELD IN THE EXECUTIVE SESSION" , UPON END OF EXECUTIVE SESSION, ACTING PRESIDENT, TERRY BURTON, ANNOUNCED THE BOARD HAS ADJOURNED THE EXECUTIVE SESSION AND ARE RECONVENING THE REGULAR OPEN MEETING OF NOVEMBER 2, 1981.

EXECUTIVE
SESSION:

(CONT'D)

JAMES CAMERSON MADE THE FOLLOWING MOTION; "RESOLVED, THAT THE BOARD OF DIRECTORS ACCEPT THE RESIGNATION TENDERED TODAY BY OUR ATTORNEY, CHARLES W. ZAHN, JR. WE EXPRESS OUR APPRECIATION TO MR. ZAHN FOR THE LEGAL WORK HE HAS DONE FOR THE DISTRICT". TERRY BURTON SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

(NOTE: IN AN EFFORT TO GET HELP TO LISTEN IF THERE WAS HEARD A THIRD "AYE" VOTE, I INADVERTANTLY MESSED UP EVEN THE TWO "AYE" VOTES. JAY SANDERS CONFIRMED TO ME LATER THAT THE VOTE WAS UNANIMOUS).

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


TERRY BURTON, ACTING PRESIDENT

ATTEST:


JAY SANDERS, SECRETARY PRO-TEM

RESOLUTION ON APPROVAL OF PLANS
AND SPECIFICATIONS FOR DEVELOPMENT PROJECTS

BY THE DISTRICT MANAGER

WHEREAS, THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, HEREINAFTER REFERRED TO AS "DISTRICT", IS A WATER CONTROL AND IMPROVEMENT DISTRICT ORGANIZED PURSUANT TO ARTICLE 16, SECTION 59, OF THE TEXAS CONSTITUTION; AND

WHEREAS, THE DISTRICT, PURSUANT TO SECTION 51.303 OF THE WATER CODE OF THE STATE OF TEXAS, HAS THE AUTHORITY TO ADOPT RULES AND REGULATIONS WHICH GOVERN METHODS, TERMS AND CONDITIONS OF WATER SERVICE, INCLUDING ASSESSMENTS FOR MAINTENANCE AND OPERATIONS; AND

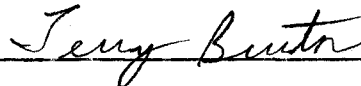
WHEREAS, THE BOARD OF DIRECTORS OF THE DISTRICT IS DESIROUS OF ADOPTING A RESOLUTION FOR APPROVING PLANS AND SPECIFICATIONS FOR DEVELOPMENT PROJECTS BY THE MANAGER OF THE DISTRICT.

NOW, THEREFORE, BE IT RESOLVED, THAT FROM AND AFTER THE DATE OF THE ADOPTION OF THIS RESOLUTION, THE MANAGER FOR THE DISTRICT SHALL NOT APPROVE A SET OF PLANS AND SPECIFICATIONS FOR A DEVELOPMENT REQUESTING WATER AND SEWER SERVICE UNTIL THE PLANS AND SPECIFICATIONS FOR THE INSTALLATION AND LOCATION OF POWER, TELEPHONE OR OTHER UTILITIES, AND GAS LINES, IF ANY, HAVE BEEN RECEIVED AND COMMENTED UPON BY THE RESPECTIVE UTILITY.

PASSED AND APPROVED THIS 2ND DAY OF NOVEMBER, 1981.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO.

BY



TERRY BURTON, ACTING PRESIDENT

ATTEST:


JAY SANDERS, SECRETARY PRO-TEM

MINUTES OF
EMERGENCY MEETING

OCTOBER 21, 1981

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

ON THE 21ST DAY OF OCTOBER, 1981, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO.
4, CONVENED IN AN EMERGENCY MEETING AT 5:00 P.M. AT THE
DISTRICT OFFICES, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS,
THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

ABSENT:

PRESIDENT	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL

STAFF:

MANAGER	DON ROY FARLEY
ATTORNEY	CHARLES W. ZAHN, JR.

VISITORS:

JAMES & JERRY EDMONSON	SOUTH JETTY NEWSPAPER
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THERE WAS A TWO HOURS PLUS NOTICE GIVEN FOR THE
EMERGENCY MEETING. THE SOUTH JETTY NEWSPAPER, THE BEACON
AND THE CORPUS CHRISTI CALLER WERE NOTIFIED AT 2:45 P.M.
THE EMERGENCY MEETING NOTICE WAS POSTED BOTH AT THE
DISTRICT OFFICES AND THE PORT ARANSAS CITY HALL. THIS
MEETING IS FURTHER CALLED PURSUANT TO THE EMERGENCY
PROVISIONS SET OUT IN ARTICLE 6252-17 OF VERNONS ANNOTATED
TEXAS STATUTES.

JOINT TAXING
AUTHORITY -
TAX COLLEC-
TION:

BOARD DISCUSSED CURRENT STATUS OF TAX COLLECTION AND
TOOK NO ACTION PENDING RECEIPT OF ADDITIONAL INFORMATION
FROM THE STAFF.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


TERRY BURTON, SECRETARY

ATTEST:


JAY SANDERS, SECRETARY PRO-TEM

MINUTES OF
EMERGENCY MEETING
OCTOBER 27, 1981

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

ON THE 27TH DAY OF OCTOBER, 1981, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT
NO. 4, CONVENED IN AN EMERGENCY MEETING AT 5:00 P.M. AT THE
DISTRICT OFFICES, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS,
THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

ABSENT:

PRESIDENT	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL

STAFF:

MANAGER	DON ROY FARLEY
ATTORNEY	CHARLES W. ZAHN, JR.

VISITORS:

RAYMOND CUSHING	SOUTH JETTY NEWSPAPER
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THE EMERGENCY MEETING WAS CALLED TO ORDER AT 5:00 BY
SECRETARY, TERRY BURTON.

JOINT TAXING
AUTHORITY -
TAX COLLEC-
TION:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES N.
CAMERON TO PROCEED WITH THE TAX COLLECTION JOINTLY WITH THE
PORT ARANSAS INDEPENDENT SCHOOL DISTRICT. THE MOTION CARRIED.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


TERRY BURTON, SECRETARY

ATTEST:


JAY SANDERS, SECRETARY PRO-TEM

MINUTES OF
SPECIAL MEETING
OCTOBER 9, 1981

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

ON THE 9TH DAY OF OCTOBER, 1981, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO.
4, CONVENED IN A SPECIAL MEETING AT 5:00 P.M. AT THE DISTRICT
OFFICES, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING
PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

VICE PRESIDENT
SECRETARY
SECRETARY PRO-TEM

JAMES H. ATWILL
TERRY BURTON
JAY SANDERS

ABSENT:

PRESIDENT
DIRECTOR

CHARLIE J. BROWN
JAMES N. CAMERON

STAFF:

MANAGER
ATTORNEY

DON ROY FARLEY
CHARLES W. ZAHN, JR.

VISITORS:

RAYMOND CUSHING

SOUTH JETTY NEWSPAPER

VICE PRESIDENT, JAMES H. ATWILL, CALLED THE MEETING TO
ORDER, THERE BEING A QUORUM OF DIRECTORS PRESENT.

DIRECTORS AND STAFF DISCUSSED THE LEGAL DOCUMENT SERVED
TO THE DISTRICT BY BEING SERVED TO THE MANAGER, DON ROY FARLEY,
BY THE CITY OF PORT ARANSAS POLICE OFFICERS. LEGAL DOCUMENT
GENERALLY DESCRIBES THAT DUAINE & ASSOCIATES, INC. WAS DENIED
SERVICE TO HIS PROPERTY AND IS SUING THE DISTRICT FOR THIS
REASON. ATTORNEY, CHARLES W. ZAHN, IS IN THE PROCESS OF FILING
AN ANSWER FOR THE DISTRICT.

ONLY THE DISTRICT IS BEING SUED, NOT THE DIRECTORS OR
ANY OTHERS.

THE DISTRICT'S LEGAL CONTRACT PROVIDES THAT CHARLES ZAHN,
WILL DO ALL LEGAL WORK, BUT THERE IS A PROVISIO THAT DISTRICT
HAS THE RIGHT OF OUR CHOOSING WHEN IN LITIGATION.

DUAINE &
ASSOCIATES,
INC.:

DUAINE &
ASSOCIATES,
INC.:
(CONT'D)

MANAGER ASK TO LOOK INTO ACQUIRING GENERAL LIABILITY
TYPE COVERAGE FOR THE DISTRICT. ATTORNEY, CHARLES W. ZAHN,
WILL ALSO CHECK THE DISTRICT COVERAGE.

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY JAY
SANDERS FOR THE FIRM OF MAHONEY, SHAFFER, HATCH & LAYTON TO
HANDLE THE SUIT IN QUESTION AND ALL CROSS ACTIONS AND DAMAGES
THAT THE DISTRICT MIGHT HAVE AGAINST THE PLAINTIFF; AS WELL
AS EXPLORE ALL AVENUES OF DISTRICT INSURANCE COVERAGE. THE
MOTION CARRIED UNANIMOUSLY. (COPY OF PLAINTIFF'S PETITION
ATTACHED TO & PART OF MINUTES. PLAINTIFF'S ORIGINAL PETITION
ON FILE IN FIREPROOF SAFE).

SANITARY SEWER
IMPROVEMENTS -
PARK ROAD 53:

NO ACTION AT THIS TIME.

JOINT TAX
OFFICE:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY
SANDERS TO MOVE THE TAX OFFICE TO THE NUECES COUNTY WC&ID#4
OFFICES AS SOON AS POSSIBLE. THE MOTION CARRIED UNANIMOUSLY.

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY JAY
SANDERS THAT BOARD DIRECT OUR REPRESENTATIVE OF THE TAX BOARD
TO PURSUE ARRANGING A NEW JOINT TAX CONTRACT BETWEEN MEMBERS
OF THE PRESENT CONTRACT. THE MOTION CARRIED UNANIMOUSLY.

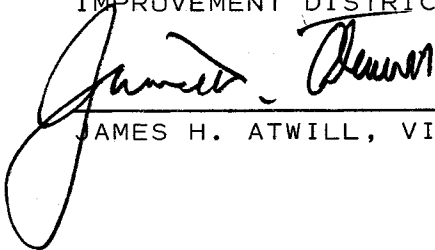
A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY TERRY
BURTON TO APPOINT JAMES CAMERON AS THE ALTERNATE MEMBER FOR
THE WATER DISTRICT ON THE JOINT TAX BOARD. THE MOTION CARRIED
UNANIMOUSLY.

DIRECTORS DISCUSSED SOME POSSIBLE CHARGES TO OTHER JOINT
TAX MEMBERS FOR THE TAX OFFICE SPACE AND ETC. NO ACTION AT
THIS TIME.

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY
BURTON TO OFFER A 2% DISCOUNT FOR TAXES PAID IN THE MONTH OF
NOVEMBER, AND NO DISCOUNT FOR TAXES PAID DURING THE MONTH OF
DECEMBER. MOTION CARRIED UNANIMOUSLY, SUBJECT TO THE APPROVAL
OF THE OTHER TWO JOINT TAXING AUTHORITIES.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING AT 6:30 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



JAMES H. ATWILL, VICE PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

CAUSE NO. 81-4071-13

DUAINE & ASSOCIATES, INC.	X	IN THE DISTRICT COURT
	X	
VS.	X	<u>117th</u> JUDICIAL DISTRICT
	X	
NUECES COUNTY WATER CONTROL	X	
& IMPROVEMENT DISTRICT NO. 4	X	NUECES COUNTY, TEXAS

PLAINTIFF'S ORIGINAL PETITION

COMES NOW Duaine & Associates, Inc., as Plaintiff, complaining of Nueces County Water Control & Improvement District No. 4, as Defendant, and for cause of action would show as follows:

I.

Plaintiff is a corporation with its principle office in Nueces County, Texas. Defendant is a political subdivision, known as a Water District, as created by the Constitution and the Statutes of the State of Texas. It maintains its office in Port Aransas, Texas and service may be had on its manager, Don Roy Farley.

II.

Plaintiff is the owner and developer of a subdivision called Sandpiper Place located in Port Aransas, Nueces County, Texas. Such Subdivision is a part of Roby's Subdivision, a duly platted subdivision of Nueces County, Texas.

III.

Prior to the development of Sandpiper Place, Defendant owned and maintained sewer and water lines located in Roby's Subdivision. Plaintiff owned a house located in said Subdivision and served by said sewer and water lines. At this time Plaintiff has undertaken development of Sandpiper Place and is in need of such sewer and water lines. However, the Defendant has denied Plaintiff of the use of such lines and service. On the contrary, Defendant has installed new lines up to the corner of Plaintiff's subdivision and has demanded

that Plaintiff furnish and install any additional lines necessary for the Sandpiper Place Subdivision. As a result of the refusal of Defendant to furnish the necessary lines and services, Plaintiff has been unable to proceed with the development of such subdivision.

IV.

Plaintiff would show that he has in the past paid taxes for such services and paid taxes on all existing sewer and water lines accessed therefor. Plaintiff has been damaged for delay in development and construction and by Defendant's lack of providing for the necessary services, sewerage and water line. Plaintiff further says that the Defendant has a duty to maintain and provide the stated services to the new subdivision as well as the existing subdivision.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays that upon a hearing herein, it have judgement against such Water District for its damages and for an Order of this Court, in the form of a mandatory injunction, or other Orders, directing such Water District to provide the services requested herein and necessary to the development of Plaintiff's property. Plaintiff further prays for such additional relief, both in law and in equity, to which it may be justly entitled.

Respectfully submitted,

DANCER & NUTTO
Attorney for Plaintiff
3138 S. Alameda
Corpus Christi, Texas 78404
Phone: 884-9413

BY: W. J. Nutto

W. J. NUTTO
STATE BAR NO. 15148000

THE STATE OF TEXAS

TO: NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4
DEFENDANT, BY SERVING ITS MANAGER, DON ROY FARLEY.

GREETING:

You are commanded to appear by filing a written answer to the plaintiff's petition at or before 10 o'clock A.M. of the Monday next after the expiration of 20 days after the date of service hereof, before the Honorable District Court of Nueces County for the 117th Judicial District of Texas, at the Court House in Corpus Christi, Texas. Said Plaintiff's petition was filed on the 17th day of September 1981. The file number of said suit being No. 81-4071-B The style of the case is

DUAINE & ASSOCIATES, INC.,

Plaintiff

Versus

NUECES COUNTY WATER CONTROL
& IMPROVEMENT DISTRICT NO. 4

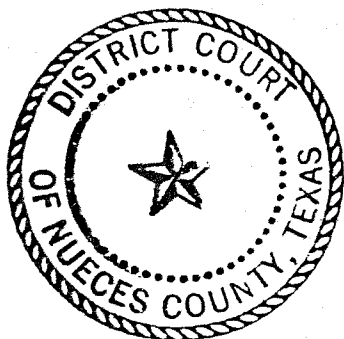
Defendant

A copy of plaintiff's petition accompanies this citation.

If this citation is not served within 90 days after the date of its issuance, it shall be returned unserved.

Issued this the 18th day of September A. D. 1981.

Given under my hand and seal of said Court, at office in Corpus Christi, Texas, this the 18th day of September A.D. 1981.



OSCAR SOLIZ , CLERK, DISTRICT COURT,
NUECES COUNTY, TEXAS,

By Leonar Carter Deputy.

OFFICER'S RETURN

Came to hand on the.....day of....., 194....., at.....o'clock.....M., and executed in
.....County, Texas, by delivering to each of the within named defendants, in person, a true copy of this
Citation with the date of delivery endorsed thereon, together with the accompanying copy of the plaintiff's petition, at the follow-
ing times and places, to-wit:

NAME	DATE			TIME			PLACE AND COURSE AND DISTANCE FROM COURT HOUSE	MILEAGE
	MONTH	DAY	YEAR	Hour	Min.	M.		

And not executed as to the defendant.....

the diligence used in finding said defendant, being:.....

and the cause of failure to execute this process is:.....

and the information received as to the whereabouts of the said defendant, being:.....

I actually and necessarily traveled.....miles in the service of this Citation, in addition to any other mileage I may have
traveled in the service of other process in the same case during the same trip.

FEES—Serving.....cop....., \$.....

Mileage.....miles,

Total, - - - - - \$.....

Sheriff
Constable
County, Texas.

By.....Deputy.

PA

W. J. NUTTO, ATTORNEY

By.....Deputy

Filed.....day of....., 19.....

Issued.....September 18, 1981

By OSCAR SOLIZ, Clerk

By.....Deputy

117th Judicial District of Texas.

NUECES COUNTY, TEXAS

DISTRICT COURT

File No. 81-4071-B

CITATION

DUANE & ASSOCIATES, INC.,

DELIVERED THIS.....day of....., 19.....

Hour.....Min.....

SOLOMON P. ORTIZ Sheriff, NUECES Co., Texas.

By.....Deputy

VS.

IMPROVEMENT DISTRICT NO. 4

NUECES COUNTY WATER CONTROL &

vs Van Ren Falceny.

EXCERPTS FROM THE RULES OF PROCEDURE

- Rule 102: All process may be served anywhere within the limits of the State of Texas.
- Rule 103: All process may be served by the Sheriff or any Constable of any County in which the party to be served is found.
- Rule 105: The officer to whom process is delivered shall endorse thereon the day and hour on which he received it, and shall execute and return the same without delay.
- Rule 106: The Citation shall be served by the officer delivering to each defendant, in person, a true copy of the citation with the date of delivery endorsed thereon and with a copy of the petition attached thereto.
- Rule 107: Return of Citation it shall state when the citation was served and the manner of service, and shall certify that a true copy of the citation with the accompanying copy of the petition was delivered to the defendant, and be signed by him (the official) officially.
- When the citation has not been served, the return shall show the diligence used by the officer to execute the same and the cause of failure to execute it, and where the defendant is to be found, if he can ascertain.

MINUTES OF
SPECIAL MEETING
SEPTEMBER 9, 1981

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

ON THE 9TH DAY OF SEPTEMBER, 1981, THE BOARD OF
DIRECTORS FOR THE NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4, CONVENED IN A SPECIAL
MEETING AT 9:00 A.M. AT THE DISTRICT OFFICE, 315
SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING
PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

ABSENT:

PRESIDENT	CHARLIE BROWN
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STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.

VISITORS:

JACK PONTON	NESBIT-PONTON CORP.
BEN GOODWIN	CORPUS CHRISTI CALLER
LARRY URBAN, P.E.	URBAN ENGINEERING
RAYMOND CUSHING	SOUTH JETTY NEWSPAPER

THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES N.
CAMERON TO WAIVE THE READING OF THE MINUTES (COPY OF THE
MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) FOR
AUGUST 19, 1981 AND APPROVE SAME. THE MOTION CARRIED.

FINANCIAL
STATEMENT:

NO FINANCIAL REPORT.

BUDGET FOR
1981-82:

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY
JAY SANDERS TO APPROVE THE PROPOSED BUDGET FOR 1981-1982.
THE MOTION CARRIED.

PROPOSED
SEWER
" USER CHARGE "

THE BOARD REQUESTED FURTHER STUDY AND A RESOLUTION
BE PREPARED AND PRESENTED AT A SPECIAL MEETING ON SEPTEMBER
14, 1981 BY THE DISTRICT STAFF.

PROPOSED
MAINTENANCE
TAX:

THE BOARD REQUESTED THE STAFF TO PRESENT AN UPDATE ON
THE PROPOSED MAINTENANCE TAX AT A LATER BOARD MEETING.

JOINT TAX
BOARD:

JAMES ATWILL BROUGHT THE BOARD UP TO DATE REGARDING
JOINT TAX BOARD MEETINGS AND ETC.

MUSTANG
BEACH
DEVELOPMENT:

NO ACTION REQUIRED.

REQUEST OF
REV. JACK
MOORE - RE:
"USER FEE" :

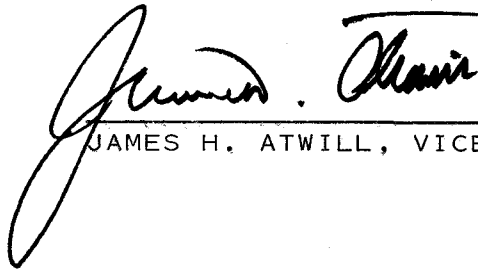
THE BOARD INSTRUCTED THE STAFF TO RESEARCH THE
POSSIBILITY OF A LEGAL EXEMPTION FOR THE CHURCH. OTHERWISE,
THE BOARD DOES NOT SEE ANY GROUNDS FOR EXEMPTION.

MANAGER'S
REPORT:

THE MANAGER'S REPORT WAS PRESENTED. (COPY OF THE
REPORT ON FILE IN THE DISTRICT OFFICE).

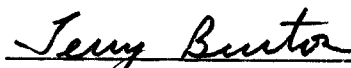
A MOTION WAS DULY MADE AND SECONDED TO ADJOURN
THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4.



JAMES H. ATWILL, VICE PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

MINUTES OF
SPECIAL MEETING
SEPTEMBER 14, 1981

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

ON THE 14TH DAY OF SEPTEMBER, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A SPECIAL MEETING AT 5:00 P.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

SECRETARY
SECRETARY PRO-TEM
DIRECTOR

TERRY BURTON
JAY SANDERS
JAMES N. CAMERON

ABSENT:

PRESIDENT
VICE PRESIDENT

CHARLIE J. BROWN
JAMES H. ATWILL

STAFF:

MANAGER
ATTORNEY

DON ROY FARLEY
CHARLES W. ZAHN, JR.

MEETING WAS CALLED TO ORDER.

" USER CHARGE "
NEW SEWER TAPS:

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAY SANDERS TO PASS THE RESOLUTION FOR SEWER " USER FEE ". AND FURTHER RESOLVED, THAT THE RATE FOR SEWER " USER FEE " ASSESSMENT, EFFECTIVE SEPTEMBER 14, 1981, SHALL BE \$1.25/ 100 GALLONS-DAY, AND SHALL REMAIN IN EFFECT UNTIL SUPERCEDED BY ACTION OF THE BOARD OF DIRECTORS. CARRIED UNANIMOUSLY.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


TERRY BURTON, SECRETARY

ATTEST:


JAY SANDERS, SECRETARY PRO-TEM

RESOLUTION ON TAPPING THE SANITARY
SEWER SYSTEM OF THE NUECES COUNTY WATER
CONTROL AND IMPROVEMENT DISTRICT NO. 4

WHEREAS, the Nueces County Water Control and Improvement District No. 4, hereinafter referred to as the "District", is a water control and improvement district organized pursuant to Article 16, Section 59, of the Texas Constitution; and,

WHEREAS, the District, pursuant to Section 51.303 of the Water Code of the State of Texas, has authority to adopt rules and regulations which govern methods, terms and conditions of water and sewer service, including assessments for maintenance and operation; and,

WHEREAS, the District, pursuant to Section 51.318 of the Water Code of the State of Texas, has authority to impose maintenance and operation charges in the form of a fixed minimum connection charge based on the quantity of water furnished and further to impose an additional charge for the use of more water than that covered by the minimum charge; and,

WHEREAS, the District, pursuant to Section 51.331 of the Water Code of the State of Texas, has authority to maintain and operate improvements, facilities, plants, equipment, and appliances incident to or helpful or necessary to the collection, transportation, processing, disposal, and control of all domestic, industrial, or communal wastes, whether fluids, solids, or composites, and to gather, conduit, divert, and control local storm water or other local harmful excesses of water; and,

WHEREAS, the Board of Directors of the District is desirous of adopting a policy requiring the tapping of the sanitary sewer system and the assessment therefore; and a policy imposing a one-time assessment to customers of the District requesting initial sewer service to help the District offset the cost of meeting the demands that will be imposed on the District to provide sanitary sewer and wastewater treatment service in the future resulting from the initial request for sewer service.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the District, that from and after the date of adoption of this Resolution, it shall be the policy of the Nueces County Water Control and Improvement District No. 4 that every owner, user, or developer of one or more tracts or parcels of land lying within the boundaries of the District, who proposes to serve said tract or parcel of land with sanitary sewer service provided by the District, must comply with the following requirements before the District will actually begin to collect and treat sewage from said tract or parcel of land, to-wit:

1. An application in the form approved by the Board of Directors shall be submitted to the Manager of the District.

2. Upon receipt of the application for service, the Manager of the District shall determine the size of the tap which shall be necessary for the requested service, which determination shall be considered final.

3. After the determination by the Manager as to what size tap shall be required for the requested service, the owner, user, or developer of a tract or parcel of land lying within the District who requests said service shall submit a fee in the amount approved by the Board of Directors. The fee shall be based on the District's actual cost of labor and materials for installing the tap of the sanitary sewer system of the District. In the event the Manager determines that the requested service will require the installation of a 8" tap or larger, the owner, user, or developer may, with the consent of the Manager, utilize a contractor other than the District for the installation and, other than provided in Paragraph 4 below, no fee shall be required to be submitted for the tap if installed by a contractor other than the District.

4. An assessment, to be used by the District to offset the cost of meeting the demand for sewage and waste water treatment

service that will be placed on the District in the future as a result of the request for service, shall be submitted to the Manager for the District. The assessment shall be based on the number of units be it residential or commercial as defined in Exhibit "A" attached hereto proposed to be served by the sewer tap, multiplied by the average number of persons who will occupy that particular type of unit, multiplied by one hundred (100) gallons of water used by each person per day, multiplied by the average cost of sewage plant treatment per gallon per day, which cost shall be the amount approved by the Board of Directors. The average number of persons who will occupy a particular type of residential or commercial unit is as set forth on Exhibit "A" attached hereto. The assessment required under this paragraph shall be required only if the request for service is the initial request for service for the tract or parcel of land being developed and shall not be required where the tract or parcel is already receiving service or the assessment required hereunder has been submitted to the District and a subsequent request for service is made for said tract or parcel of land; provided, however, that if the request for service substantially changes the use being made of the tract or parcel of land, or if the request for service substantially changes the demand being made upon the sanitary sewer facilities of the District, the request shall be considered to be an initial request for service. Assessments collected by the District pursuant to this paragraph shall be placed in the Capital Improvement Account of the District and shall be used by the District to meet the demands for sewage and waste water treatment service that will be placed on the District in the future as a result of new requests for sewer service.

5. All taps installed pursuant to this policy shall be installed in accordance with plans and specifications approved by the District and the installation shall be subjected to inspection by representatives of the District.

6. All fees or assessments set forth herein shall be subject to change by the Board of Directors of the District at a meeting of the Board of Directors called for that purpose.

PASSED AND APPROVED this the 14th day of September, 1981.

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

By Charlie Brown
Charlie Brown, President

ATTEST:

Terry Burton
Terry Burton, Secretary

Addendum to resolution as of August 5, 1981 directed by the Board of Directors of the Nueces County Water Control & Improvement District No. 4

Whereas, the Board of Directors is desirous of amending this resolution to provide for the following:

Whereby, temporary buildings can utilize and approved type of holding tank comparable to skid-o-can operation to be maintained generally by vacuum trucks service for disposal, similar to the operation of skid-o-cans by the City of Port Aransas.

Temporary holding tanks have a limiting period of six months.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4

By Charlie Brown
Charlie Brown, President

ATTEST:

Terry Burton
Terry Burton, Secretary

EXHIBIT "A"

A residential unit is defined as a room or rooms occupied or intended to be occupied as separate living quarters by a single family or other group of persons living together as a household or by a person living alone. A residential unit may include one family, two family or multiple family dwellings. A multiple family dwelling may include a triplex, fourplex, condominium, motel, apartment or townhouse. Each separate living quarter within a multiple family dwelling shall be considered as a separate unit.

A commercial unit is defined as a building or portion thereof designed or used for other than residential occupancy. Since an average person uses 100 gallons of water per day, the determination of average number of persons occupying a commercial unit is based on the average consumption of water by the particular type of commercial unit divided by 100 gallons and the treatment required to be provided.

1. Residential Unit

- a. Single Family - 3 Persons
- b. Duplex - 3 Persons per Unit
- c. Triplex - 3 Persons per Unit
- d. Fourplex - 3 Persons per Unit
- e. Townhouse - 3 Persons per Unit
- f. Condominium - 2.5 Persons per Unit
- g. Motel - 2 Persons per Unit
- h. Apartment - 2 Persons per Unit

2. Commercial Unit

Any commercial sewer user will be analyzed based on the average consumption of water and the treatment required for that particular type of unit and a determination as to average number of persons occupying a commercial unit will be made by the Manager for the District.

Page 2

EXAMPLE OF "USER FEE" FOR DIFFERENT TYPES AND UNITS AS SHOWN:

1. SINGLE FAMILY RESIDENT

3 PERSONS x 100 GALLONS x \$1.25 - \$375.00 USER FEE

2. CONDOMINIUM (10 UNITS)

2.5 PERSONS x 100 GALLONS x 10 x \$1.25 - \$3,125.00 USER FEE

CONDOMINIUM (80 UNITS)

2.5 PERSONS x 100 GALLONS x 80 x \$1.25 - \$25,000.00 USER FEE.

3. MOTEL (10 UNITS)

2 PERSONS x 100 GALLONS x 10 x \$1.25 - \$2,500.00 USER FEE.

4. COMMERCIAL

A. NORMAL RESTROOMS - (no unusual large use)

A. NORMAL RESTROOMS - (no unusual large use)
(same as single family residence)

3 PERSONS x 100 GALLONS x \$1.25 - \$375.00 USER FEE

6 PERSONS - (2 SINGLE FAMILY RESIDENCE) - 3 PERSONS x 100 GALLONS x 2 UNITS x \$1.25 = \$750.00 USER FEE

B. RESTAURANT

2 PERSONS PER 1 WASHING MACHINE = (1 UNIT) 2 PERSONS x 100 GALLONS x 10 x \$1.25 = \$2500.00 USER FEE

C. LAUNDRY (10 UNITS)

D. SERVICE STATION
(REGULAR TYPE - NO UNUSUAL LARGE USE)

SAME AS SINGLE FAMILY RESIDENCE

E. CAR WASH

SAME FEE AS LAUNDRY WITH 20 WASHERS.

Same with (E. Any high user)

that is on page 1

MINUTES OF
EMERGENCY MEETING
SEPTEMBER 22, 1981

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

ON THE 22ND DAY OF SEPTEMBER, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN AN EMERGENCY MEETING AT 1:30 P.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY SANDERS

ABSENT:

PRESIDENT	CHARLIE J. BROWN
DIRECTOR	JAMES N. CAMERON

STAFF:

ATTORNEY	CHARLES W. ZAHN, JR.
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MEETING WAS CALLED TO ORDER.

EASEMENTS -
BLOCKS 56,
57 & 58 -
PARK ROAD 53:

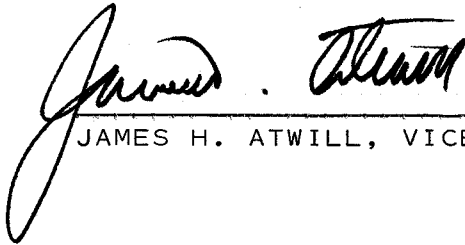
THE STAFF MADE A PRESENTATION TO THE BOARD CONCERNING THE STATUS OF THE CONTRACT WITH ISLES CONSTRUCTION COMPANY FOR SEWER IMPROVEMENTS FOR BLOCKS 56, 57, & 58, STATE LAND SURVEY, MUSTANG ISLAND, TEXAS. AFTER DISCUSSION, IT WAS MOVED BY TERRY BURTON THAT THE STAFF ATTEMPT TO OBTAIN THE NECESSARY EASEMENTS FOR INSTALLATION OF THE IMPROVEMENTS ON THE SUBJECT PROPERTY. IT WAS FURTHER MOVED THAT IF SAID EASEMENTS WERE NOT OBTAINED BY FRIDAY, SEPTEMBER 25, 1981, THAT THE CONTRACT WITH ISLES CONSTRUCTION COMPANY WAS TO BE SUSPENDED PENDING FURTHER ACTION OF THE BOARD. THE MOTION WAS SECONDED BY JAY SANDERS AND PASSED.

JOINT TAX
BOARD:

JAMES H. ATWILL RECOMMENDED TO THE BOARD THAT THE LOCATION OF THE JOINT TAX OFFICE FOR THE CITY, SCHOOL AND WATER DISTRICT BE MOVED FROM CITY HALL TO THE PORT ARANSAS HIGH SCHOOL. UPON MOTION BY JAY SANDERS, SECONDED BY TERRY BURTON IT WAS MOVED THAT JAMES H. ATWILL, AS THE DISTRICT'S REPRESENTATIVE TO THE JOINT TAX BOARD, VOTE TO MOVE THE JOINT TAX OFFICE FROM CITY HALL TO THE PORT ARANSAS HIGH SCHOOL. THE MOTION CARRIED.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



JAMES H. ATWILL, VICE PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

MINUTES OF
WORKSHOP SESSION
&
SPECIAL MEETING
AUGUST 19, 1981

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

ON THE 19TH DAY OF AUGUST, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A WORKSHOP SESSION/SPECIAL MEETING AT 7:00 P.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	CHARLES J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
ATTORNEY	CHARLES W. ZAHN, JR.
ENGINEER	GENE URBAN, P.E.
	JAMES URBAN

VISITORS:

GEORGE CRAIG

PRESIDENT, CHARLES BROWN, CALLED THE WORKSHOP SESSION TO ORDER TO DISCUSS POSTED ITEMS. AFTER DISCUSSION OF THESE ITEMS, THE WORKSHOP SESSION WAS CLOSED. JAMES N. CAMERON MADE THE MOTION AND JAY SANDERS SECONDED. THE MOTION CARRIED UNANIMOUSLY.

PRESIDENT, CHARLES BROWN, CALLED SPECIAL MEETING TO ORDER.

MINUTES:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES DELIVERED TO EACH DIRECTOR PRIOR TO THE MEETING) FOR AUGUST 3, 1981 AND APPROVE SAME. THE MOTION CARRIED UNANIMOUSLY.

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAMES N. CAMERON TO APPROVE:

JULY ACCOUNTS PAYABLE	\$18,239.63
JULY EXPENDITURES	\$57,357.62

THE MOTION CARRIED UNANIMOUSLY. (COPY OF THE ACCOUNTS PAYABLE AND EXPENDITURES ON FILE IN THE DISTRICT OFFICE).

BUDGET -
1981-82:

A MOTION WAS MADE BY JAMES H. ATWILL FOR THE STAFF TO CONTINUE THE BUDGET STUDY; ESPECIALLY, ITEMS QUESTIONED FOR ADDITIONAL INFORMATION DURING THE WORKSHOP SESSION. JAMES N. CAMERON SECONDED. THE MOTION CARRIED UNANIMOUSLY.

DATE FOR MEETING SET ON SEPTEMBER 9TH AT 9:00 A.M. TO DISCUSS AND APPROVE BUDGET, SEWER USER CHARGE, MAINTENANCE TAX ELECTION AND MINUTES OF PREVIOUS MEETING.

" USER CHARGE"
NEW SEWER TAPS:

JAMES H. ATWILL MADE A MOTION TO INSTRUCT THE STAFF TO PROCEED ON SEWER USER CHARGE ALONG THE LINES DISCUSSED AT THE WORKSHOP SESSION. JAMES N. CAMERON SECONDED. THE MOTION CARRIED UNANIMOUSLY.

LA PLAYA
DEVELOPMENT:

NO ACTION TAKEN ON LA PLAYA DEVELOPMENT.

" USER CHARGE"
RE: TERRAMAR &
FLATO PROPS.:

NO ACTION TAKEN.

WATER TAP
REQUEST ON
S.H. 361 -
W. W. ROBERT-
SON:

DISCUSSION WAS HELD ON REQUESTED WATER METER TAP BY MR. W. W. ROBERTSON, OWNER OF " BAIT HUT" OFF OF TRANSMISSION LINE ALONG SOUTH SIDE OF S.H. 361 AND TO BE BORED UNDER S.H. 361 AND EXTENDED TO PRIVATE PROPERTY ON NORTH SIDE OF S.H. 361. THE DIRECTORS AGREED PRESENT POLICY ON EXTENSIONS SHOULD PREVAIL.

MUSTANG BEACH
DEVELOPMENT:

MUSTANG BEACH DEVELOPMENT REQUESTED TO BE TAKEN OFF OF THE AGENDA AT THIS TIME.

JOINT TAX
BOARD:

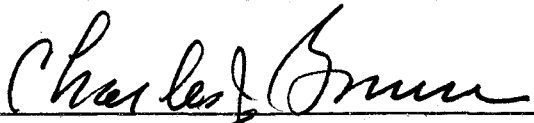
NO ACTION TAKEN.

MANAGER'S
REPORT:

THE MANAGER'S REPORT WAS PRESENTED. (COPY OF THE REPORT IS ON FILE IN THE DISTRICT OFFICE).

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO ADJOURN THE MEETING AT 11:00 P.M. THE MOTION CARRIED UNANIMOUSLY.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLES J. BROWN, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

MINUTES OF
REGULAR MEETING
AUGUST 3, 1981

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

ON THE 3RD DAY OF AUGUST, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A REGULAR MEETING AT 10:00 A.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

PRESIDENT	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.

VISITORS:

MUSTANG BEACH LTD.	SONNY CASTOR
SOUTH JETTY NEWSPAPER	RAYMOND CUSHING

THE MEETING WAS CALLED TO ORDER AT 10:00 A.M.

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES H. ATWILL TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) FOR MAY 4, 1981, MAY 26, 1981 & JUNE 17, 1981 AND APPROVE SAME. THE MOTION CARRIED.

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAY SANDERS TO APPROVE:

MAY ACCOUNTS PAYABLE	\$23,889.94
MAY EXPENDITURES	\$52,131.93
JUNE ACCOUNTS PAYABLE	\$30,399.33
JUNE EXPENDITURES	\$45,951.79

THE MOTION CARRIED. (COPY OF THE ACCOUNTS PAYABLE AND EXPENDITURES ON FILE IN THE DISTRICT OFFICE).

TEMPORARY
SEWER HOLD-
ING TANKS-
REQUEST OF
MR. CASTOR:

MR. CASTOR PRESENTED A REQUEST THAT HE BE PERMITTED TO BUILD A HOLDING TANK OR SOME SUBSITUTE FOR TEMPORARY SEWAGE AND WOULD NOT BE A SEPTIC TANK. IT IS NEEDED FOR A SALES OFFICE FOR LAND HE INTENDS TO DEVELOP. A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES N. CAMERON. THE MOTION CARRIED.

A MOTION WAS MADE REQUESTING MR. CASTOR TO SUBMIT DATA IN REGARDS TO THE SIZE AND METHOD OF DISPOSAL AND REQUESTED CHARLES W. ZAHN, ATTORNEY, TO DRAFT A LETTER AGREEMENT BETWEEN MR. CASTOR AND THE DISTRICT FOR THIS PROJECT.

TEMPORARY
SEWER HOLD-
TANKS -
(CONT'D)

THE BOARD DIRECTED CHARLES W. ZAHN TO ADD AN ADDENDUM TO SEPTIC TANK POLICY WHEREBY TEMPORARY BUILDINGS CAN UTILIZE SOME TYPE OF HOLDING TANK COMPARABLE TO SKID-O-CAN OPERATION TO BE MAINTAINED GENERALLY BY VACUUM TRUCKS SERVICE FOR DISPOSAL, SIMILAR TO THE OPERATION OF SKID-O-CANS BY THE CITY OF PORT ARANSAS.

THE DIRECTORS REQUESTED THE MANAGER TO INSTITUTE AN INVESTIGATION PROCEDURE WHEREBY IN FACT THE PROGRAM IS CARRIED OUT AS AGREED.

TAX RATE
1981-1982:

AFTER DISCUSSION, A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES ATWILL TO ADOPT AND PASS A RESOLUTION SETTING THE TAX RATE FOR 1981-1982 AT \$.18 PER HUNDRED DOLLARS VALUATION, BASED ON A 100% ASSESSMENT RATE. THE MOTION CARRIED. AYES - 5 / NAYES - 0. (RESOLUTION ON FILE IN THE DISTRICT OFFICE).

A FURTHER MOTION IN REGARDS TO TAX RATE, THAT DOCUMENTS AND INFORMATION BE PREPARED BY THE STAFF TO HAVE AN ELECTION FOR A MAINTAINCE TAX FOR THIS NOVEMBER 1981. THE MOTION WAS MADE BY JAMES CAMERON AND SECONDED BY JAMES ATWILL. THE MOTION CARRIED.

JOINT TAX
BOARD:

JAMES ATWILL GAVE A GENERAL REPORT ON TAX BOARD. THEY WILL HAVE A MEETING SOON ON CONTINUING CONTRACTS AND IF THE TAX OFFICE WILL STAY IN PRESENT OFFICES.

SEWER JET
CLEANER:

SEWER JET CLEANER AND PURCHASE OF WAS DISCUSSED AND BOARD AGREED TO PUT IT IN THE 1981-1982 BUDGET.

CONSTRUCTION
METERS - MINI-
MUM CHARGE:

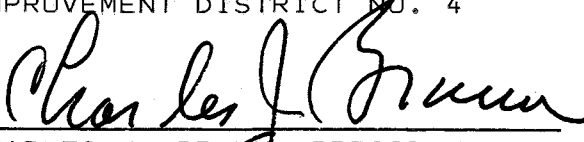
A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES CAMERON THAT A MONTHLY MINIMUM CHARGE BE ESTABLISHED FOR CONSTRUCTION METERS OR ANY OTHER METER IN THE SYSTEM. THE FEE IS TO BE THE SAME AS THE PUBLISHED RATE STRUCTURE THROUGHOUT THE DISTRICT. THE \$2.00 PER EACH ONE (1) THOUSAND GALLONS CHARGE FOR CONSTRUCTION WATER WILL REMAIN THE SAME. THE MOTION CARRIED.

MANAGER'S
REPORT:

THE MANAGER'S REPORT WAS PRESENTED. (A COPY OF THE REPORT IS ON FILE IN THE DISTRICT OFFICE).

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING AT 12:30 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


CHARLES J. BROWN, PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

MINUTES OF
SPECIAL MEETING
JUNE 17, 1981

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

ON THE 17TH DAY OF JUNE, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A SPECIAL MEETING AT 7:00 P.M. AT THE DISTRICT OFFICE, 315 SOUTH 9TH STREET, PORT ARANSAS, TEXAS, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING TO-WIT:

VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ATTORNEY	CHARLES W. ZAHN, JR.
ENGINEER	JAMES H. O'HARA, P.E.

VISITORS:

SOUTH JETTY	JAMES EDMONSON
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THE MEETING WAS CALLED TO ORDER AT 7:00 P.M.

STEP 1
GRANT
PROCESS:

THE BOARD REVIEWED CHANGES IN THE FACILITIES PLAN/ ENVIRONMENTAL INFORMATION DOCUMENT FOR FUTURE WASTEWATER TREATMENT PLANT IN THE STEP I GRANT PROCESS AND REQUESTED THE FOLLOWING DATA:

1. CLEAR UP SOME INFORMATION - PAGE #61.
 - A. CATALOG OF ANIMALS
2. EFFLUENT LOCATION EXACTLY,
3. A MEETING (WORKSHOP & SPECIAL MEETING FOR ACTION) ON JUNE 29, 1981 AT 7:00 P.M. TO RESTUDY FACILITIES PLAN/ENVIRONMENTAL INFORMATION DOCUMENT FOR FUTURE WASTEWATER TREATMENT PLANT IN STEP I GRANT PROCESS.
4. STAFF TO RECOMMEND HOW TO FINANCE.

NEW WATER &
SEWER TAP
FEES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES N. CAMERON TO INCREASE THE WATER AND SEWER TAP RATES AS RECOMMENDED BY THE STAFF, TO BECOME EFFECTIVE IMMEDIATELY, JUNE 18, 1981. THE MOTION CARRIED. (COPY OF NEW SCHEDULE OF RATES ON FILE IN THE DISTRICT OFFICE).

PIPER LAND
DEVELOPMENT:

PIPER LAND DEVELOPMENT INFORMATION, DOCUMENTS AND BACK-GROUND WERE GIVEN TO THE BOARD BY THE MANAGER AND ATTORNEY FOR THE DISTRICT FOR THE DIRECTOR'S INFORMATION.

CARL DUAINÉ
& ASSOCIATES:

THE DISTRICT HAS RECENTLY RECEIVED A LETTER FROM CARL DUAINÉ & ASSOCIATES IN REGARDS TO HIS PROPOSED SUBDIVISION. AFTER DISCUSSION, ATTORNEY FOR THE DISTRICT, CHARLES W. ZAHN, JR., WAS DIRECTED BY THE BOARD TO ANSWER MR. DUAINÉ'S LETTER ALONG THE GENERAL LINES THAT: THE DISTRICT HAS MADE PROPER AGREEMENT WITH MR. DUAINÉ, AND MR. DUAINÉ HAS MADE AN AGREEMENT WITH THE DISTRICT, AND THE DISTRICT REPRESENTS THE PUBLIC'S TRUST, AND THAT MR. DUAINÉ SHOULD CARRY OUT HIS AGREEMENTS WITHIN 10 TO 15 DAYS OR THE DISTRICT WILL TAKE APPROPRIATE ACTION SUFFICIENT TO HAVE HIM CARRY OUT HIS OBLIGATIONS. A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES N. CAMERON. THE MOTION CARRIED.

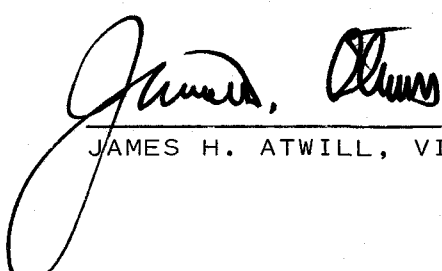
LA PLAYA
SUBDIVISION:

AFTER DISCUSSION, DIRECTORS AGREED TO AN EXTENSION OF TIME TO JULY 15, 1981 FOR LA PLAYA TO FINISH THE PROJECT AND AUTHORIZED GENE URBAN, P.E. TO FIGURE THE AMOUNT DISTRICT OWES TO LA PLAYA ON OVERDEPTH OF SEWER LINE.

ALSO, DIRECTORS AUTHORIZED STAFF TO PURSUE PROHIBITING ANY FURTHER HABITATION IN EXISTING HOUSES (WITH THE EXCEPTION OF THE HOUSE ON LOT #8, CURRENTLY OCCUPIED), THROUGH THE ASSISTANCE OF THE CODE ENFORCEMENT OFFICER FOR PORT ARANSAS.

A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING AT 10:00 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



JAMES H. ATWILL, VICE PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

May 12, 1981

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

Attention Mr. Don Roy Farley, Manager

Re: La Playa, A Condominium Project

Gentlemen:

As you are aware, we are the developers of the above referenced project in Port Aransas, Texas and as such have installed water and sewer utilities in accordance with the plans approved by the Board of Directors. The plan as approved by the Board included the oversize and overdepth of certain lines, which installation was completed at the request of the District. In accordance with District policy, we were to obtain bids for the lines necessary to serve our project and bids to oversize and deepen said lines to serve a larger area and submit the same to the District. Bids were obtained, submitted to the District and the District requested that we install the lines, which we did.

The District's policy provides that the difference in the cost, both engineering and installation, between the lines necessary to serve our project and the oversized and deepened lines requested by the District are to be reimbursed by the District to our concern.

We have attempted on numerous occasions to obtain the computations necessary for reimbursement from our engineers, Ogletree, Gunn and Associates, and have been unable to do so. The purpose of this letter is to request that you have your engineers review the project and from their review advise you of the sums we are entitled to as a result of the oversize and overdepth of the utility lines which we paid for. We agree to abide by their decision and also agree that the contract with them will be by and between the District and them. By proceeding in this manner your engineers will not be placed in a conflict of interest position

Nueces County Water Control
and Improvement District No. 4

2.

May 12, 1981

since we will not have an agreement with them. Any costs incurred by the District through your engineers, Urban Engineering, in obtaining the information requested will be reimbursed to the District by our concern.

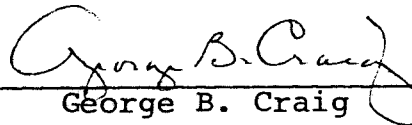
We are also aware that there are certain items concerning the construction project which have not been approved by your manager and which we are responsible for prior to obtaining water service. We have advised our contractors, Isles Construction Company and Island Construction Company, of these deficiencies and have asked that they be corrected within the time frame given to me by Mr. Brown, President of the Board. We will keep you advised on the progress being made to cure the areas of concern which you expressed.

I believe this is the information you requested and if I can be of any further assistance, please call.

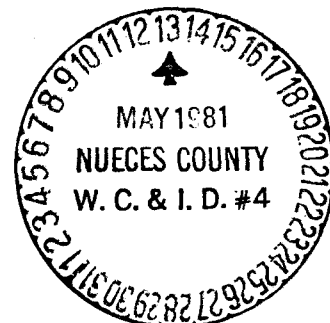
Yours very truly,

ACE SALES COMPANY

By


George B. Craig

GBC/jm



MINUTES OF
SPECIAL MEETING
MAY 26, 1981

STATE OF TEXAS 1
COUNTY OF NUECES 1
CITY OF PORT ARANSAS 9

ON THE 26TH DAY OF MAY, 1981, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4
CONVENED IN A SPECIAL MEETING AT 9:00 A.M. AT THE REGULAR
MEETING PLACE THEREOF, THERE BEING PRESENT AND IN ATTENDANCE
THE FOLLOWING MEMBERS TO-WIT:

PRESIDENT	CHARLES J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY R. SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ASS'T ADMIN.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.
AUDITOR	WILLIE J. KOSAREK

VISITORS;

CITIZEN	MRS. SAM ALLEN
RED FISH BAY REP	R. H. SHACKELFORD, JR. P.E.

PUBLIC HEARING: MEETING WAS CALLED TO ORDER AT 9:00 A.M. PURSUANT TO
PUBLIC NOTICE POSTED AND PUBLISHED IN LOCAL NEWS OF PUBLIC
HEARING ON THE PROPOSAL TO INCREASE WATER AND SEWER RATES.
MR. BROWN GAVE A PRESENTATION TO THE BOARD AS TO THE
JUSTIFICATION FOR THE INCREASE IN WATER AND SEWER RATES. THE
DISTRICT STAFF PROPOSED THE FOLLOWING WATER AND SEWER RATE
INCREASE AS FOLLOWS;

WATER

5/8	\$ 6.00
3/4	6.00
1	14.00
1-1/2	28.00
2	56.00
3	112.00
4	224.00
6	350.00
\$1.34 PER 1,000 GALLONS	
ALL OVER 3,000 GALLONS	

SEWER

<u>RESIDENTIAL</u>
\$ 6.00 FOR FIRST 6,000 GALLONS
\$.53 PER 1,000 GALLON ALL OVER 6,000 GALLONS
<u>COMMERCIAL</u>
\$10.00 FOR FIRST 6,000 GALLONS
\$.53 PER 1,000 GALLON ALL OVER 6,000 GALLONS

THERE BEING NO PUBLIC ATTENDANCE AND NO STATED OPPOSITION TO THE
RATES THE PUBLIC HEARING WAS CLOSED.

MAY 26, 1981
SPECIAL MEETING

1981 WATER
AND SEWER
INCREASE:

JAMES H. ATWILL MADE A MOTION THAT THE RATES BE INCREASED AS RECOMMENDED BY THE DISTRICT STAFF AS STATED IN THE PUBLIC HEARING, EFFECTIVE AT THE AUGUST 1, 1981 BILLING, STARTING READINGS ON JUNE 15, 1981. ALSO THAT A MANDATORY REVIEW OF WATER AND SEWER RATES BE MADE BY THE STAFF ON A YEARLY BASIS BY PUBLIC NOTICE. JAY R. SANDERS SECONDED. THE MOTION CARRIED.

MINUTES:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAMES N. CAMERON TO APPROVE THE ADOPTION OF THE MINUTES AS SUBMITTED WITH THE FOLLOWING CORRECTION: PARAGRAPH 6, MAY 4, 1981, THE DIRECTORS REQUESTED COPIES OF DOCUMENTS ON THE STEP 1 GRANT PROCESS FROM URBAN ENGINEERING AFTER CORRECTIONS HAVE BEEN MADE. THE MOTION CARRIED.

JOINT TAX
BOARD:

JAMES H. ATWILL REPORTED THAT THE JOINT TAX BOARD MET LAST WEEK WITH THE APPRAISERS, M.A. CAGE AND T.Y. PICKET. THERE WILL BE APPROXIMATELY A 1% INCREASE IN REAL AND PERSONAL PROPERTY TAXES AS OF JANUARY 1, 1981. THE INDUSTRIAL INCREASES, OIL AND GAS, AS REPORTED FROM THE FIRM OF T.Y. PICKET, WILL BE SUBSTANTIALLY GREATER BUT DO NOT HAVE THE FIGURES AVAILABLE AT THIS TIME.

THE BOARD EXPRESSED ITS SINCERE APPRECIATION FOR THE OUTSTANDING JOB MR. ATWILL IS DOING AS REPRESENTATIVE FOR THE DISTRICT ON THE JOINT TAX BOARD.

BOARD OF
EQUALIZATION
1981:

JAMES H. ATWILL MADE A MOTION THAT THE SAME THREE MEMBERS, J.C. BARR, JIM ROSSON AND DUNCAN NEBLETT BE APPOINTED TO THE BOARD OF EQUALIZATION FOR THE 1981 TAX YEAR AND THAT THE PAY BE THE SAME, \$33.34 PER DAY. THE MOTION WAS SECONDED BY JAY R. SANDERS. THE MOTION CARRIED.

REDFISH BAY
TERMINAL
REQUEST:

CHARLIE ZAHN REPORTED ON REDFISH BAY TERMINAL, INC. REQUEST FOR WATER. AFTER DISCUSSION, A MOTION WAS MADE BY JAMES H. ATWILL FOR THE STAFF TO PURSUE THE VARIOUS AVENUES OF ENTERING INTO A CONTRACT WITH REDFISH BAY TERMINAL, INC., HAVING IN MIND THE CAUTIONS THAT HAVE BEEN DISCUSSED. THE MOTION WAS SECONDED BY JAY R. SANDERS.

THE VOTE WAS;

CHARLES J. BROWN	YES
JAMES H. ATWILL	YES
JAY R. SANDERS	YES
TERRY BURTON	NAY
JAMES N. CAMERON	NAY

FLATO AGREEMENT: CHARLIE ZAHN REPORTED TO THE BOARD ON THE FLATO AGREEMENT.

" THE BOARD APPROVED AN AGREEMENT WITH THE FLATO CORPORATION, MUTUAL OF NEW YORK. THEY RECEIVED THE AGREEMENT LAST WEEK AND APPROVED IT AND SIGNED THE AGREEMENT IN NEW YORK CITY. THE AGREEMENT WAS THEN SENT TO SAN ANTONIO FOR RICHARD CARLYON TO EXECUTE. FROM THERE THE AGREEMENT IS TO COME TO CORPUS CHRISTI

MAY 26, 1981
SPECIAL MEETING

FOR FLATO TO EXECUTE AND AT THAT TIME I WILL BRING THE AGREEMENT TO THE BOARD TO EXECUTE. THAT AGREEMENT HAS EVERYONE'S APPROVAL SO THE DISTRICT WILL BE CONSUMATING THAT AGREEMENT IN THE NEXT SEVERAL DAYS. ALSO THE AGREEMENT FOR THE GROUND STORAGE TANK LAND THE DISTRICT REQUESTED HAS ALSO BEEN SENT THROUGH THE SAME CHANNELS FOR SIGNATURES.''

SAN PATRICIO
AGREEMENT:

CHARLIE ZAHN REPORTED TO THE BOARD DISCUSSIONS BETWEEN SAN PATRICIO MUNICIPAL WATER DISTRICT AND NUECES COUNTY WATER DISTRICT REPRESENTATIVES AND RECOMMENDED THAT GENE URBAN, THE DISTRICT'S ENGINEER AND MANAGER DON ROY FARLEY CONTINUE WORKING TOWARD A RESOLUTION BETWEEN SAN PAT AND THE DISTRICT.

FINANCIAL
REPORT:

A MOTION WAS MADE AND DULY SECONDED TO APPROVE:

APRIL ACCOUNTS PAYABLE	\$33,041.77
APRIL EXPENDITURES	\$52,838.20

THE MOTION CARRIED. (A COPY OF THE FINANCIAL REPORT IS ON FILE IN THE DISTRICT OFFICE.)

MANAGER'S
REPORT:

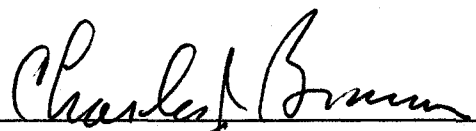
IN LEIU OF WRITTEN REPORT, MANAGER DON ROY FARLEY SUBMITTED THE FOLLOWING THREE ITEMS;

- 1). MRS. SAM ALLEN CAME BEFORE THE BOARD TO EXPRESS HER DISLIKE TO A CHARGE SHE HAD RECEIVED AS A RE-CONNECT TO HER SPRINKLER SYSTEM. SHE WAS UNDER THE IMPRESSION THIS WAS A DELIQUENT CHARGE AND THE CHARGE HAD TRIPILED IN PRICE. AFTER DISCUSSION AND EXPLANATION FOR THE REASON FOR THE PRICE CHANGE, MRS. ALLEN WAS SATISFIED.
- 2) I WOULD LIKE CLARIFICATION OF FURTHER STAFF WORK CONCERNING USER'S FEES IN REGARDS TO DEVELOPERS WHO HAD INFACCT PREVIOUSLY PAID ALL OR A PART OF THE SUM THE USER'S CHARGE IS BASED UPON. THE BOARD ADVISED THE STAFF TO PURSUE AND REPORT BACK.
- 3) MR. WHITTEN HAD MADE A REQUEST TO APPROACH THE BOARD CONCERNING POSSIBLE SEPTIC TANK USE. MR. WHITTEN DID NOT ATTEND MEETING.

A MOTION WAS MADE BY JAY R. SANDERS AND SECONDED BY JAMES N. CAMERON TO ADJOURN THE MEETING AT 12:00 NOON.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4

ATTEST:



CHARLES J. BROWN, PRESIDENT



TERRY BURTON, SECRETARY

MINUTES OF
REGULAR MEETING
MAY 4, 1981

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

ON THE 4TH DAY OF MAY, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A WORKSHOP SESSION AT 9:00 A.M., CLOSED THE WORKSHOP SESSION AT 10:00 A.M. AND RECONVENED IN A REGULAR MEETING AT THAT TIME AT THE REGULAR MEETING PLACE THEREOF, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING MEMBERS TO-WIT:

PRESIDENT	CHARLES J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY R. SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.
URBAN ENGINEERING	JAMES C. O'HARA, P.E.
URBAN ENGINEERING	MARK MARONEY

VISITORS:

TEXAS A&I UNIVERSITY	DR. JOHN C. PEREZ
BRUCE STARK MOTEL	BRUCE & BEVERLY STARK
BRUCE STARK MOTEL	DAN BOONE
HUTCHISON ENGINEERING	ROBERT HUTCHISON
REEDER REALTY	SUZANNA REEDER
REEDER REALTY	FRED REEDER
PORT ARANSAS BEACON	JIM BOB MITCHELL
SOUTH JETTY	JAMES EDMONSON

MEETING CALLED TO ORDER AT 10:00 A.M.

MINUTES:

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY JAMES H. ATWILL TO WAIVE THE READING OF THE MINUTES (COPIES OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE BOARD MEETING), AND APPROVE THE MINUTES OF APRIL 6TH AND APRIL 13TH, 1981. THE MOTION CARRIED.

BIDS ON
SURPLUS
EQUIPMENT:

BIDS WERE RECEIVED AND OPENED. A MOTION WAS MADE BY JAY R. SANDERS AND SECONDED BY TERRY BURTON TO ACCEPT THE BID FROM THE PORT ARANSAS INDEPENDENT SCHOOL DISTRICT FOR TWO TYPEWRITERS AT \$100.00 EACH. THE MOTION CARRIED.

REQUEST OF MR.
BRUCE STARK -
"USER CHARGE":

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAMES H. ATWILL TO DENY THE REQUEST OF BRUCE STARK TO REFUND THE USER CHARGE ON HIS WATER SERVICE APPLICATION. THE MOTION CARRIED.

PRELIMINARY
PLAT OF SUB-
DIVISION BY
C. W. ZAHN:

THE BOARD REVIEWED AND APPROVED AS SHOWN THE
PRELIMINARY PLAT OF THE SUBDIVISION CALLED SANDPIPER
ESTATES.

PRELIMINARY RE-
PLAT OF SUB-
DIVISION BY
S. REEDER:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY
JAMES N. CAMERON AUTHORIZING THE STAFF TO CONTINUE TO
REVIEW THE PRELIMINARY REPLAT OF THE STATION PLACE
SUBDIVISION BY SUZANNA REEDER. THE MOTION CARRIED.
(A LETTER IS ON FILE IN THE DISTRICT OFFICE TO THE CITY
PLANNING COMMISSION OF PORT ARANSAS STATING THE FOLLOWING:
THE SUBDIVISION CALLED STATION PLACE SUBDIVISION AS SHOWN
BY PRELIMINARY REPLAT BY R. D. HUTCHISON IS APPROVED
SUBJECT TO THE UNDERSTANDING THAT THE CITY WILL NOT
APPROVE A FINAL PLAT UNTIL THE SERVICES ARE RUN ACROSS
STATION STREET. THIS CAN BE DONE IN THE NORMAL MANNER
OF APPLICATION OF SEWER TAP AND TAP FEES.)

PUBLIC HEARING
STEP I GRANT
FOR FUTURE
WASTEWATER
TREATMENT
PLANT:

DR. JOHN C. PEREZ, CONSULTANT AND JAMES C. O'HARA,,
P.E. OF URBAN ENGINEERING PRESENTED INFORMATION REGARDING
THE FACILITIES PLAN AND ENVIROMENTAL INFORMATION DOCUMENT
FOR THE STEP I GRANT FOR THE CONSTRUCTION OF A FUTURE
WASTEWATER TREATMENT PLANT. DR. PEREZ AND MR. O'HARA
ANSWERED ALL QUESTIONS FROM THE PUBLIC AND THE BOARD.
(A COPY OF THE SUMMATION OF THE PUBLIC HEARING WILL BE
ON FILE IN THE DISTRICT OFFICE).

REVIEW OF
FLATO AGREE-
MENT - 1979:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY
JAY SANDERS TO APPROVE A VARIANCE IN THE ENGINEERING DESIGN
AS RECOMMENDED BY URBAN ENGINEERING; AND ALSO AUTHORIZE
THE STAFF TO INCORPORATE IT INTO AN AMENDMENT TO THE
ORIGINAL AGREEMENT AND FURTHER, TO AUTHORIZE THE PRESIDENT
AND SECRETARY OF THE BOARD TO EXECUTE ON BEHALF OF THE
DISTRICT THE AGREEMENT AT SUCH TIME IT IS DRAWN AND
APPROVED BY ALL THE OTHER INDIVIDUALS AND AGENCIES
INVOLVED. THE MOTION CARRIED.

WATER AND
SEWER TAP
FEES:

DISTRICT MANAGER, DON ROY FARLEY, PRESENTED A STUDY
OF RECOMMENDED INCREASES IN WATER AND SEWER TAP FEES.
AFTER REVIEW, A MOTION WAS MADE BY JAMES H. ATWILL AND
SECONDED BY JAY SANDERS RECOMMENDING CERTAIN ADJUSTMENTS
IN THE INCREASES ON WATER AND SEWER TAP FEES, AND THAT
THE STUDY BE PRESENTED TO THE BOARD FOR FINAL APPROVAL
WHEN COMPLETED. THE MOTION CARRIED.

REVIEW OF
POLICY ON
SEWER CREDIT:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY
JAY SANDERS THAT SEWER CREDITS NOT BE GIVEN AND THAT THE
RATE WOULD ONLY BE CHANGED AT THE TIME THE DISTRICT IS
NOTIFIED OF SUCH A CHANGE. THE MOTION CARRIED.

INCREASE OF
WATER AND/OR
SEWER RATES:

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAY SANDERS AUTHORIZING THE STAFF TO BEGIN THE LEGAL PROCEDURES FOR A PUBLIC HEARING TO BE HELD ON MAY 26, 1981 REGARDING INCREASE IN WATER AND/OR SEWER RATES, AND THAT FURTHER ACTION AT THIS TIME BE TABLED UNTIL THE BOARD HAS STUDIED THE INFORMATION PRESENTED. THE MOTION CARRIED.

REVIEW LEASE/
PURCHASE OF
SEWER JET
CLEANER:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO TABLE ACTION ON LEASE/PURCHASE OF A SEWER JET CLEANER AT THIS TIME.

REVIEW OF
CHARGES TO
CITY FOR
SKID-O-CANS:

AFTER DISCUSSION, THE BOARD AUTHORIZED FURTHER STUDY BY THE STAFF AND SPECIFICALLY TO OBTAIN INFORMATION AS TO THE CHEMICALS USED IN THE SKID-O-CANS.

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES N. CAMERON TO APPROVE:

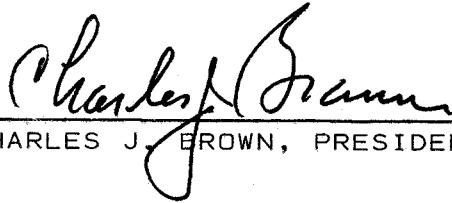
MARCH ACCOUNTS PAYABLE	\$28,959.46
MARCH EXPENDITURES	\$51,155.46

THE MOTION CARRIED. (A COPY OF THE FINANCIAL REPORT IS ON FILE IN THE DISTRICT OFFICE).

MANAGER'S
REPORT:

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY JAY SANDERS AUTHORIZING THE STAFF TO PURCHASE PUBLIC OFFICIAL LIABILITY COVERAGE FOR THE MEMBERS OF THE NUECES COUNTY WC&ID#4 BOARD OF DIRECTORS THROUGH GLASS, SORENSON & MCDAVID INSURANCE. THE MOTION CARRIED. THE MANAGER'S REPORT WAS PRESENTED. (A COPY OF THE REPORT IS ON FILE IN THE DISTRICT OFFICE).

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLES J. BROWN, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

MINUTES OF
WORKSHOP SESSION

&

SPECIAL MEETING

APRIL 13, 1981

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

ON THE 13TH DAY OF APRIL, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A WORKSHOP SESSION AND AFTER THE SESSION CALLED A SPECIAL MEETING AT THE TARPON INN RESTAURANT, 200 1/2 EAST COTTER THEREOF, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING MEMBERS TO-WIT:

PRESIDENT	CHARLES J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY R. SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ATTORNEY	CHARLES W. ZAHN, JR.
ENGINEER	GENE C. URBAN, P.E.

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY R. SANDERS TO GO INTO THE WORKSHOP SESSION AS POSTED.

WORKSHOP
SESSION
SHORT, MEDIUM
& LONG RANGE
PLANNING FOR
THE DISTRICT:

THE STAFF PRESENTED ITEMS FOR BOARD DISCUSSION. ITEMS CONSISTED GENERALLY AS REFLECTED BY A STAFF LETTER TO THE BOARD DATED MARCH 3, 1981 AND OTHER GENERAL CONDITIONS OF OPERATIONS.

ATTORNEY, CHARLES W. ZAHN, JR., MADE THE FIRST PRESENTATION WHICH CONSISTED OF A REVIEW OF PAST PLANS THAT HAVE BEEN CARRIED OUT AND ARE STILL IN THE PROCESS OF BEING CARRIED OUT. ALSO, PRESENTED ITEMS THE STAFF FELT LIKE THE BOARD WOULD NEED TO CONSIDER.

ENGINEER, GENE URBAN, MADE THE SECOND PRESENTATION WHICH CONSISTED OF ESSENTIALLY THE SAME ITEMS BUT FROM AN ENGINEERING STANDPOINT.

THE MANAGER, DON ROY FARLEY, MADE THE THIRD PRESENTATION WHICH INCLUDED THE SAME ITEMS FROM AN OPERATIONAL STANDPOINT. A VERY LONG DISCUSSION WAS HELD BY ALL PRESENT FOLLOWING THE PRESENTATIONS.

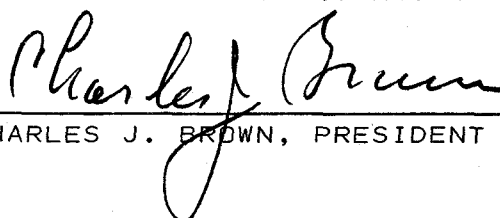
WORKSHOP
SESSION:

A MOTION WAS MADE TO COME OUT OF THE WORKSHOP SESSION,
TO HOLD THE SPECIAL MEETING WHICH CONSISTED OF ONLY ONE
URGENT ITEM WHICH WAS A SMALL WORDING CHANGE IN THE
RESOLUTION ON THE INSTALLATION OF MEASURING DEVICES FOR
WATER SERVICE.

AFTER DISCUSSION, JAY R. SANDERS MOVED TO AMEND THE
RESOLUTION CHANGE AND JAMES N. CAMERON SECONDED. THE MOTION
CARRIED UNANIMOUSLY. (A COPY OF THE AMENDED RESOLUTION
WILL BE ATTACHED TO THE MINUTES).

A MOTION WAS MADE BY JAY R. SANDERS AND SECONDED BY
JAMES N. CAMERON TO ADJOURN THE MEETING AT 5:45 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLES J. BROWN, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

Sm wordy

RESOLUTION ON THE INSTALLATION
OF MEASURING DEVICES FOR WATER SERVICE

WHEREAS, the Nueces County Water Control and Improvement District No. 4, hereinafter referred to as the "District", is a water control and improvement district organized pursuant to Article 16, Section 59, of the Texas Constitution; and,

WHEREAS, the District, pursuant to Section 51.303 of the Water Code of the State of Texas, has authority to adopt rules and regulations which govern methods, terms and conditions of water service, including assessments for maintenance and operation; and,

WHEREAS, the District, pursuant to Section 51.318 of the Water Code of the State of Texas, has authority to impose maintenance and operation changes in the form of a fixed minimum connection charge based on the quantity of water furnished and further to impose an additional charge for the use of more water than that covered by the minimum charge; and,

WHEREAS, the District, pursuant to Section 51.318 of the Water Code of the State of Texas, has authority to install proper measuring devices or to require that they be installed; and,

WHEREAS, the Board of Directors of the District is desirous of adopting a policy requiring the installation of measuring devices to measure the quantity of water furnished by the District to include the size and type of measuring device which shall be installed and the assessment therefore; and a policy imposing a one-time assessment to customers of the District requesting initial water service to help the District offset the cost of meeting the demands that will be imposed on the District to provide water service in the future resulting from the initial request for water service.

NOW THEREFORE, BE IT RESOLVED, by the Board of Directors

of the District, that from and after the date of adoption of this Resolution, it shall be the policy of the Nueces County Water Control and Improvement District No. 4, that every owner, user, or developer of one or more tracts or parcels of land lying within the boundaries of the District who proposes to serve said tract or parcel of land with a fresh supply potable water provided by the District must comply with the following requirements before the District will actually begin to deliver water to said tract or parcel of land, to-wit:

1. An application in the form approved by the Board of Directors shall be submitted to the Manager of the District.

2. Upon receipt of the application for service, the Manager of the District, using the criteria set forth on Exhibit "A" attached hereto and incorporated herein as if set forth in full, shall determine the size of measuring device which shall be used for the requested service, which determination as to size shall be considered final. If, from the application, the Manager determines that the quantity of water requested will exceed the capacity for the size of measuring device required using the above criteria, or will cause a demand on said measuring device in excess of commonly accepted standards for that size of measuring device, the Manager shall require that a larger measuring device be installed. The determination by the Manager shall be considered final.

3. After the determination by the Manager as to what size measuring device shall be installed for the requested service, the owner, user, or developer of a tract or parcel of land lying within the District who requests said service shall submit a fee in the amount approved by the Board of Directors. The fee shall be based on the District's actual cost of labor and materials for installing said measuring device. In the event the Manager

determines that the requested service will require the installation of a 2" measuring device or larger, the owner, user or developer may, with the consent of the Manager, utilize a contractor other than the District for the installation, and other than provided in Paragraph 4 below, no fee shall be required to be submitted for the measuring device if installed by a contractor other than the District.

4. An assessment, to be used by the District to offset the cost of meeting the demand for water service that will be placed on the District in the future as a result of the request for service, shall be submitted to the Manager for the District following the determination by the Manager as to the size of measuring device which is to be installed as a result of the request for service. The assessment shall be based on the size of measuring device which is to be installed and shall be in the amount approved by the Board of Directors. The assessment required under this paragraph shall be required only if the request for service is the initial request for service for the tract or parcel of land being developed and shall not be required where the tract or parcel is already receiving service or the assessment required hereunder has been submitted to the District and a subsequent request for service is made for said tract or parcel of land, provided however, that if the request for service substantially changes the use being made of the tract or parcel of land, or the request for service increases the quantity of water that the District will have to provide over the amount that the District is presently providing to the tract or parcel of land, the request shall be considered to be an initial request for service. Assessments collected by the District pursuant to this paragraph shall be placed in the Capital Improvement Account of

the District and shall be used by the District to meet the demands for water service that will be placed on the District in the future as a result of new requests for water service.

5. All measuring devices installed pursuant to this policy shall be installed in accordance with plans and specifications approved by the District and the installation shall be subjected to inspection by representatives of the District.

6. All fees or assessments set forth herein shall be subject to change by the Board of Directors of the District at a meeting of the Board of Directors called for that purpose.

PASSED AND APPROVED this the 13th day of April,
1981.

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

By: Charlie Brown
Charlie Brown, President

ATTEST:

Terry Burton
Terry Burton, Secretary

D-

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4
PORT ARANSAS, TEXAS 78373**

March 3, 1981

P. O. BOX 128
749-5201
AREA CODE 512

Board of Directors
Nueces County W. C. & I.D. No. 4
P.O. Box 128
Port Aransas, Texas 78373

Attention Mr. Charlie Brown,
President

Re: Long Range Plan and Contemplated
Future Expenditures

Gentlemen:

The staff of the District, including our engineer and attorney have met and discussed a long range plan for the District and contemplated future capital expenditures and as a result of our discussion would recommend to the Board of Directors for your consideration the following plan. This plan will be divided into three phases, the same being contemplated short term expenditures (over the next five years), contemplated long range expenditures (over the next 30 years), and expenditures for continuous maintenance (figured over the next five years).

Areas which need to be considered as short term projects and therefore within the next five years are as follows:

1. The District needs to authorize its staff to procure a site for the construction of an operational and maintenance complex of sufficient size to provide capability to the District to grow as the District expands the services it is providing. The estimated engineering and attorney's fees for such acquisition will be approximately \$2,000.00.

2. The District needs to authorize its staff to begin the initial plan for the construction of the operational and maintenance complex which will be situated on the site mentioned in paragraph No. 1 above. The estimated cost of this plan is \$10,000.00.

3. The District is in the process now of completing the studies necessary to construct a waste water treatment plant utilizing funds provided by the Federal Government under its Step Program. Actual construction of said plan should be completed within the short term and the District's share of the funds necessary to construct said plant would be approximately \$500,000.00 which could either be provided by use of District funds if available or funds obtained pursuant to the sewer agreement by and between the District and Flato Corporation dated November 13, 1979. The total estimated construction cost of this facility is approximately \$2,000,000.00.

4. As a part of the Step Grant Program for the consideration of a waste water plant, engineering plans and specifications must be prepared. The estimated cost of said plans are \$100,000.00 of which the District's share will be \$25,000.00.

5. The staff would recommend the renovation of the existing water system to provide capability to the District to pump water received from our source at the City of Corpus Christi across the Corpus Christi Ship Channel to provide another source of water for users and customers of the District's service on Harbor Island. The estimated cost of this renovation is approximately \$50,000.00 although no firm figures have been obtained by the staff at this time.

6. The staff would recommend in the short term that a means of emergency power be obtained to operate the facilities of the District during times of emergency wherein power is not available from Central Power and Light Company because of a natural catastrophe or because of means beyond the District's or Central Power and Light's control. The estimated cost of this equipment is approximately \$200,000.00.

7. In order to continue providing service in the manner consistent with the desires of the Board, its staff recommends that funds be set aside during the short term for the purchase of the following equipment, to-wit:

- (a) Sewer rodder.
- (b) Three trucks.
- (c) A backhoe.

8. The staff recommends that a fund be established to provide minor extensions of water and sewer service to undeveloped areas. This fund could be developed as a result of the extension policy of the District and any expenditures could be reimbursed to the District pursuant to said policy.

Areas which need to be considered by the Board as long term projects are as follows:

1. The Board should during the long term construct an operational and maintenance complex including but not limited to an office, yard and warehouse with the capabilities to be expanded as the requirements for water and sewer service for the District increase.

2. The District should parallel the 12 inch line beginning at the pump station on the north end of the Mustang Island State Park to the water tower at the south end of the Terramar Tract with a 14 inch line to increase the capacity of the District to provide water to its customers.

3. The District should parallel the line from the south end of the Terramar Tract to the 16 inch line within the City of Port Aransas to increase the capabilities of the District to provide water service to its customers lying within the District and specifically within that area known as Terramar and the City of Port Aransas. If the Mustang Beach subdivision (Piper) develops in any manner, the necessity for paralleling this line could be accelerated and could in the future be required during the short term.

4. The staff feels that the District should within the long term construct an additional elevated water storage tank in order to continue compliance with standards established for fire protection by the appropriate agencies of the State of Texas.

5. The District should during the long term parallel a 20 inch line from Park Road 22 to the pump station at the north end of the Mustang Island State Park to increase the capabilities of the District to provide an adequate supply of water to its customers.

6. The District should provide a system of force mains or related facilities from the existing waste water treatment plant to the waste water treatment plant to be constructed during the short term to provide the District with the capabilities to handle flow shifts during peak usage periods.

7. The District should provide a remote metering system so as to enable the District to monitor at a central location its plants, pump stations, storage facilities and other related facilities thereby enabling the District to operate its system in a more economical manner.

The long term proposals by your staff have not been costed since it is the feeling of the staff that these proposals and the subsequent construction of the facilities will be triggered on growth in the District and the installation should be paid for through bond funds approved by the voters of the District.

The staff of the District would advise the Board that funds need to be set aside in order to maintain a continuous maintenance program on the lines of the District, the waste water treatment plant and the storage tanks. During the short term it is estimated by the staff that tank maintenance will cost approximately \$600,000.00, and maintenance of the waste water treatment plant will cost approximately \$35,000.00. The staff has been unable to come up with a figure as to the cost of maintenance during the five year period of the lines and other related facilities of the District.

In the staff review the above items are considered by the staff to be necessary to maintain the high quality of service which the District is providing to its customers now. This information is provided for your review and it is the District staff's recommendation that the Board utilize this material along with input from the Board and the public to formulate a plan for the future growth of the District.

Very truly yours,


Don Roy Farley,
District Manager

MINUTES OF
SPECIAL MEETING
APRIL 6, 1981

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

ON THE 6TH DAY OF APRIL, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & 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	CHARLES J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
SECRETARY PRO-TEM	JAY R. SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.

VISITORS:

SOUTH JETTY	JAMES EDMONSON
JUDGE	DUNCAN NEBLETT

MEETING CALLED TO ORDER AT 9:00 A.M.

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES N. CAMERON TO WAIVE THE READING OF THE MINUTES (COPIES OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE BOARD MEETING), AND APPROVE MINUTES OF MARCH 4TH, MARCH 13TH AND MARCH 20TH, 1981. THE MOTION CARRIED.

CANVAS OF
1981 VOTES:

PRESIDENT, CHARLES J. BROWN, WAS PRESENTED WITH THE 1981 ELECTION RESULTS. A MOTION WAS DULY MADE AND SECONDED TO ACCEPT THE ORDER DECLARING RESULTS OF DIRECTORS ELECTION. THE MOTION CARRIED. (THE ORDER IS ATTACHED AND BECOMES A PERMANENT PART OF THE MINUTES).

OATH OF
OFFICE:

THE OATH OF OFFICE WAS ADMINISTERED TO NEWLY ELECTED DIRECTORS, JAMES N. CAMERON AND JAY R. SANDERS, BY JUDGE DUNCAN NEBLETT.

REORGANI-
ZATION OF
BOARD:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES N. CAMERON FOR OFFICER'S POSITIONS TO REMAIN THE SAME ON THE BOARD; PRESIDENT, CHARLES J. BROWN; VICE PRESIDENT, JAMES H. ATWILL; SECRETARY, TERRY BURTON; SECRETARY PRO-TEM, JAY R. SANDERS; DIRECTOR, JAMES N. CAMERON. THE MOTION CARRIED.

EXECUTE CON-
TRACT - 1.5
MILLION GAL.
STORAGE TANK:

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY JAY SANDERS, AUTHORIZING THE PRESIDENT AND SECRETARY TO EXECUTE CONTRACT DOCUMENTS WITH TANK BUILDERS, INC. FOR THE 1.5 MILLION GALLON GROUND STORAGE TANK. THE MOTION CARRIED. (A COPY OF THE CONTRACT ON FILE IN THE DISTRICT OFFICE).

AUTHORIZE
CONTRACT -
ISLES CONSTR.
FOR SEWER LINE
EXTENSION ON
PARK RD. 53:

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAY SANDERS AUTHORIZING THE PRESIDENT AND SECRETARY TO EXECUTE CONTRACT DOCUMENTS WITH ISLES CONSTRUCTION CO., INC. FOR THE SEWER LINE EXTENSION ALONG PARK ROAD 53. THE MOTION CARRIED. (A COPY OF THE CONTRACT WILL BE ON FILE IN THE DISTRICT OFFICE).

REVIEW
EXPENSE ON
DEEP SEWER
LINES &
WATER TAP
PROCEDURES:

THE BOARD REQUESTED THE STAFF TO MAKE A STUDY ON THE EXPENSES OF SEWER TAP AND WATER TAP FEES. STUDY WILL BE PRESENTED TO THE BOARD WHEN COMPLETED.

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAY SANDERS TO APPROVE:

FEBRUARY ACCOUNTS PAYABLE	\$24,580.02
FEBRUARY EXPENDITURES	\$70,081.34

THE MOTION CARRIED. (A COPY OF THE FINANCIAL REPORT ON FILE IN THE DISTRICT OFFICE).

MANAGER'S
REPORT:

THE MANAGER'S REPORT WAS PRESENTED. (COPY OF THE REPORT ON FILE IN THE DISTRICT OFFICE).

EMERGENCY AMENDMENT TO AGENDA

REQUEST OF
SAND CASTLE
LANDS:

NO REPRESENTATIVE FROM SAND CASTLE LANDS AT THE MEETING. A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAY SANDERS TO TABLE UNTIL SUCH TIME IT MIGHT BECOME APPROPRIATE TO CONSIDER REQUEST AGAIN. THE MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING AT 11:00 A.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLES J. BROWN, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

ELECTION RETURNS

THE STATE OF TEXAS

COUNTY OF Nueces

TO THE BOARD OF DIRECTORS OF Nueces COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4:

We, the undersigned officers, holding an election in Election Precinct No. 19 at Community Center
Building in Port Aransas, Texas, in said above named District on the 4th day of
April, 1981 for the purpose of electing directors for said district as provided in the order
calling said election, do hereby certify that at said election only qualified voters residing in the above men-
tioned Election Precinct were permitted to vote, and there were 527 votes cast, that each of the
candidates in said election received the following votes:

NAME OF CANDIDATE	TOTAL NUMBER OF VOTES RECEIVED
<u>Jay R. Sanders</u>	<u>425</u>
<u>James N. Cameron</u>	<u>406</u>
<u>Misc.</u>	<u>12</u>

We herewith enclose poll list and tally sheet of said election.

WITNESS OUR HANDS this the 4th day of April, 1981

Esther Azola
Presiding Judge
Elizabeth A. Gibbs
Assistant Judge
Mrs. Fay A. Steiving
Clerk
Robert A. Chandler
Clerk

We, the undersigned election officials, holding the election described in the above return at the time and place shown in said return, do hereby certify that the authority authorized to appoint the presiding judge and alternate presiding judge failed to appoint said election officials or said election officials so appointed failed

to appear and that the voters present appointed _____,

a qualified voter of said election precinct, presiding judge for said election, in the place of _____

_____, who failed to appear. We further certify that _____

who were appointed clerks for said election, failed to appear and that _____

were duly selected clerks for said election.

DATED this the _____ day of November, 19____

Presiding Judge

Clerk

Clerk

Clerk

Clerk

Clerk

*Insert in this blank the name of the presiding judge who was appointed, but failed to appear. If no presiding judge was appointed, insert in this blank the words, "None appointed."

MINUTES OF
SPECIAL MEETING
MARCH 20, 1981

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

ON THE 20TH DAY OF MARCH, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & 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
ASS'T. SECRETARY
DIRECTOR

CHARLES J. BROWN
JAY SANDERS
JAMES N. CAMERON

ABSENT:

VICE PRESIDENT
SECRETARY

JAMES H. ATWILL
TERRY BURTON

STAFF:

MANAGER
SECRETARY
ATTORNEY

DON ROY FARLEY
BETTY TOW
CHARLES W. ZAHN, JR.

VISITOR

CPL

JOHN ROSS

THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

DISCUSSION &
ACTION ON
USER CHARGE
FOR NEW
WATER METER
TAPS:

A MOTION WAS MADE BY JAMES N. CAMERSON AND SECONDED BY JAY SANDERS TO ADOPT THE RESOLUTION ON THE INSTALLATION OF MEASURING DEVICES FOR WATER SERVICE AS AMENDED; AND ATTACH TO THE RESOLUTION EXHIBIT "A" ESTABLISHING GUIDELINES FOR METER SIZING. THE MOTION CARRIED.

A MOTION WAS MADE BY CHARLES BROWN AND SECONDED BY JAY SANDERS TO ADOPT THE SCHEDULE OF USER CHARGES FOR THE VARIOUS SIZES OF WATER METERS AS PRESENTED AT THE SPECIAL BOARD MEETING ON MARCH 13, 1981. THE MOTION CARRIED.

REQUEST OF
REDFISH BAY
TERMINAL CO.:

THE DISTRICT STAFF PRESENTED FURTHER INFORMATION REGARDING THE REQUEST OF REDFISH BAY TERMINAL CO. NO ACTION REQUIRED AT THIS TIME.

REQUEST OF
CENTRAL POWER
& LIGHT CO.:

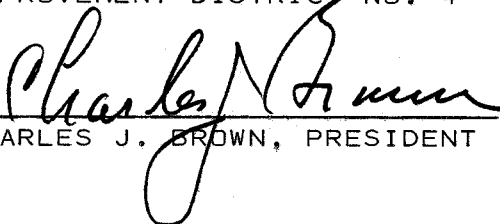
A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAY SANDERS TO DENY THE REQUEST OF CENTRAL POWER & LIGHT. THE MOTION CARRIED.

MANAGER'S
REPORT:

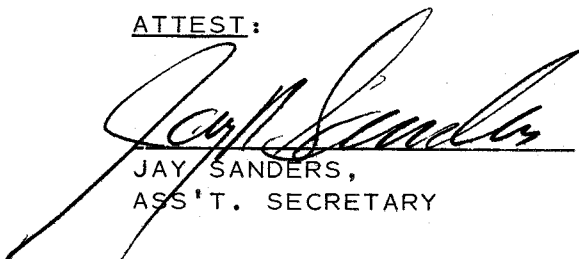
MANAGER'S REPORT WAS PRESENTED. (COPY OF THE REPORT
ON FILE IN DISTRICT OFFICE).

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE
BOARD, A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING AT 11:00 A.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


CHARLES J. BROWN, PRESIDENT

ATTEST:


JAY SANDERS,
ASS'T. SECRETARY

MINUTES OF
SPECIAL MEETING
MARCH 13, 1981

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

ON THE 13TH DAY OF MARCH, 1981, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & 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:

VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
ASS'T. SECRETARY	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

ABSENT:

PRESIDENT	CHARLES J. BROWN
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STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.
ENGINEER	EUGENE C. URBAN, P.E.

VISITORS:

SOUTH JETTY	JAMES EDMONSON
CP&L	JOHN ROSS

THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

DISCUSSION &
NECESSARY
ACTION ON
CHARGES FOR
A "DEMAND"
TYPE ON NEW
WATER METER
TAPS:

AT THE RECOMMENDATION OF THE STAFF AND AFTER CONSIDER-
ABLE DISCUSSION, A MOTION WAS MADE BY JAMES N. CAMERON
AND SECONDED BY JAY SANDERS TO ADOPT A RESOLUTION FOR A
ONE TIME ONLY "DEMAND" CHARGE ON NEW WATER METER TAPS.
THE CHARGE TO BE BASED ON THE SIZE OF THE METER AS
RECOMMENDED BELOW:

<u>SIZE</u>	<u>USER CHARGE</u>
5/8	\$ 24.00
3/4	\$ 36.00
1"	\$ 1,080.00
1-1/2"	\$ 2,160.00
2"	\$ 3,456.00
3"	\$ 7,560.00
4"	\$13,608.00
6"	\$30,240.00

THE USER CHARGE IS TO BE IN ADDITION TO THE NORMAL TAP FEE
CHARGED BY THE DISTRICT AND BECOMES EFFECTIVE IMMEDIATELY
ON ALL NEW WATER METER TAPS. THE MOTION CARRIED.

CHARGES FOR
"DEMAND"
TYPE ON NEW
WATER METER
TAPS:

(CONT'D)

REDFISH BAY
TERMINAL CO.

A PROPOSED AMENDMENT TO THE PREVIOUS ADOPTED RESOLUTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAMES H. ATWILL, THAT USER CHARGES BE DEPOSITED IN THE CAPITAL IMPROVEMENT FUND ACCOUNT. THE MOTION CARRIED. (THE RESOLUTION IS ATTACHED TO AND BECOMES A PART OF THE MINUTES).

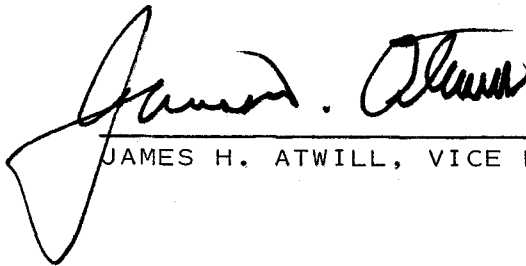
NO ACTION NECESSARY.

CONTINUATION
OF BLUE CROSS/
BLUE SHIELD:

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY JAY SANDERS TO CONTINUE THE BLUE CROSS/BLUE SHIELD MEDICAL HOSPITALIZATION COVERAGE AS OF THE ANNIVERSARY DATE OF MAY 1981 FOR THE DISTRICT EMPLOYEES. THE MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING AT 10:30 A.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



JAMES H. ATWILL, VICE PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

RESOLUTION ON THE INSTALLATION
OF MEASURING DEVICES FOR WATER SERVICE

WHEREAS, the Nueces County Water Control and Improvement District No. 4, hereinafter referred to as the "District", is a water control and improvement district organized pursuant to Article 16, Section 59, of the Texas Constitution; and,

WHEREAS, the District, pursuant to Section 51.303 of the Water Code of the State of Texas, has authority to adopt rules and regulations which govern methods, terms and conditions of water service, including assessments for maintenance and operation; and,

WHEREAS, the District, pursuant to Section 51.318 of the Water Code of the State of Texas, has authority to impose maintenance and operation changes in the form of a fixed minimum connection charge based on the quantity of water furnished and further to impose an additional charge for the use of more water than that covered by the minimum charge; and,

WHEREAS, the District, pursuant to Section 51.318 of the Water Code of the State of Texas, has authority to install proper measuring devices or to require that they be installed; and,

WHEREAS, the Board of Directors of the District is desirous of adopting a policy requiring the installation of measuring devices to measure the quantity of water furnished by the District to include the size and type of measuring device which shall be installed and the assessment therefore; and a policy imposing a one-time assessment to customers of the District requesting initial water service to help the District offset the cost of meeting the demands that will be imposed on the District to provide water service in the future resulting from the initial request for water service.

NOW THEREFORE, BE IT RESOLVED, by the Board of Directors

of the District, that from and after the date of adoption of this Resolution, it shall be the policy of the Nueces County Water Control and Improvement District No. 4, that every owner, user, or developer of one or more tracts or parcels of land lying within the boundaries of the District who proposes to serve said tract or parcel of land with a fresh supply potable water provided by the District must comply with the following requirements before the District will actually begin to deliver water to said tract or parcel of land, to-wit:

1. An application in the form approved by the Board of Directors shall be submitted to the Manager of the District.

2. Upon receipt of the application for service, the Manager of the District, using the criteria set forth on Exhibit "A" attached hereto and incorporated herein as if set forth in full, shall determine the size of measuring device which shall be used for the requested service, which determination as to size shall be considered final. If, from the application, the Manager determines that the quantity of water requested will exceed the capacity for the size of measuring device required using the above criteria, or will cause a demand on said measuring device in excess of commonly accepted standards for that size of measuring device, the Manager shall require that a larger measuring device be installed. The determination by the Manager shall be considered final.

3. After the determination by the Manager as to what size measuring device shall be installed for the requested service, the owner, user, or developer of a tract or parcel of land lying within the District who requests said service shall submit a fee in the amount approved by the Board of Directors. The fee shall be based on the District's actual cost of labor and materials for installing said measuring device. In the event the Manager

determines that the requested service will require the installation of a 2" measuring device or larger, the owner, user or developer may, with the consent of the Manager, utilize a contractor other than the District for the installation, and other than provided in Paragraph 4 below, no fee shall be required to be submitted for the measuring device if installed by a contractor other than the District.

4. An assessment, to be used by the District to offset the cost of meeting the demand for water service that will be placed on the District in the future as a result of the request for service, shall be submitted to the Manager for the District following the determination by the Manager as to the size of measuring device which is to be installed as a result of the request for service. The assessment shall be based on the size of measuring device which is to be installed and shall be in the amount approved by the Board of Directors. The assessment required under this paragraph shall be required only if the request for service is the initial request for service for the tract or parcel of land being developed and shall not be required where the tract or parcel is already receiving service or the assessment required hereunder has been submitted to the District and a subsequent request for service is made for said tract or parcel of land, provided however, that if the request for service substantially changes the use being made of the tract of parcel of land, the request shall be considered to be an initial request for service. Assessments collected by the District pursuant to this paragraph shall be placed in the Capital Improvement Account of the District and shall be used by the District to meet the demands for water service that will be placed on the District in the future as a result of new requests for water service.

5. All measuring devices installed pursuant to this policy shall be installed in accordance with plans and specifications approved by the District and the installation shall be subjected to inspection by representatives of the District.

6. All fees or assessments set forth herein shall be subject to change by the Board of Directors of the District at a meeting of the Board of Directors called for that purpose.

PASSED AND APPROVED this the 13th day of March, 1981.

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

By: Charlie Brown
Charlie Brown, President

ATTEST:

Terry Burton
Terry Burton, Secretary

CUSTOMER: _____

PHONE: _____

PLUMBER: _____

PHONE: _____

BUILDING ADDRESS: _____

SUBDIVISION: _____ BLOCK(S) _____ LOT(S) _____

TYPE OF OCCUPANCY: _____

<u>FIXTURE</u>	<u>FIXTURE VALUE @ 35 PSIG</u>		<u>NO. OF FIXTURES</u>		<u>FIXTURE VALUE</u>
Bathtub	8	X	_____	=	_____
Bedpan washers	10	X	_____	=	_____
Drinking fountain(public)	2	X	_____	=	_____
Kitchen sink; 1/2-in. connection	3	X	_____	=	_____
3/4-in. connection	7	X	_____	=	_____
Lavatory: 3/8-in. connection	2	X	_____	=	_____
1/2-in. connection	4	X	_____	=	_____
Laundry tray; 1/2-in. connection	3	X	_____	=	_____
3/4-in. connection	7	X	_____	=	_____
Shower head(shower only)	4	X	_____	=	_____
Service sink: 1/2-in. connection	3	X	_____	=	_____
3/4-in. connection	7	X	_____	=	_____
Urinal: Pedastal flush valve	35	X	_____	=	_____
Wall or stall	12	X	_____	=	_____
Trough(2-ft unit)	2	X	_____	=	_____
Wash sink (each set of faucets)	4	X	_____	=	_____
Water closet: Flush valve	35	X	_____	=	_____
Tank type	3	X	_____	=	_____
Dishwasher: 1/2-in. connection	4	X	_____	=	_____
3/4-in. connection	10	X	_____	=	_____
Washing machine: 1/2-in. connection ...	5	X	_____	=	_____
3/4-in. connection ...	12	X	_____	=	_____
1-in. connection	25	X	_____	=	_____
Hose connections (wash down): 1/2-in. .	6	X	_____	=	_____
3/4-in. .	10	X	_____	=	_____

COMBINED FIXTURE VALUE TOTAL _____

DOMESTIC DEMAND (From table 1 or 2). _____

gpm

METER SIZE _____

in.

For irrigation demand see AWWA NO. M22 "SIZING LINES & METERS"

WATER FLOW DEMAND PER FIXTURE VALUE
AND METER SIZE

Fixture Value	Demand in U.S. gpm for Apartments, Motels Condominiums, Tr. Parks	Meter Size	Demand in U.S. gpm Hotels, Shopping Centers, Restaurants, Hospitals, Pub. Schools & Pub. Buildings	Meter Size
500	45	1½"	88	2"
1000	60		120	3"
1500	68		138	
2000	70		147	
2500	75		153	
3000	77		157	
3500	80	2"	160	
4000	83		163	
4500	85		166	
5000	90		168	
5500	95		170	
6000	98		174	
6500	100		177	
7000	102		181	
7500	105		185	
8000	108		188	
8500	110		190	
9000	115		193	
9500	118	3"	196	
10000	120		200	
10500	123		203	
11000	125		207	
11500	129		210	
12000	132		213	
12500	135		216	
13000	138		220	

WATER FLOW DEMAND PER FIXTURE VALUE
AND METER SIZE

Fixture Value	Demand in U.S. gpm for Apartments, Motels Condominiums, Tr. Parks	Meter Size	Demand in U.S. gpm Hotels, Shopping Centers, Restaurants, Hospitals, Pub. Schools & Pub. Buildings	Meter Size
50	21	3/4"	44	1 1/2"
100	24		50	
150	27	1"	56	
200	30		61	
250	33		67	
300	36		72	
350	39		77	
400	42	1 1/2"	82	2"
450	44		86	
500	47		90	
550	50		94	
600	51		98	
650	53		101	
700	55		105	
750	57		108	
800	58		111	
850	59		114	
900	60		117	
950	61		120	
1000	62		122	
1050	63		124	
1100	64		127	
1150	65		129	3"
1200	66		131	
1250	67		133	
1300	68		135	

MAXIMUM PIPE RUN FOR METER SIZE AND CAPACITY

5/8" x 3/4" METER
12 G.P.M.

3/4"	COPPER UP TO	25 FT.
1"	"	83 FT.
1 1/4"	"	252 FT.
1 1/2"	"	555 FT.
2"	"	2,400 FT.

3/4" METER
25 G.P.M.

1"	COPPER UP TO	32 FT.
1 1/4"	"	115 FT.
1 1/2"	"	280 FT.
2"	"	1,200 FT.

1" METER
35 G.P.M.

1"	COPPER UP TO	15 FT.
1 1/4"	"	46 FT.
1 1/2"	"	107 FT.
2"	"	396 FT.

1 1/2" METER
75 G.P.M.

1 1/2"	COPPER UP TO	29 FT.
2"	"	114 FT.

2" METER
120 G.P.M.

2"	COPPER UP TO	48 FT.
----	--------------	--------

ADDITIONAL USERS CHARGE ON NEW WATER TAPS
EFFECTIVE MARCH 13, 1981

THE FEDERAL GOVERNMENT HAS ADVISED UTILITIES SUCH AS THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, THAT THE UTILITY MUST IMPOSE A SYSTEM OF CHARGES TO ITS USERS TO HELP OFFSET THE INCREASED DEMAND WHICH WILL BE PLACED ON THE DISTRICT IN THE FUTURE AS THE DISTRICT GROWS. THE GOVERNMENT IN THE PAST HAS PROVIDED FEDERAL FUNDS TO UTILITIES SUCH AS THE DISTRICT TO HELP THEM COMPLY WITH VARIOUS REGULATIONS IMPOSED BY THE GOVERNMENT AFFECTING THE UTILITY. THE POSTURE OF THE GOVERNMENT NOW IS THAT THEY WILL OR HAVE HELPED PUBLIC UTILITIES COMPLY WITH FEDERAL REGULATIONS, BUT THE RESPONSIBILITY TO MAINTAIN CONTINUED COMPLIANCE RESTS WITH THE UTILITY WHICH MUST MEET THE FINANCIAL BURDEN OF COMPLIANCE BY CHARGING THE USERS OF THE UTILITY.

THE BOARD OF DIRECTORS OF THE DISTRICT HAS REVIEWED THE REQUIREMENTS OF ITS SYSTEM AND THE COST OF MEETING FUTURE DEMAND AND HAS DETERMINED THAT IT SHOULD IMPOSE A ONE TIME USER CHARGE ON ITS CUSTOMERS REQUESTING NEW SERVICE. THIS USER CHARGE IS IN ADDITION TO THE TAP FEE NORMALLY CHARGED BY THE DISTRICT AND WILL BE PLACED IN THE CAPITAL IMPROVEMENT ACCOUNT OF THE DISTRICT TO BE USED TO OFFSET THE COST OF CONTINUED COMPLIANCE WITH FEDERAL REGULATIONS AND MEETING THE DEMANDS THAT WILL BE PLACED ON THE DISTRICT TO PROVIDE WATER AND SEWER SERVICE IN THE FUTURE. THE BOARD OF DIRECTORS FEELS LIKE THIS CHARGE WILL ALLOW THE DISTRICT TO CONTINUE TO PROVIDE HIGH QUALITY WATER AND SEWER SERVICE TO ITS CUSTOMER IN A MANNER THAT IS ECONOMICALLY FAIR TO THE EXISTING CUSTOMERS OF THE DISTRICT AND CONSISTENT WITH THE GUIDELINES THAT ARE BEING IMPOSED ON UTILITIES BY THE FEDERAL GOVERNMENT.

APPROVED BY THE BOARD OF DIRECTORS IN A SPECIAL MEETING DATED
MARCH 13, 1981,

TO: Charles Zahn and Board of Directors,
Nueces County Water Control and
Improvement District No. 4

FROM: Rene Luna

March 9, 1981

ISSUE: Can the Board of Directors establish a one-time demand charge to users of large quantities of water to help offset the cost to the District of meeting this type of demand, as opposed to the usual and customary demand of customers of the District?

It appears that the Water District seeks to implement plans for purposes of providing larger quantities of water to users who require such a service. However, the District desires to know if it may also establish a one-time demand charge to cover the expenses for such a service.

Pursuant to the Texas Water Code, the District has the power and authority to permit it to accomplish the purposes for which it was created, Tex. Water Code, Sec. 51.122. Although this Section grants broad powers to the District, the Water Code also specifically authorizes the District certain powers where the District's supply of water is based on quantities of water to be furnished.

Section 51.318 provides that if maintenance charges are based on the quantity of water to be used, the Water District may fix a minimum charge on the land, water connections, or other services entitled to receive and use such water. The District may also require an additional charge for use of more water than that covered by the minimum charge. Thus, the Water District is statutorily empowered to charge based on the quantity of water to be used. In addition, the Water District may also establish and collect maintenance and operation charges on the basis of the quantity of water furnished. Section 51.317.

Therefore, it is my opinion that the District is statutorily empowered to promulgate rules and regulations requiring a one-time demand charge where the charge is based on the quantity of water to be used, and the District is further empowered to establish and collect the charges based on the quantity of water to be used.

LAW OFFICES
MAHONEY, SHAFFER, HATCH & LAYTON
PARKDALE PROFESSIONAL BUILDING, 4411 GOLLIHAR
CORPUS CHRISTI, TEXAS
78411

LEE MAHONEY
GEORGE W. SHAFFER
RICHARD J. HATCH
KIPLING F. LAYTON
KENNETH L. YARBROUGH
CHARLES W. ZAHN, JR.
KENNETH R. HANNAM
RENE LUNA

P. O. BOX 6369
TELEPHONE 854-4474
AREA CODE 512

March 20, 1981

Mr. Don Roy Farley, Manager
Nueces County Water Control
& Improvement District No. 4
P. O. Box 128
Port Aransas, Texas 78373

Re: Resolution on the Installation
of Measuring Devices for
Water Service

Dear Don:

Enclosed is original and one copy of the amended Resolution
for your information.

Yours very truly,

Charles W. Zahn, Jr.

Charles W. Zahn, Jr.

(gh)

CWZ/gh
Enc.

cc: Mr. Charles Brown, President
Nueces County Water Control
& Improvement District No. 4
P. O. Drawer E
Port Aransas, Texas 78373
w/enc.

Mr. James H. Atwill, Vice President
Nueces County Water Control
& Improvement District No. 4
P. O. Box 8
Port Aransas, Texas 78373
w/enc.

Mr. Terry Burton, Secretary
Nueces County Water Control
& Improvement District No. 4
P. O. Box 512
Port Aransas, Texas 78373
w/enc.

Mr. J. Sanders
P. O. Box 573
Port Aransas, Texas 78373
w/enc.

Mr. James N. Cameron
P. O. Box 742
Port Aransas, Texas 78373
w/enc.

Mr. Eugene C. Urban
Urban Engineering
P. O. Box 6355
Corpus Christi, Texas 78411
w/enc.

MINUTES OF
SPECIAL MEETING
MARCH 4, 1981

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

ON THE 4TH DAY OF MARCH, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A WORKSHOP SESSION TO BE FOLLOWED BY A SPECIAL MEETING AT 11:00 A.M., AT ITS REGULAR MEETING PLACE THEREOF, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING MEMBERS TO-WIT:

PRESIDENT	CHARLES J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
ASS'T. SECRETARY	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.
ENGINEER	EUGENE C. URBAN, P.E.

THE WORKSHOP SESSION WAS CALLED TO ORDER AT 8:00 A.M. AND THEN CLOSED AT 11:00 A.M. WITH THE SPECIAL MEETING BEING CALLED TO ORDER AT 11:00 A.M.

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE BOARD MEETING) AND APPROVE SAME. THE MOTION CARRIED.

FINALIZATION
OF ISLES
CONSTR. CO.
CONTRACT:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO ACCEPT THE STAFF'S RECOMMENDATION TO PAY SUMS HELD FOR ISLES CONSTRUCTION CO. UNDER THE CONTRACT, SAVE AND EXCEPT THE SUMS AS AGREED TO BY ISLES CONSTRUCTION CO. IN THEIR MARCH 3RD LETTER AND AS RECOMMENDED BY THE DISTRICT MANAGER FOR THE FOLLOWING: \$3,229.65 FOR SPARE PARTS AND FREIGHT; \$2,500.00 FOR MANHOLE LOCATION TO BE CHANGED; AND \$471.85 FOR WRENCHES, MAKING A TOTAL AMOUNT OF \$6,201.50 TO BE WITHHELD. THE MOTION CARRIED.

AWARD BID -
SEWER LINE
EXTENSION
PARK RD. 53:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES H. ATWILL TO AWARD THE BID TO ISLES CONSTRUCTION CO. AS THE LOWEST BIDDER FOR THE SEWER LINE EXTENSION ON PARK ROAD 53 IN THE AMOUNT OF \$98,018.70. THE MOTION CARRIED.

AWARD BID -
SEWER LINE
EXTENSION
PARK RD. 53:
(CONT'D)

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS THAT FUNDS FOR THE SEWER LINE EXTENSION ON PARK ROAD 53 BE ALLOCATED OUT OF THE CAPITAL IMPROVEMENT FUND AND THAT THE DISTRICT ENGINEERS MAKE THE DETERMINATION NECESSARY TO FILE THE APPROPRIATE LIENS FOR REIMBURSEMENT ALONG THE AREA OF THE SEWER LINE EXTENSION. THE MOTION CARRIED.

AWARD BID -
STORAGE TANK
& RELATED
CONTROLS:

AFTER CAREFUL DELIBRATION AND AT THE RECOMMENDATION OF THE STAFF, A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS THAT THE DISTRICT ACCEPT THE BID IN THE AMOUNT OF \$353,071.00 FROM TANK BUILDERS, INC. FOR THE CONSTRUCTION OF A 1.5 MILLION GALLON WELDED STEEL WATER GROUND STORAGE TANK, PLUS THE OTHER YARD PIPING CONTROL SYSTEMS, IN ADDITION TO ENGINEERING AND INSPECTION EXPENSES; AND AUTHORIZE THE EXPENDITURE OF FUNDS FROM THE CAPITAL IMPROVEMENT FUND FOR THE PAYMENT OF SAME. THE MOTION CARRIED.

INFORMATION
AUDIT FROM
T.D.W.R.:

INFORMATION PRESENTED TO THE BOARD BY DISTRICT MANAGER, NO ACTION NECESSARY.

SALE OF
SURPLUS
MATERIALS:

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAMES H. ATWILL AUTHORIZING THE DISTRICT MANAGER TO LIST SURPLUS PROPERTY AND DISPOSE OF SAME THROUGH LEGAL BIDS. THE MOTION CARRIED. (A LIST OF THE SURPLUS PROPERTY IS ATTACHED TO AND BECOMES A PART OF THE MINUTES).

POLICY RE:
VACATIONS:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAMES N. CAMERON TO AMEND THE DISTRICT'S VACATION POLICY AS SET OUT IN THE PERSONNEL POLICY BY ADOPTING THE FOLLOWING SCHEDULE: 1 TO 5 YEARS = 10 WORKING DAYS; 5 TO 10 YEARS = 15 WORKING DAYS; 10 AND OVER = 20 WORKING DAYS; WHICH WOULD BE RETROACTIVE TO THE DATE OF EMPLOYMENT OF EACH EMPLOYEE, BUT WITH A PROVISIO THAT AN EMPLOYEE WOULD NEVER GET ANY LESS THAN HE IS ENTITLED TO UNDER THE CURRENT POLICY. THE MOTION CARRIED.

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO APPROVE:

JANUARY ACCOUNT PAYABLE	\$25,004.26
JANUARY EXPENDITURES	\$61,529.25


THE MOTION CARRIED. (A COPY OF THE FINANCIAL REPORT IS ON FILE IN THE DISTRICT OFFICE).

MANAGER'S
REPORT:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES N. CAMERON TO AMEND THE POLICY WITH REFERENCE TO RATES FOR RECONNECTS: FROM \$5.00 TO \$15.00 (DURING NORMAL BUSINESS HOURS - 8:00 A.M. TO 4:30 P.M., MONDAY THRU FRIDAY) AND A CHARGE OF \$30.00 FOR AFTER HOURS, WEEKENDS AND HOLIDAYS. THE MOTION CARRIED. (A COPY OF THE MANAGER'S REPORT IS ON FILE IN THE DISTRICT OFFICE).

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING AT 12:30 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLES J. BROWN, PRESIDENT

ATTEST:



TERRY FURTON, SECRETARY

SURPLUS EQUIPMENT

- 1 - 1968 IBM ELECTRIC TYPEWRITER
- 1 - 9170 IBM ELECTRIC TYPEWRITER
- 1 - BURROUGHS POSTING MACHINE (1967)
MODEL F 5300/WITH STAND.
- 1 - 1972 FORD PICK-UP 1/2 TON
- 1 - 1956 FORD DUMP TRUCK 2 TON

ASSORTED USED SUBMERGIBLE PUMPS - AS IS

ASSORTED WATER FITTINGS - ALL TYPES -
MANY IN GOOD CONDITION.

MINUTES OF
SPECIAL MEETING
FEBRUARY 18, 1981

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

ON THE 18TH DAY OF FEBRUARY, 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & 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	CHARLES J. BROWN
SECRETARY	TERRY BURTON
ASS'T. SECRETARY	JAY SANDERS

ABSENT:

VICE PRESIDENT	JAMES H. ATWILL
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.
ENGINEER	EUGENE C. URBAN, P.E.

VISITORS:

SEE ATTACHED LIST

THE MEETING WAS CALLED TO ORDER AT 10:00 A.M.

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE BOARD MEETING) AND APPROVE SAME. THE MOTION CARRIED.

BIDS FOR
GROUND STOR-
AGE TANK:

BIDS FOR GROUND STORAGE TANK RECEIVED FROM THE FOLLOWING: PRELOAD, BASE BID #1 FOR A 1,500,000 GALLON PRE-STRESS, \$509,200.00; BASE BID #2 FOR A 1,000,000 GALLON PRE-STRESS, \$440,998.00. W. T. YOUNG CONSTRUCTION CO., BASE BID #3 FOR A 1,500,000 GALLON STEEL, \$412,072.00; BASE BID #4 FOR A 1,000,000 GALLON STEEL, \$364,378.00, TANK BUILDERS, INC., BASE BID #3 FOR A 1,500,000 GALLON STEEL, \$353,071.00; BASE BID #4 FOR A 1,000,000 GALLON STEEL \$286,995.00. NATGUN CORPORATION, BASE BID #1 FOR A 1,500,000 GALLON CONCRETE, \$529,900.00, BASE BID #2 FOR A 1,000,000 GALLON CONCRETE, \$495,000.00

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO TABLE AWARDDING BID UNTIL AFTER STAFF HAS STUDIED THE BIDS. THE MOTION CARRIED.

BIDS FOR
SEWER LINE
PARK RD. 53:

BIDS FOR THE SEWER LINE ON PARK ROAD 53 RECEIVED FROM
THE FOLLOWING: PERRY CONSTRUCTION CO., BASE BID OF
\$220,949.00. CLAUDE CHAPMAN CO., BASE BID OF \$143,312.00.
CACTUS UTILITY CO., BASE BID OF \$112,469.00. ISLES
CONSTRUCTION COMPANY, BASE BID OF \$98,018.70.

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY
BURTON TO TABLE AWARDDING THE BID UNTIL AFTER STAFF HAS
STUDIED THE BIDS. THE MOTION CARRIED.

FINALIZATION
OF ISLES CON-
STRUCTION CO.
CONTRACT:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY
BURTON AUTHORIZING THE DISTRICT'S ATTORNEY TO AWAIT NEXT
BOARD MEETING BEFORE GOING AHEAD WITH FILING A DEPOSIT WITH
THE REGISTRY OF THE COURT, IN THE HOPES THAT AGAIN, CLAIMS
AGAINST ISLES CONSTRUCTION CO. CAN BE RESOLVED. ISLES
CONSTRUCTION CO. IS TO BE NOTIFIED OF THE BOARD'S ACTION.
THE MOTION CARRIED.

AD-VALOREM
TAX REPORT:

REPORT WAS PRESENTED TO THE BOARD. (COPY OF THE REPORT
ON FILE IN THE DISTRICT OFFICE).

FINANCIAL
REPORT:

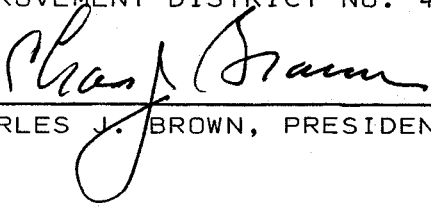
NO REPORT AT THIS TIME.

MANAGER'S
REPORT:

THE MANAGER'S REPORT WAS PRESENTED. (COPY OF THE
REPORT ON FILE IN THE DISTRICT OFFICE).

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE
BOARD, A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE
MEETING AT 11:30 A.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLES J. BROWN, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

Visitors - 2-18-81

Name

V.T. Smith

R.J. Smith

Jim Archibald

Dick Nichols

Bruce Kromer

Melvin Littleton

Rick Haynes

Henry Studeman

Representing

Chapman Constr

H.T. Yang Const. Co.

NATGUN Corp

H&H Ind. Inst. Inc.

TBI

Island Construction Co.

Urban Engr.

Mustang Phone Co.

MINUTES OF
REGULAR MEETING
FEBRUARY 2, 1981

STATE OF TEXAS 1
COUNTY OF NUECES 1
CITY OF PORT ARANSAS 1

ON THE 2ND DAY OF FEBRUARY, 1981, THE BOARD OF DIRECTORS FOR 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	CHARLES J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
ASS'T. SECRETARY	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	KEN HANNAM

VISITORS:

SOUTH JETTY	JAMES EDMONSON
MUSTANG PHONE CO.	HENRY STUDEMAN

THE MEETING WAS CALLED TO ORDER AT 10:00 A.M.

MINUTES:

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY JAY SANDERS TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) FOR JANUARY 5, 1981 AND FOR JANUARY 19, 1981 AND APPROVE SAME. THE MOTION CARRIED.

FINAL BILLING
& DAMAGE CLAIMS
ISLES CONTR.:

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAY SANDERS AUTHORIZING THE DISTRICT'S ATTORNEY TO DEPOSIT WITH THE REGISTRY OF THE COURT NEXT WEEK THE AMOUNTS OF \$1,267.80 WHICH RELATES TO THE MUSTANG TELEPHONE CO. CLAIM, PLUS \$921.78 RELATING TO THE GULFSIDE GAS CO. CLAIM; FURTHER, THAT WE AUTHORIZE THE DISTRICT'S ATTORNEY TO REQUEST A LETTER FROM NUECES COUNTY CABLE TV INSTRUCTING THE DISTRICT NOT TO WITHHOLD FUNDS RELAVANT TO THEIR CLAIM. IF WE DO NOT RECEIVE THAT LETTER, WE THEN WILL DEPOSIT AN ADDITIONAL \$3,573.84, ALSO WITH THE REGISTRY. THE BOARD RECOMMENDS PAYMENT BE MADE TO ISLES CONSTRUCTION CO. IN THE AMOUNT OF \$88,451.58 WHICH IS A PORTION OF THE \$106,430.00 OWED ISLES MINUS \$12,215.00 FOR WORK NOT YET COMPLETED AND THE BALANCE THE DISTRICT'S ATTORNEY IS AUTHORIZED TO DEPOSIT WITH THE REGISTRY OF THE COURT IN THE AMOUNT OF \$5,763.42. THE MOTION CARRIED.

REQUEST OF
REDFISH BAY
TERMINAL,
INC.:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES ATWILL FOR STAFF TO STUDY THE POSSIBILITY OF SERVING THE REDFISH BAY TERMINAL, INC. FOR WATER. THE MOTION CARRIED.

REQUEST OF
RICHARD
CARLYON:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES CAMERON TO RECOMMEND THAT DISTRICT'S ATTORNEY BE GIVEN AUTHORIZATION TO ADVISE RICHARD CARLYON COMPANY THAT WE UNDERSTAND THAT THEY DO HAVE THE RIGHT IN THE FLATO UTILITY SERVICE AGREEMENT TO "SKIP" FROM ONE TRACT TO THE NEXT. THE MOTION CARRIED.

REQUEST OF
CARL BADALICH:

A MOTION WAS MADE BY JAMES CAMERON AND SECONDED BY JAMES ATWILL THAT PENDING THE RECEIPT OF A FORMAL REQUEST FOR WATER SERVICE, THAT WE INFORM MR. BADALICH OF THE CONDITIONS AS OUTLINED IN THE MEMORANDUM FROM THE DISTRICT'S ATTORNEY (ITEM NUMBER 5 - POINTS A THRU H) AND THAT PENDING HIS COMPLIANCE WITH THOSE CONDITIONS, THAT THE DISTRICT WOULD THEN RESOLVE TO PROVIDE HIM WITH WATER SERVICE. THE MOTION CARRIED. (A COPY OF THE DISTRICT'S ATTORNEY MEMORANDUM IS ATTACHED TO AND MADE A PART OF THE MINUTES).

EXECUTE DOCU-
MENTS - SEWER
CONSTRUCTION
ROSS AVENUE:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON THAT THE DISTRICT EXECUTE THE CONTRACT FOR SEWER CONSTRUCTION ON ROSS AVENUE. THE MOTION CARRIED.

CREMATION OF
BOND COUPONS:

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY JAY SANDERS TO AUTHORIZE THE STAFF TO INVESTIGATE THE CREMATION OF BOND COUPONS. THE MOTION CARRIED.

CALL DIRECTOR'S
ELECTION:

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY TERRY BURTON TO CALL THE DIRECTOR'S ELECTION FOR APRIL 4, 1981 TO ELECT TWO (2) DIRECTORS. THE MOTION CARRIED.

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY JAY SANDERS TO APPROVE:

DECEMBER ACCOUNTS PAYABLE	\$13,597.91
DECEMBER EXPENDITURES	\$78,788.10

THE MOTION CARRIED. (A COPY OF THE ACCOUNTS PAYABLE AND EXPENDITURES ON FIL IN THE DISTRICT OFFICE).

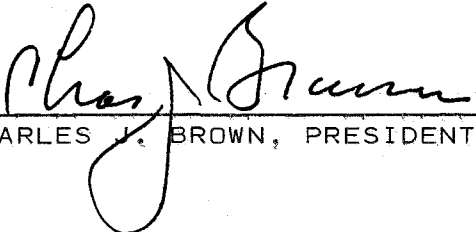
MANAGER'S
REPORT:

MANAGER'S REPORT WAS PRESENTED TO THE BOARD.

A LETTER HAS NOT BEEN RECEIVED FROM FRED REEDER IN REGARDS TO HIS COQUINA SUBDIVISION. THE BOARD HAS REQUESTED THE DISTRICT MANAGER TO NOTIFY MR. REEDER AND THE CITY OF PORT ARANSAS, THAT ACCEPTANCE OF ANY PRIOR AGREEMENT IS NOW CANCELLED, INCLUDING ANY APPROVAL OF THE COQUINA SUBDIVISION. MR. REEDER WILL BE REQUIRED TO APPEAR BEFORE THE BOARD AGAIN IF HE WISHES TO PROCEED WITH ITEMS ASSOCIATED WITH HIS DEVELOPMENT.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, A MOTION WAS DULY MADE AND SECONDED TO ADJOURN THE MEETING AT 12:00 NOON.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLES J. BROWN, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

Order For Election Procedure In Water District Directors Election

THE STATE OF TEXAS

COUNTY OF NUECESOn this the 2ND day of FEBRUARY, 19 81, the Board of Directors of NUECESCounty Water Control and Improvement District No. 4 convened inREGULAR session, open to the public, with the following members present, to-wit:CHARLES J. BROWN, President,JAMES H. ATWILL, Vice-President,JAY SANDERS,JAMES N. CAMERON,TERRY BURTON, Secretary,and the following absent: 0

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

WHEREAS under the terms and provisions of the Texas Water Code and the Texas Election Code an election shall be held in this district on APRIL 4, 19 81 for the purpose of electing TWO (2) members to the Board of Directors;¹

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 Directors of said District, 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 at least 20 days prior to the day of said election for his name to be placed on said ballot.

THEREFORE be it ordered by the Board of Directors of NUECES
County Water Control and Improvement District No. 4:

1. That all candidates for the Board of Directors of said District at the above mentioned election shall file their application to become a candidate with the Secretary of this Board at DISTRICT OFFICE
PORT ARANSAS on or before 20 days before the date of said election.

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

To The Secretary Of The
Board Of Directors Of

NUECES County

Water Control And Improvement District No. 4

¹ See Sec. 51.076, 51.0731, 50.024 of Water Code and Art. 2.01b of Election Code.

I hereby request that my name be placed upon the official ballot for the election to be held on the _____ day of _____, 19_____, as a candidate for director of said District.

I hereby certify that I am _____ years of age, a resident citizen of said District and own land subject to taxation in said District. That I have resided in the State of Texas for a period of at least 12 months and in said district for a period of at least 6 months next preceding said election and I meet and comply with all of the qualifications for holding said office as provided by the Texas Constitution, Texas Water Code and Texas Election Code and I am not ineligible or disqualified to hold said office for any reason.²

My occupation is _____, my Post Office is _____.

Please place my name on the official ballot as follows: _____.

DATED this the _____ day of _____, 19_____.

Name of Candidate

Received this the _____ day of _____, 19_____.

Secretary, Board of Directors

All candidates shall file with said application the loyalty affidavit required by Art. 6.02 of the Election Code.

The Secretary of the Board of Directors shall conduct a drawing for the order in which names of the candidates for the above mentioned election are to be printed on the ballot and shall also post notice of the time and place of said drawing in accordance with the terms and provisions of Article 6.05c, Subdivision 3 of the Election Code.

It is further found and determined that notice of the date, place and subject of this meeting was posted in accordance with the terms and provisions of Art. 6252-17 at least 72 hours preceding the scheduled time of this meeting and that the terms and provisions of said Article 6252-17 have been complied with a copies of said postings and return shall be attached to this order and become a part thereof.

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 voted AYE: _____ CHARLES J. BROWN _____, _____ JAMES H. ATWILL _____, _____ JAY SANDERS _____, _____ JAMES N. CAMERON _____, _____ TERRY BURTON _____, and the following voted NO: _____ 0 _____.

PASSED, APPROVED AND ADOPTED this the _____ 2ND _____ day of _____ FEBRUARY _____, 19 _____ 81 _____

x  _____
President, Board of Directors of _____ NUECES _____

ATTEST:

County Water Control Improvement District No. _____ 4 _____

x  _____
Secretary

² See Art. 1.05 of Election Code and Sec. 50.024 and 51.072 of Water Code.

Order for Directors Election

THE STATE OF TEXAS

COUNTY OF NUECES

On this the 2ND day of FEBRUARY, 1981, the Board of Directors of NUECES County Water Control and Improvement District No. 4 convened in REGULAR session open to the public with the following members present, to-wit:

CHARLES J. BROWN, President
JAMES H. ATWILL, Vice-President
JAY SANDERS,
JAMES N. CAMERON,
TERRY BURTON, Secretary

and the following absent: 0, constituting a quorum, and among other proceedings had by said Board of Directors was the following:

Whereas on the 4TH day of APRIL, 1981, there will be elected TWO (2) directors for this district;

Whereas this Board by order dated the 2ND day of FEBRUARY, 1981, established the procedure for candidates who desire to file for said election;

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

That an election be held in said district on the 4TH day of APRIL, 1981, for the purpose of electing TWO (2) directors to the Board of Directors of said District;

COMMUNITY

That said election shall be held at the following places BUILDING in said District, and the following named persons are hereby appointed officers for said election.

1. For Election Precinct No. 19, at COMMUNITY Building, in PORT ARANSAS, Texas, within said District with MRS. DON FARLEY as Presiding Judge, MARY NEWSOM as Assistant Judge and ESTHER ARZOLA and BETTY GIBBS Clerks.

~~2. For Election Precinct No. _____, at _____ Building, in _____, Texas, within said District with _____ as Presiding Judge, _____ as Assistant Judge and _____ and _____ Clerks.~~

~~3. For Election Precinct No. _____, at _____ Building, in _____, Texas, within said District with _____ as Presiding Judge, _____ as Assistant Judge and _____ and _____ Clerks.~~

The polls at each of the above designated polling places shall on election day be open from 7:00

o'clock a.m. to 7:00 o'clock p.m.¹

NONA E. SHERILL is hereby appointed Clerk for absentee voting,

and BETTY TOW

are hereby appointed Deputy Clerks for absentee voting. The absentee voting for the above designated elec-

tion shall be held at DISTRICT OFFICE IN PORT ARANSAS within the boundaries of the above named district and said place of absentee voting shall remain open for at least eight hours on each day for absentee voting which is not a Saturday, a Sunday, or an official State holiday, beginning on the 20th day and continuing through the 4th day preceding the date of said election. Said place of voting shall remain

open between the hours of 8:00 A.M. and 4:30 P.M. on each day for said absentee voting. The above described place for absentee voting is also the absentee clerk's mailing address to which ballot appli-

cations and ballots voted by mail may be sent.
~~The following named persons have duly filed as candidates for said election in accordance with the above mentioned order for election procedure in Directors Election passed by this Board, and their names shall be placed on the ballot for said election in accordance with a drawing held by the Secretary of this Board in the following order:~~

Notice of said election shall be given by publication of a copy of this order one time in a newspaper of general circulation published in the county in which the district is located, or if none is published in said county, in the nearest county thereto; the date of said publication being not more than 25 days nor less than 10 days before the date of the election. Immediately after said election has been held, the officers holding the same shall make returns of the result thereof in triplicate, one being retained by the Presiding Judge, one delivered to the President of this Board, and one delivered to the Secretary. The ballot box and other election records and supplies shall be delivered to the Secretary at the office of the District and be preserved as provided by law in said office.

It is further found and determined that notice of the date, place and subject of this meeting was posted in accordance with the terms and provisions of Art. 6252-17 at least 72 hours preceding the scheduled time of this meeting and that the terms and provisions of said Article 6252-17 have been complied with and copies of said postings and return shall be attached to this order and become a part thereof.

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 voted AYE: CHARLES J. BROWN

JAMES H. ATWILL JAY SANDERS JAMES N. CAMERON

TERRY BURTON, and the following voted NO: 0

PASSED, APPROVED AND ADOPTED this the 2ND day of FEBRUARY, 1981

President, Board of Directors of

NUECES

County Water Control

Secretary
Terry Burton

¹Art. 2.03 of the Election Code provides that polls shall be open from 7:00 a.m. to 7:00 p.m., provided that by order of Commissioners' Court in counties having a popula- tion of 1,000,000, or more, according to the last preceding Federal Census, polls may be open one hour earlier.

Los sitios de votación en cada uno de los lugares arriba designados se mantendrán abiertos el día de

elección de las 7:00 a.m. a las 7:00 p.m.

NONA E. SHERILL es nombrado Secretario para la Votación en Ausencia, y

BETTY TOW

son nombrados Secretarios Delegados para la Votación en Ausencia. La Votación en Ausencia para la elección arriba citada se

Llevará a cabo en DISTRICT OFFICE IN ARANSAS dentro de los límites del mencionado distrito y dicho lugar de votación en ausencia permanecerá abierto por lo menos ocho horas diarias para la votación en ausencia no siendo sábado o domingo o día festivo oficial del Estado, principiando 20 días y continuando hasta el cuarto día anterior a la fecha de dicha elección. Dicho lugar de votación permanecerá abierto entre las horas de 8:00 A.M.

y 4:30 P.M. en cada día de la votación en ausencia. El lugar arriba descrito para la votación en ausencia es también la dirección postal del secretario para la votación en ausencia a la cual podrán enviarse las aplicaciones para boletas electorales tanto como las boletas con votos enviadas por correo.

~~Las personas nombradas abajo se han registrado debidamente como candidatos para dicha elección de acuerdo con la orden arriba mencionada para procedimiento de elección en la Elección de Directores aprobada por esta junta, y sus nombres aparecerán en la boleta para dicha elección y de acuerdo con un sorteo que se llevó a cabo por el Secretario de esta junta en la siguiente orden:~~

Aviso de dicha elección se hará por medio de publicación de una copia de esta orden una vez en un periódico de circulación general publicado en el condado en que se encuentra este distrito, o si no se publica ninguno en dicho condado, en el condado más cercano; la fecha de dicha publicación siendo no más de 25 días ni menos de 10 días antes de la fecha de la elección. Inmediatamente después de que se haya hecho dicha elección, los oficiales a cargo de la misma deberán reportar los resultados de la misma en triplicado, una copia la deberá guardar el Juez Directivo, una copia será entregada al Presidente de esta junta, y una copia será entregada al Secretario. La caja para boletas y los demás documentos y materiales electorales serán entregadas al Secretario en las oficinas del Distrito para estar conservadas como estipula la ley en dicha oficina. Además se ha encontrado y determinado que un aviso de la fecha, lugar y asunto de esta junta fue fijado de acuerdo con los términos y condiciones del Artículo 6252-17 por lo menos 72 horas anteriores a la hora designada para esta junta, y que los términos y condiciones de dicho Artículo 6252-17 han sido conformados y que copias de dichos avisos y las pruebas serán anexadas a esta orden y formarán parte de la misma. Habiéndose dada lectura a la orden arriba mencionada, se hizo la moción y fue secundada para ser aprobada. Después, al llamado sobre esta pregunta, los siguientes miembros de la junta votaron afirmativamente:

CHARLES J. BROWN

JAMES H. ATWILL

JAY SANDERS

JAMES N. CAMERON

TERRY BURTON

y los siguientes votaron negativamente:

PASADA, APROBADA Y ADOPTADA este 2ND

día de FEBRERO

de 19 81.

Presidente, Junta Directiva del Distrito de Control

y Mejoramiento de Aguas del Condado de NUECES

CERTIFICA:

Secretario

El Artículo 2.01 del Código Electoral indica que los lugares de votación se mantendrán abiertos de las 7:00 a.m. a las 7:00 p.m.; a condición que los lugares de votación puedan ser abiertos una hora más temprano.

Orden de Eleccion de Directores

EL ESTADO DE TEXAS
CONDADO DE NUECES

En este día 2ND de FEBRERO de 1981, la Junta Directiva del Departamento de Control y Mejoramiento de Aguas del Condado de NUECES, Distrito Núm. 4 se convocó en reunión REGULAR, abierta al público con los siguientes miembros presentes, a saber:

- CHARLES J. BROWN, Presidente
- JAMES H. ATWILL, Vice Presidente
- JAY SANDERS
- JAMES N. CAMERON
- TERRY BURTON, Secretario

y los siguientes ausentes: 0, constituyendo un quórum, y entre otras actas tomadas por dicha Junta Directiva se encontró la siguiente:

En vista de que en este día 4TH de ABRIL de 1981, serán elegidos DOS (2) directores para este distrito;

En vista de que esta Junta por orden fechada el 2ND día de FEBRERO de 1981, establece el procedimiento para los candidatos que deseen registrarse para dichas elecciones;

POR LO TANTO, SE ORDENA POR LA JUNTA DIRECTIVA DEL DEPARTAMENTO DE CONTROL Y MEJORAMIENTO DE AGUAS DEL CONDADO DE NUECES DISTRITO NUM. 4.

Que se lleve a cabo una elección en dicho distrito el 4TH día de ABRIL de 1981, con el propósito de elegir DOS (2) directores a la Junta Directiva de dicho Distrito;

Que dicha elección se lleve a cabo en los siguientes lugares COMMUNITY BUILDING en dicho Distrito, y que las siguientes personas son nombradas oficiales para dicha elección.

1. Para el Precinto Electoral Núm. 19, en el Edificio COMMUNITY en PORT ARANSAS, Texas, dentro del mismo Distrito con MRS. DON FARLEY como Juez Presidente, MARY NEWSOM como Asistente al Juez y ESTHER ARZOLA y BETTY GIBBS Escribientes.

2. Para el Precinto Electoral Núm. _____, en el Edificio _____ en _____, Texas, dentro del mismo Distrito con _____ como Juez Presidente, _____ como Asistente al Juez y _____ y _____ Escribientes.

3. Para el Precinto Electoral Núm. _____, en el Edificio _____ en _____, Texas, dentro del mismo Distrito con _____ como Juez Presidente, _____ como Asistente al Juez y _____ y _____ Escribientes.

Part of minutes

Feb 2, 1981

MEMORANDUM

To: Board of Director, Nueces County Water Control & Improvement District No. 4

From: Charles W. Zahn, Jr., Attorney for the District

Re: Agenda, Meeting of the Board
of Directors February 2, 1981

1. I have reviewed the minutes of meetings held on January 5 and January 19, 1981 and have no recommended changes, corrections or additions to said minutes.
2. As you are aware, the Board has received a request for final payment from Isles Construction Company on the contract with the District. Our engineers have recommended payment subject to certain charges that the District has against said contract. With reference to the charges which the District has, I would recommend that the Board of Directors retain from monies due Isles Construction Company a sum sufficient to cover the costs of those items. I have reviewed these items with Mr. Farley and he will recommend the amount to be withheld.

There are also three claims against Isles Construction Company which the Board has reviewed at a meeting called for that purpose. Under the contract documents which the District has with Isles Construction, I do not believe the District has the authority to withhold sums pending resolution of the dispute between Isles Construction Company and various individuals and/or companies. If these companies insist that the Board withhold sums from monies owed Isles Construction Company I could allow the Board to do so with the understanding that next week I will plead said sums into the registry of the Court for a determination as to who is owed said sums by the appropriate Court, therefore not letting the District become a stakeholder. These claims are by Gulfside Gas Company, Mustang Telephone and Cable Television. Cable Television has advised this office that they do not wish to have us retain any sums and will take care of the matter itself.

3. I have discussed the request of Redfish Bay Terminal, Inc. with Mr. Farley and Mr. Brown and would recommend that the Board pass a resolution authorizing its staff to conduct an investigation and gather the information necessary for the Board to make a decision on this matter

for presentation at a meeting called for that purpose.

4. I, as attorney for the District, have received a request from the attorney for the Richard Carlyon Company asking me to interpret the sewage handling plan for the Flato Properties. A copy of the request has been previously shown to the Board, the original of which is in the possession of the manager, Mr. Farley. That request clearly sets forth my understanding of the agreement and I would seek the Board's permission to acknowledge the request as being the Board's understanding of said agreement. The agreement does state that Flato Corporation, or its assigns, the Richard Carlyon Company, may designate the particular tract for which they wish to provide sewer service. There is no requirement in said agreement that the designated tracts be contiguous and therefore the Richard Carlyon Company, under said agreement, can "skip" designated tracts.
5. It is my understanding that Mr. Badalich has requested water service from the District even though his property does not lie within the boundaries of the District. Mr. Badalich's property is subject to a Utilities Service Agreement dated December 1977 executed by the District and Flato Corporation. As such, Mr. Badalich's property has been designated to receive water subject to the provisions of that agreement. Mr. Badalich, in order to receive water service, would have to present a plan for the transmission and treatment of sewage which we have discussed with the Board previously. It is my understanding that the Richard Carlyon Company, pursuant to the plan for sewage handling mentioned above, does not intend to designate Mr. Badalich's tract and therefore Mr. Badalich is seeking an alternate means of meeting the sewage requirements in the 1977 agreement. I have discussed his request with Mr. Urban, engineer for the District, and also Mr. Brown and Mr. Farley, and Mr. Urban and I would make the following recommendations.
 - (a) That the District require from Mr. Badalich a deposit of a sum of money to be determined by our engineer for capacity in a waste water treatment plant to be constructed by the District in the future. I cannot allow the Board of Directors to commit capacity in a waste water treatment plant which the District does not have. A deposit such as this will meet the requirements set forth in the Water Code and allow

the District to commit capacity.

- (b) Mr. Badalich be required to deposit with the District a sum of money as determined by our engineers to meet his storage requirements under the Flato Agreement.
- (c) That Mr. Badalich be allowed to install septic tanks as an interim means of collecting sewage. These tanks are to be installed in accordance with existing District policy. Mr. Badalich would agree that at such time as the force main and gravity system contemplated under the Flato Agreements is installed along Park Road 53 and contiguous to Mr. Badalich's property, he will immediately install within his property a collection system and connect structures on his property to the sewage system of the District.
- (d) Monies deposited by Mr. Badalich for sewer capacity shall be subject to the same escalation provisions as set forth in the Flato documents.
- (e) Our agreement with Mr. Badalich shall not affect our agreements with Flato Corporation and in particular shall not affect the capacity for sewage treatment which Flato Corporation and/or Richard Carlyon has.
- (f) Mr. Badalich will approve the Deed Restrictions imposed on the lands which are the subject matter of the Flato Agreements.
- (g) Mr. Badalich will agree to annex his property into the District.
- (h) Mr. Badalich will agree to abide by the same codes and regulations of the City of Port Aransas which the District imposes on like landowners within the District.

If Mr. Badalich agrees with these provisions and they meet with the Board's approval, the Board should pass a resolution offering water and sewage service to Mr. Badalich's property subject to the above items and authorize its staff to place the agreement in a document for approval by Mr. Badalich and the District.

Page 4

6. I have reviewed the documents submitted by Urban Engineering and recommend approval subject to the conditions imposed in Mr. Urban's letter.
7. I have not been involved in this matter and therefore have no recommendation to the Board.
8. I have reviewed the documents necessary to call the April 4th election and recommend their approval.

Respectfully,

Charles W. Zahn, Jr.,
Attorney for Nueces County
Water Control & Improvement
District No. 4

CEZj/jm

MINUTES OF
SPECIAL MEETING
JANUARY 19, 1981

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

ON THE 19TH DAY OF JANUARY 1981, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & 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	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
ASS'T. SECRETARY	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.
CPA	WILLIE KOSAREK

THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

MINUTES:

MINUTES OF JANUARY 5, 1981 MEETING NOT AVAILABLE AT THIS TIME.

FISCAL YEAR
1980 AUDIT
REPORT:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO APPROVE THE SEPTEMBER 30, 1980 AUDIT REPORT AS SUBMITTED. THE MOTION CARRIED.

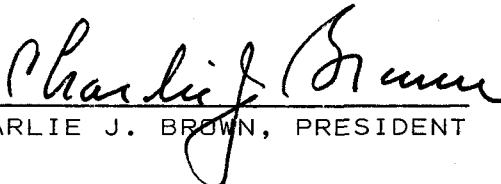
FINANCIAL
REPORT:

NO REPORT PRESENTED AT THIS TIME.

MANAGER'S
REPORT:

THE MANAGER'S REPORT WAS PRESENTED TO THE BOARD.
(COPY OF REPORT ON FILE IN THE DISTRICT OFFICE).

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


CHARLIE J. BROWN, PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

MINUTES OF
SPECIAL MEETING
JANUARY 5, 1981

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

ON THE 5TH DAY OF JANUARY, 1981, THE BOARD OF
DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & 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	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
ASS'T. SECRETARY	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.

VISITORS:

REEDER REALTY	FRED REEDER
SOUTH JETTY	JAMES EDMONSON

THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES
ATWILL TO APPROVE THE MINUTES OF DECEMBER 8, 1980 WITH THE
FOLLOWING AMENDMENT UNDER: SEPTIC TANKS - (A COPY OF THE
RESOLUTION IS ATTACHED TO AND MADE A PART OF THE MINUTES).
AND UNDER DISCONNECT PROCEDURES-DELINQUENT ACCOUNTS - (A
COPY OF THE RESOLUTION IS ATTACHED TO AND MADE A PART OF THE
MINUTES). THE MOTION CARRIED. (A COPY OF THE MINUTES MAILED
TO EACH DIRECTOR PRIOR TO THE MEETING).

GROUND STOR-
AGE TANKS:

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY JAY
SANDERS TO AUTHORIZE STAFF TO PROCEED WITH ADVERTISING FOR
BIDS FOR A GROUND STORAGE TANK. THE MOTION CARRIED.

SANDPIPER
SUBDIVISION:

THE BOARD AUTHORIZED MANAGER, MR. FARLEY, TO NOTIFY MR.
DUAINE THAT THE DISTRICT WOULD ISSUE A WORK ORDER FOR THE
SEWER LINE WHEN THE DISTRICT RECEIVES PAYMENT FOR COSTS
INCURRED BY THE DISTRICT REGARDING THE SANDPIPER SUBDIVISION
DEVELOPMENT.

AUDIT REPORT
W. KOSAREK,
CPA:

AUDIT REPORT TABLED UNTIL NEXT BOARD MEETING ON JANUARY
19, 1981.

RELEASE OF
EASEMENT -
FRED REEDER
REQUEST:

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY JAY SANDERS TO APPROVE THE REQUEST TO ABANDON THE WATER DISTRICT'S 20 FOOT UTILITY EASEMENT ON THE NORTH SIDE OF MR. REEDER'S PROPOSED PROPERTY AND THE OPENING OF 6TH STREET WITH THE DEDICATION OF THE EASEMENT THERE, SUBJECT TO THE RECEIPT BY THE DISTRICT MANAGER OF A LETTER FROM MR. REEDER INDICATING THAT THE LOTS ON THE SECOND PHASE WILL NOT BE SOLD UNTIL THE UTILITIES HAVE BEEN PUT INTO PLACE. THE MOTION CARRIED.

DELINQUENT
ACCOUNT
STUDY:

THE BOARD REQUESTED FURTHER STUDY OF RECONNECT/DISCONNECT CHARGES AND WATER/SEWER RATES BE PREPARED BY THE STAFF FOR CONSIDERATION AT A LATER DATE.

EXPENSES
INCURRED/
NO DEVELOPER
FEE PAID:

AFTER DISCUSSION, THE BOARD FELT NO ACTION NECESSARY AT THIS TIME REGARDING POLICY OF DEVELOPERS INCURRING LEGAL OR ENGINEERING EXPENSES PRIOR TO PAYING A DEVELOPER FEE.

NEW COPYING
MACHINE:

THE BOARD AUTHORIZED THE STAFF TO PROCEED WITH THE PURCHASE OF A NEW COPYING MACHINE.

SEWER MAIN
ON PRIVATE
PROPERTY:

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY CHARIE BROWN TO AUTHORIZE THE DISTRICT STAFF TO ADVISE THE PEOPLE WITHIN THE AREA INVOLVED THAT THE DISTRICT IS CONSIDERING ABANDONMENT OF THE SEWER LINE (ALISTER STREET TO OLEANDER STREET & PART OF AVENUE A) ON A CERTAIN DATE, TO BE DETERMINED BY THE STAFF, AFTER THEY HAVE ANALYZED WHAT THEY NEED FOR RECLAIMING INTO THE DISTRICT SYSTEM. ALL EXPENSES INVOLVED WILL BE PAID BY THE DISTRICT. THE MOTION CARRIED WITH JAMES H. ATWILL ABSTAINING.

REVIEW INFLOW/
INFILTRATION
ANALYSIS:

DISTRICT MANAGER PRESENTED REPORT ON THE INFLOW/INFILTRATION ANALYSIS TO THE BOARD. NO ACTION NECESSARY.

CLAIMS AGAINST
ISLES CONSTR.
CO., INC.:

THE BOARD AUTHORIZED THE STAFF TO PREPARE A NOTICE TO THE NEWS MEDIA ADVISING ANYONE WHO HAS A CLAIM AGAINST ISLES CONSTRUCTION CO., INC. THAT A MEETING WILL BE HELD AT THE DISTRICT OFFICE WITH REPRESENTATIVES OF ISLES CONSTRUCTION CO., INC., REPRESENTATIVES OF THE DISTRICT STAFF AND BOARD OF DIRECTORS ON FRIDAY, JANUARY 16, 1981 AT 10:00 A.M., WHEREBY WE WILL DISCUSS CLAIMS, TRY TO RESOLVE THEM BETWEEN THE PARTIES, IF NOT, THEN DETERMINE AN AMOUNT THAT THE CLAIMANT HAS, SO THAT WE CAN ESCROW THOSE FUNDS PENDING RESOLUTION OF THE MATTER BETWEEN ISLES CONSTRUCTION CO., INC. AND THE INDIVIDUAL.

REVIEW OF
ISLES CONTR.
CONTRACT:

NO ACTION NECESSARY AT THIS TIME.

DISTRICT
HOLIDAYS:

THE BOARD AUTHORIZED AN ADDITIONAL HOLIDAY AT THANKSGIVING AND ALSO AT CHRISTMAS FOR EMPLOYEES OF THE WATER DISTRICT AT THE REQUEST OF THE DISTRICT MANAGER.

FINANCIAL
STATEMENT:

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY TERRY BURTON TO APPROVE:

OCTOBER ACCOUNTS PAYABLE	\$22,396.25
OCTOBER EXPENDITURES	\$59,307.96
NOVEMBER ACCOUNTS PAYABLE	\$22,119.87
NOVEMBER EXPENDITURES	\$42,308.14

THE MOTION CARRIED. (COPY OF ACCOUNTS PAYABLE AND EXPENDITURES ON FILE IN THE DISTRICT OFFICE).

MANAGER'S
REPORT:

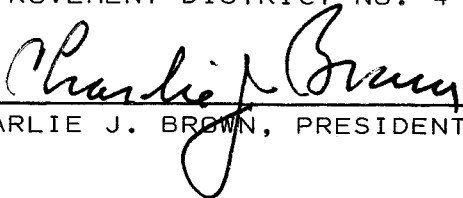
THE MANAGER'S REPORT WAS PRESENTED.

THE BOARD AUTHORIZED DISTRICT MANAGER TO SEND A LETTER TO MERCANTILE BANK AND ANY OTHER BANKS THAT WE HAVE BONDS AND COUPONS WITH, REQUESTING THEY DISPOSE OF THE CANCELLED COUPONS AND BONDS AND SEND US A CERTIFICATE OF CREMATION. AFTER FURTHER DISCUSSION, THE BOARD DECIDED TO TABLE ANY ACTION AT THIS TIME AND REQUEST WILLIE KOSAREK, CPA, TO EXPLAIN IN MORE DETAIL EITHER BY LETTER OR IN PERSON.

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY TERRY BURTON TO AMEND THE MINUTES OF OCTOBER 6, 1980 AS FOLLOWS: THAT CORPUS CHRISTI BANK & TRUST IS THE DISTRICT'S DEPOSITORY. THE MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY TERRY BURTON TO ADJOURN THE MEETING AT 11:00 A.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLIE J. BROWN, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

MINUTES OF
SPECIAL MEETING
DECEMBER 8, 1980

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

ON THE 8TH DAY OF DECEMBER, 1980, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & 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	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
ASS'T. SECRETARY	JAY SANDERS
DIRECTOR	JAMES N. CAMERON

ABSENT:

SECRETARY	TERRY BURTON
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STAFF:

MANAGER	DON ROY FARLEY
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.

THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES H. ATWILL TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) OF NOVEMBER 3RD (CORRECTED) AND NOVEMBER 21ST MEETINGS AND APPROVE SAME. THE MOTION CARRIED.

CONTRACT -
TRUETT F.
PRITCHARD &
ASSOCIATES:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO TERMINATE, ALONG WITH THE OTHER GOVERNMENTAL ENTITIES, THE APPRAISAL CONTRACT OF TRUETT F. PRITCHARD & ASSOCIATES FOR 1981. THE MOTION CARRIED.

CONTRACT -
MINERAL &
INDUSTRIAL
APPRAISAL
WITH THOS.
Y. PICKETT
& CO., INC.:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO ADOPT THE CONTRACT OF THOS. Y. PICKETT & COMPANY, INC. FOR THE MINERAL & INDUSTRIAL APPRAISAL FOR 1981, ALONG WITH THE SUGGESTED CHANGES RECOMMENDED BY DISTRICT ATTORNEY, CHARLES W. ZAHN, JR.; AND ALSO, AUTHORIZE THE PRESIDENT TO EXECUTE THE CONTRACT ON BEHALF OF THE BOARD. THE MOTION CARRIED. (COPY OF THE CONTRACT ON FILE IN THE DISTRICT OFFICE).

CONTRACT -
REAL PROPERTY
APPRAISAL FROM
M.A. CAGE, JR.:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS THAT DISTRICT ENTER INTO A CONTRACT WITH M. A. CAGE, JR. TO PROVIDE APPRAISAL WORK FOR REAL AND PERSONAL PROPERTY FOR THE SCHOOL DISTRICT, WATER DISTRICT AND THE CITY OF PORT ARANSAS FOR THE YEAR 1981 UPON THE TERMS AND CONDITIONS SET FORTH IN THE PROPOSED CONTRACT. THE MOTION CARRIED. (COPY OF THE CONTRACT ON FILE IN THE DISTRICT OFFICE).

SEPTIC
TANKS:

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAY SANDERS TO ADOPT THE RESOLUTION ON THE USE OF PRIVATE SEWAGE DISPOSAL FACILITIES WAS AMENDED ON ITEM #4. THE MOTION CARRIED. (THE RESOLUTION IS ON FILE IN THE DISTRICT OFFICE).

DISCONNECT
PROCEDURES-
DELINQUENT
ACCOUNTS:

A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAY SANDERS TO ADOPT THE AMENDING RESOLUTION NO. 80 ON THE DISCONTINUANCE OF WATER SERVICE. THE MOTION CARRIED. (THE RESOLUTION IS ON FILE IN THE DISTRICT OFFICE).

T.D.W.R.
AMENDMENT TO
SECTION 203(A)
CLEAN WATER
ACT (P.L. 95-
217):

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES H. ATWILL TO AUTHORIZE THE MANAGER AND THE STAFF TO PROCEED PURSUANT TO THE AMENDMENT TO SECTION 203(A) OF THE CLEAN WATER ACT (P.L. 95-217), TO MAKE APPLICATION FOR COMBINED STEP II & III GRANT FOR A WASTEWATER TREATMENT PLANT; OR AS A FURTHER CONTINUATION OF OUR STEP PROCESS FOR THE CONSTRUCTION OF A WASTEWATER TREATMENT PLANT. THE MOTION CARRIED.

BID FOR
EXTENSION
SEWER LINE
ROSS DRIVE:


A MOTION WAS MADE BY JAMES N. CAMERON AND SECONDED BY JAMES H. ATWILL THAT DISTRICT ACCEPT THE BID FROM CACTUS UTILITY COMPANY ON THE EXTENSION OF THE SEWER LINE ON ROSS DRIVE AND INSTRUCT THE STAFF TO ISSUE THE NOTICE TO PROCEED. THE MOTION CARRIED.

MANAGER'S
REPORT:

MANAGER'S REPORT WAS PRESENTED TO THE BOARD. (A COPY OF THE REPORT IS ON FILE IN THE DISTRICT OFFICE).

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO ADJOURN THE MEETING AT 11:30 A.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


CHARLIE J. BROWN, PRESIDENT

ATTEST:


JAY SANDERS, ASS'T. SECRETARY

RESOLUTION ON USE OF
PRIVATE SEWAGE DISPOSAL FACILITIES

WHEREAS, the Nueces County Water Control and Improvement District No. 4, hereinafter referred to as "District", is a water control and improvement district organized pursuant to Article 16, Section 59, of the Texas Constitution; and,

WHEREAS, the District, pursuant to Section 51.303 of the Water Code of the State of Texas, has the authority to adopt rules and regulations which govern methods, terms and conditions of water and sewer service; and,

WHEREAS, the Board of Directors is desirous of adopting a policy concerning the use of private sewage disposal facilities (septic tanks) by the owners or users of lands located within the District.

NOW, THEREFORE, BE IT RESOLVED, that from and after the date of the adoption of this Resolution, it shall be the policy of the Nueces County Water Control and Improvement District No. 4, that every owner, user, or developer of one or more tracts or parcels of land lying within the boundaries of the District who proposes to use a private sewage disposal system (septic tank) must comply with the following criteria prior to installation of said system:

1. An application in the form approved by the Board of Directors of the District, shall be submitted to the Manager of the District, along with the appropriate fee or fees approved by the Board.
2. An approval from the Texas Department of Water Resources, the Nueces County Health Department, and the City of Port Aransas, Texas, approving the type of private sewage disposal system to be installed, must be submitted to the Manager for the District.
3. The private sewage disposal system to be installed must be installed in a manner to meet the requirements of the Texas Department of Water Resources, the Nueces County Health Department, the City of Port Aransas, and also must meet the CONSTRUCTION

STANDARDS FOR PRIVATE SEWAGE FACILITIES promulgated by the Texas Department of Health for the total anticipated construction.

4. That the private sewage disposal system to be installed will be installed on a tract or parcel of land containing not less than Thirty Thousand (30,000) square feet with a minimum elevation for the entire septic system of eleven (11) foot above sea level.
5. That prior to approval for construction by the Manager for the Nueces County Water Control and Improvement District No. 4, the application, a certification as to the square footage and minimum elevation for the tract or parcel proposed to be developed, an approval from the Texas Department of Water Resources, the Nueces County Health Department, and the City of Port Aransas, must be submitted to the Board of Directors of the District for their final approval.
6. That immediately following the approval or disapproval of the application and supporting documents for the installation of a private sewage disposal system by the Board of Directors, the owner, user, or developer of the tract or parcel of land lying within the District will be notified of the decision of the Board not more than ten (10) days from the date of the action taken by the Board. If the decision of the Board is to approve the application, then the notice of the approval transmitted from the Board to the owner, user or developer of a tract or parcel of land within the District will be considered as the authority for the owner, user or developer of land within the District to commence construction of a private sewage disposal system, which construction will be completed in accordance with the application.
7. That any person who violates any of the terms of this Resolution, or any person who installs a private sewage disposal system within the boundaries of the District without first making application and receiving approval for the installation of said system, shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined in an amount not to exceed Two Hundred and No/100 (\$200.00) Dollars for each such violation. Each day in which any such violation shall continue shall be deemed a separate offense. Any person violating any of the provisions of this resolution shall become liable to the District for any expense, loss or damage occasioned by the District by reason of such violation. The primary staff enforcement officer for this resolution shall be the District's Manager.

PASSED AND APPROVED this 8th day of December, 1980.

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

By Charlie Brown
Charlie Brown, President

ATTEST:

Terry Burton
Terry Burton, Secretary

AMENDING RESOLUTION NO.
ON DISCONTINUANCE OF WATER SERVICE

WHEREAS, the Nueces County Water Control and Improvement District No. 4, hereinafter referred to as "District", is a water control and improvement district organized pursuant to Article 16, Section 59, of the Texas Constitution; and,

WHEREAS, the District, pursuant to Section 51.311 of the Water Code of the State of Texas, has the authority to discontinue water service if a landowner fails or refuses to pay a water assessment when due until such time as all back assessments are fully paid as well as all charges for reconnection are paid; and,

WHEREAS, the Board of Directors of the District is desirous of adopting a policy for notice and hearing prior to discontinuance of water service.

NOW, THEREFORE, BE IT RESOLVED, that from and after the date of the adoption of this Resolution, it shall be the policy of the Nueces County Water Control and Improvement District No. 4 that:

1. All persons who own, lease, or acquire an interest in land for which water assessments are due, shall pay said assessments when due. If a person who owns, leases or acquires an interest in land refuses to pay a water assessment when due, his water supply shall be cut off and no water may be furnished to the land until all back assessments, including reconnect charges, are fully paid.
2. That prior to the suspension of water service by the District, the District shall provide written notification of the fact that a water assessment is due, that the same has not been paid, and that if the same is not paid within ten (10) days from the date of said notification, the District will discontinue water service until such time as all water assessments are fully paid and a reconnect charge is paid. The owner, lessee, or any person acquiring an interest in land, upon receipt of a notice that water service is to be discontinued by the District, shall be entitled to a hearing before the Manager for the District at 9:00 a.m. on the tenth (10th) day following the date of the notice to discontinue service. Said hearing shall be before the Manager for the District, at which time evidence will be

heard which formulates the basis for the action by the District. At the hearing, the owner, lessee or any person who has acquired an interest in land for which the District proposes to discontinue service, shall be entitled to hear the evidence upon which the action by the District is based, to cross-examine all adverse witnesses, and to present evidence in opposition thereto or in extenuation. Immediately following the hearing, the Manager shall determine whether or not the action contemplated by the District is justified and shall so notify the owner, lessee or person who has an interest in land for which the District proposes to discontinue service. If the Manager determines that the District has a basis to discontinue service, he shall, after notification to the owner, lessee or person who has an interest in land for which the District proposes to discontinue service, notify the Superintendent for the District to discontinue service until such time as all back assessments and a reconnect charge have been paid.

3. This Resolution shall not affect any other valid resolution of the District concerning discontinuance of water service.

PASSED AND APPROVED this 8th day of December, 1980.

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

By

Charlie Brown
Charlie Brown, President

ATTEST:

Terry Barton
Terry Barton, Secretary

MINUTES OF
SPECIAL MEETING
NOVEMBER 21, 1980

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

ON THE 21ST DAY OF NOVEMBER, 1980, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A SPECIAL MEETING AT THE REGULAR MEETING PLACE THEREOF, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING LMEMBERS TO-WIT:

PRESIDENT	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
ASS'T. SECRETARY	JAY SANDERS

STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.

VISITORS:

PORT ARANSAS BEACON	JIM BOB MITCHELL
CACTUS UTILITY	DUGIE COX
CHAPMAN CONSTRUCTION	VERNON T. SMITH
MAVERICK CONSTRUCTION	R. G. SAENZ

THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

APPOINT NEW
BOARD DIRECTOR:

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY JAY SANDERS TO APPOINT JAMES N. CAMERON AS NEW BOARD MEMBER TO SERVE THE UNEXPIRED TERM OF GEORGE S. HAWN, WHO RESIGNED. THE MOTION CARRIED.

OATH OF
OFFICE:

THE OATH OF OFFICE WAS ADMINISTERED TO THE NEW BOARD MEMBER, JAMES N. CAMERON, BY JUDGE DUNCAN NEBLETT.

REORGANIZE
BOARD:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES ATWILL TO CONTINUE THE OFFICERS AS THEY ARE AT THE PRESENT TIME. THE MOTION CARRIED.

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO APPROVE THE MINUTES OF NOVEMBER 3RD (A COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) WITH THE FOLLOWING CORRECTION IN THE MINUTES, WHEREIN WE RECEIVED THE REQUEST OF CARL BADALICH:

MR. BADALICH AND THE BOARD DISCUSSED HIS DEVELOPMENT. MR. BADALICH REQUESTED THE BOARD ALLOW HIM TO PROVIDE PRIVATE SEPTIC SYSTEMS IF THEY ARE 11 FEET ABOVE SEA LEVEL, BASED ON A DENSITY OF ONE UNIT PER ACRE ON THE LAND HE IS PROPOSING FOR DEVELOPMENT, AND A WATER STORAGE FEE OF \$12,474.55 REPRESENTING THE FULL 19 ACRES. THE DISTRICT ADVISED MR. BADALICH OF ITS REQUIREMENT, THAT THE DENSITY OF ONE SINGLE FAMILY UNIT PER ACRE BE PLACED IN A RESTRICTIVE COVENANT RESTRICTING SAID PROPERTY TO ONE UNIT PER ACRE IN PERPETUITY. THE BOARD WILL DISCUSS AND ACT ON IN ACCORDANCE WITH THOSE PROVISIONS AT SUCH TIME IN THE FUTURE THAT MEETS WITH MR. BADALICH'S APPROVAL AND THE BOARD'S.

THE MOTION CARRIED.

BIDS FOR
SEWER LINE:

THE FOLLOWING BIDS WERE RECEIVED FOR PROPOSAL OF
CONSTRUCTION OF THE PLANT TRUNK MAIN EXTENSION:

CACTUS UTILITY COMPANY	\$31,582.25
CHAPMAN CONSTRUCTION CO., INC.	\$32,492.00
MAVERICK CONSTRUCTION COMPANY	\$39,203.33

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY JAY SANDERS TO TABLE AWARDING THE BID UNTIL THE DISTRICT ENGINEER HAS STUDIED THE BIDS. THE MOTION CARRIED.

EXTENSION OF
SEWER LINE -
WEST SIDE PARK
ROAD 53 IN THE
CEMETERY AREA:

AFTER DISCUSSION REGARDING THE EXTENSION OF THE SEWER LINE ON THE WEST SIDE OF PARK ROAD 53 IN THE VICINITY OF THE CEMETERY AREA, A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO INSTRUCT THE DISTRICT STAFF TO PROCEED WITH THE FOLLOWING:

1. ADVISE THAT WATER IS AVAILABLE IN THE AREA.
2. THAT THE DISTRICT WILL LAY SEWER LINES.
3. AUTHORIZE THE PRESIDENT AND STAFF TO NEGOTIATE FOR CONTRIBUTIONS FROM THE ADJOINING LANDOWNERS.
4. AUTHORIZE THE STAFF TO PREPARE PLANS & SPECS FOR A BASE BID OF 1,800 FEET WITH THE FOLLOWING ALTERNATIVES:
 - A. 578 FEET TO THE SOUTH.
 - B. 900 FEET TO THE SOUTH.
 - C. 578 FEET TO THE NORTH
 - D. 900 FEET TO THE NORTH.
5. AUTHORIZE THE STAFF TO PREPARE FOR ADVERTISING BID.
6. AUTHORIZE THE STAFF TO ADVISE NUECES COUNTY CABLE TV AND MR. AUSTIN MOODY THAT WE INTEND TO LAY THE SEWER LINES IN ACCORDANCE WITH THE DISTRICT POLICY.

THE MOTION CARRIED.

CARL
BADALICH:

THE BOARD DISCUSSED THE CARL BADALICH DEVELOPMENT AND FEELS NO ACTION IS NECESSARY AT THIS TIME.

C.B.S. BEACH
HOMES:

SINCE NO FORMAL PROPOSAL WAS MADE BY C.B.S. BEACH HOMES, BOARD FEELS NO ACTION IS NECESSARY AT THIS TIME.

UPDATE OF
DEVELOPERS'
FEES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY JAMES ATWILL TO APPROVE THE FOLLOWING AMENDED POLICY FOR THE DISTRICT COLLECTING ALL COSTS INCURRED BY THE DISTRICT FOR A DEVELOPER'S PLANS AND CONSTRUCTION:

1. THAT THE APPLICANT BE ADVISED AT THE TIME OF APPLICATION THAT HE WILL BE CHARGED A MINIMUM FEE AND ALL COSTS BEYOND THAT WILL BE BILLED TO THE DEVELOPER ON A MONTHLY BASIS.
2. THAT THE FOLLOWING SCHEDULE OF DEPOSITS BE ESTABLISHED:

<u>PROJECTED SIZE OF ACRES</u>	<u>MINIMUM DEPOSIT</u>
1 TO 3 ACRES	\$300.00
3.1 TO 5 ACRES	\$450.00
5.1 TO 8 ACRES	\$600.00
8.1 TO 12 ACRES	\$750.00

FOR TRACTS IN EXCESS OF 12 ACRES, A \$750.00 DEPOSIT TO BE COLLECTED AND THE APPLICANT TO BE INFORMED THAT HE WILL BE NOTIFIED TO MAKE ADDITIONAL DEPOSITS IF THE COST EXCEEDS THE ORIGINAL DEPOSIT. THE MOTION CARRIED.

FINANCIAL
REPORT:

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY
TERRY BURTON TO APPROVE:

SEPTEMBER ACCOUNTS PAYABLE	\$17,477.05
SEPTEMBER EXPENDITURES	\$74,334.86

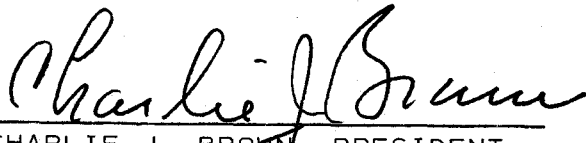
THE MOTION CARRIED. (A COPY OF ACCOUNTS PAYABLE AND
EXPENITURES IS ON FILE IN THE DISTRICT OFFICE).

MANAGER'S
REPORT:

THE MANAGER'S REPORT WAS PRESENTED. (A COPY OF THE
REPORT IS ON FILE IN THE DISTRICT OFFICE).

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE
BOARD, A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY
TERRY BURTON TO ADJOURN THE MEETING AT 11:00 A.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLIE J. BROWN, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

MINUTES OF
WORKSHOP SESSION
OCTOBER 13, 1980

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

ON THE 13TH DAY OF OCTOBER 1980, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, CONVENED IN A WORKSHOP SESSION AT THE REGULAR MEETING PLACE THEREOF, THERE BEING PRESENT AND IN ATTENDANCE THE FOLLOWING MEMBERS TO-WIT:

PRESIDENT	CHARLIE J. BROWN
SECRETARY	TERRY BURTON
ASS'T. SECRETARY	JAY SANDERS

ABSENT:

VICE PRESIDENT	JAMES H. ATWILL
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STAFF:

MANAGER	DON ROY FARLEY
ATTORNEY	CHARLIE ZAHN

THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

PROPOSED PAY
SCALE:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO APPROVE THE PROPOSED PAY SCALE AS PRESENTED BY THE DISTRICT MANAGER. THE MOTION CARRIED.

ADVERTISE FOR
BIDS - TRUNK
SEWER LINE TO
CARL DUAINÉ &
ASSOCIATES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO AUTHORIZE THE DISTRICT MANAGER AND ENGINEER TO ADVERTISE FOR BIDS REGARDING THE TRUNK SEWER LINE TO CARL DUAINÉ & ASSOCIATES SUBDIVISION; AND FOR DISTRICT TO ACCEPT THE BIDS ON NOVEMBER 14, 1980 AT A SPECIAL MEETING OF THE BOARD AT 10:00 A.M. THE MOTION CARRIED.

WORKSHOP
SESSION:

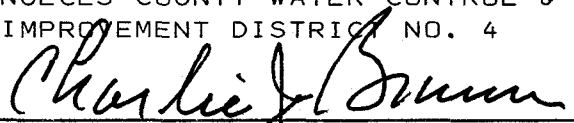
AT THIS TIME THE BOARD WENT INTO A WORKSHOP SESSION FOR THE PURPOSE OF DISCUSSING AND EVALUATING EXISTING BOARD POLICIES.

ACTION CON-
CERNING
DELIBERATION
IN THE WORK-
SHOP SESSION:

AFTER THE WORKSHOP SESSION, THE BOARD RECONVENED AND AUTHORIZED THE STAFF TO PREPARE FOR THE BOARD THE ITEMS THAT WERE DISCUSSED IN THE WORKSHOP SESSION FOR APPROVAL AT THE NEXT BOARD MEETING.

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO ADJOURN THE MEETING AT 12:00 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


CHARLIE J. BROWN, PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

MINUTES OF
REGULAR MEETING
NOVEMBER 3, 1980

STATE OF TEXAS 1
COUNTY OF NUECES 1
CITY OF PORT ARANSAS 1

ON THE 3RD DAY OF NOVEMBER, 1980, THE BOARD OF DIRECTORS FOR 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	CHARLIE BROWN
SECRETARY	TERRY BURTON
ASS'T. SECRETARY	JAY SANDERS

ABSENT:

VICE PRESIDENT	JAMES H. ATWILL
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STAFF:

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLES W. ZAHN, JR.
ENGINEER	GENE URBAN

VISITORS:

SOUTH JETTY	STEVE FRISHMAN
ATTORNEY	CARL BADALICH

THE MEETING WAS CALLED TO ORDER AT 10:00 A.M.

MINUTES:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO WAIVE THE READING OF THE MINUTES (COPY OF THE MINUTES MAILED TO EACH DIRECTOR PRIOR TO THE MEETING) OF THE OCTOBER 6TH AND OCTOBER 13TH MEETINGS AND APPROVE SAME. THE MOTION CARRIED.

REQUEST OF
CARL BADALICH:

MR. BADALICH AND THE BOARD DISCUSSED HIS DEVELOPMENT. MR. BADALICH REQUESTED THE BOARD ALLOW HIM TO PROVIDE PRIVATE SEPTIC SYSTEMS IF THEY ARE 11 FEET ABOVE SEA LEVEL, BASED ON A DENSITY OF ONE UNIT PER ACRE ON THE LAND HE IS PROPOSING FOR DEVELOPMENT, AND A WATER STORAGE FEE OF \$12,474.55 REPRESENTING THE FULL 19 ACRES. THE DISTRICT ADVISED MR. BADALICH OF ITS REQUIREMENT, THAT THE DENSITY OF ONE SINGLE FAMILY UNIT PER ACRE BE PLACED IN A RESTRICTIVE COVENANT RESTRICTING SAID PROPERTY TO ONE UNIT PER ACRE IN PERPETUITY. THE BOARD WILL DISCUSS AND ACT ON IN ACCORDANCE WITH THOSE PROVISIONS AT SUCH TIME IN THE FUTURE THAT MEETS WITH MR. BADALICH'S APPROVAL AND THE BOARD'S. THE MOTION CARRIED.

OVERSIZE/
OVERDEPTH
SEWER LINE
CABLE TV:

OVERSIZE AND OVERDEPTH OF SEWER LINE OF NUECES COUNTY CABLE TV WAS DISCUSSED. NO ACTION AT THIS TIME.

APPROVE &
SIGN TAX
ROLL:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO APPROVE THE 1980 TAX ROLL. THE MOTION CARRIED.

EMERGENCY
POWER REVIEW:

THE BOARD HAS INSTRUCTED THE DISTRICT ENGINEER AND MANAGER TO PROCEED WITH THE DETAILED PLANS AS PROPOSED TO THE BOARD AND THE COST ESTIMATES FOR THE BOARD TO REVIEW.

OVERSIZE/
OVERDEPTH
& OFFSITE
POLICY:

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO ACCEPT THE OVERSIZE/OVERDEPTH & OFFSITE POLICY AS AMENDED. THE MOTION CARRIED. (AMENDMENT WOULD HAVE ANOTHER PARAGRAPH ADDED AND WOULD BE A PART OF THE RESOLUTION AS PRESENTED AND WOULD SAY ''FURTHER RESOLVE THAT ALL FUNDS COLLECTED ON A PER LOT BASIS AS A RESULT OF THE OVERSIZE/OVERDEPTH WOULD BE PLACED IN A FUND TO BE UTILIZED BY THE DISTRICT IN FUTURE OVERSIZE/OVERDEPTH OF WATER AND/OR SEWER LINES AND FUTURE OFF-SITE EXTENSIONS OF WATER AND/OR SEWER LINES.'' ATTORNEY, CHARLIE ZAHN, WILL COMPLETE AND RETURN TO DISTRICT OFFICE.

BARTHOLOMEW
PLAN:

NO ACTION TAKEN ON THE MUSTANG ISLAND COMPREHENSIVE PLAN BY HARLAN BARTHOLOMEW.

CODIFYING
POLICIES OF
DISTRICT:

THE BOARD APPROVED THE POLICIES SUBMITTED SUBJECT TO CERTAIN WORDING AND ELIMINATION OF DUPLICATION OF SOME ITEMS AND OTHER MINOR CHANGES. ATTORNEY, CHARLIE ZAHN, WILL PRESENT THE POLICIES AS APPROVED AS SOON AS POSSIBLE TO THE DISTRICT OFFICE. COPIES WILL BE AVAILABLE TO ANYONE REQUESTING THEM.

CITIZENS
ADVISORY
COMMITTEE:

NO ACTION TAKEN IN REGARDS TO APPOINTING ANOTHER MEMBER TO THE CITIZENS ADVISORY COMMITTEE.

FINANCIAL
REPORT:

FINANCIAL REPORT SUBMITTED TO ALL MEMBERS PRESENT AND TO JAMES ATWILL THROUGH THE MAIL.

MANAGER'S
REPORT:

NO ACTION REQUIRED ON THE MANAGER'S REPORT.

A MOTION WAS MADE BY JAY SANDERS AND SECONDED BY TERRY BURTON TO ADJOURN THE MEETING AT 1:00 P.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


CHARLIE J. BROWN, PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

PASSED 11/3/80 BOARD OF DIRECTORS MEETING

RESOLUTION ON
OVERSIZE-OVERDEPTH OF
WATER AND SEWER LINES

WHEREAS, the Nueces County Water Control and Improvement District No. 4, hereinafter referred to as "District," is a water control and improvement district organized pursuant to Article 16, Section 59 of the Texas Constitution; and,

WHEREAS, the District, pursuant to Section 51.303 of the Water Code of the State of Texas, has the authority to adopt rules and regulations which govern methods, terms and conditions of water and sewer service; and,

WHEREAS, the Board of Directors of the District is desirous of adopting a policy to oversize and/or deepen water and sewer lines as water and sewer services are extended by a developer.

NOW, THEREFORE, BE IT RESOLVED, that from and after the date of the adoption of this resolution, it shall be the policy of the Nueces County Water Control and Improvement District No. 4, that whenever a developer proposes to install water and/or sewer lines to extend water and/or sewer service from an existing water transmission and/or sewerage collection main of the District to a tract or tracts owned and proposed for development by the developer, the developer shall notify the District by notice to its manager of the proposed development, and extension of water and/or sewer service prior to the preparation of final plans and specifications. If, after notification, the District determines that it is in the best interests of the District and/or the owners or users of land within the District, to increase the size of the line or lines proposed by the developer in order to extend water and/or sewer service beyond the proposed development, the District shall notify the developer or its agent of the proposed oversize. The developer

shall then be required to have prepared, plans and specifications drawn in compliance with then existing board policy, for the water and/or sewer line necessary to serve the developer's property and also for the oversized line proposed by the District. The developer shall submit both sets of plans and specifications to the District for approval, after which, the developer shall obtain written bids for the installation of both the developer's and the District's proposed lines in accordance with the plans and specifications. If, after receipt of bids, the District determines that it is still in its best interest to have the oversized line or lines installed, it will so notify the developer who will cause his contractor to install the oversized line or lines in accordance with the plans and specifications approved by the District. The District shall, upon final acceptance of the line or lines, pay to the developer, the difference between the bid received for the line required for the developer's property and the bid received for the oversized line including the additional engineering costs.

FURTHER RESOLVED, that once an oversized water and/or sewer line is installed in accordance with this resolution, the District's engineers shall determine the area that can be provided with water and/or sewer service as a result of said oversize, and the cost of the oversize shall be proportionately allocated within that area on a per lot basis; shall become a lien against said lot; and shall be collected by the District at the time application for water and/or sewer service is made by the owner or owners of said lots within the service area determined by the District's engineers.

FURTHER RESOLVED, that all sums collected by the District on a per lot basis as a result of the oversize and/or overdepth of water and/or sewer lines shall be placed in a fund to be utilized

by the District in future oversize-overdepth of water and/or sewer lines and future offsite extensions of water and/or sewer lines.

PASSED AND APPROVED this 3rd day of November, 1980.

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

By Charlie Brown
Charlie Brown, President

ATTEST:

Terry Burton
Terry Burton, Secretary

PASSED 11/3/80 BY BOARD OF DIRECTORS

RESOLUTION OF OFF-SITE EXTENSION
OF WATER AND SEWER SERVICE

WHEREAS, the Nueces County Water Control and Improvement District No. 4, hereinafter referred to as "District", is a water control and improvement district organized pursuant to Article 16, Section 59, of the Texas Constitution; and

WHEREAS, the District, pursuant to Section 51.303 of the Water Code of the State of Texas, has the authority to adopt rules and regulations which govern methods, terms and conditions of water service, including assessments for maintenance and operations; and

WHEREAS, the Board of Directors of the District is desirous of adopting a policy for offsite extension of water and/or sewer service, to extend such service from the existing facilities of the District to the nearest point of a parcel of land proposed for development by the owner or owners of said land.

NOW, THEREFORE, BE IT RESOLVED, that from and after the date of the adoption of this Resolution, it shall be the policy of the Nueces County Water Control and Improvement District No. 4 that:

1. Every developer who proposes to develop land lying within the boundaries of the District who does not have water and/or sewer service adjacent to said land proposed for development shall be required, at his sole cost, to extend the water and/or sewer lines necessary to serve the property proposed for development from the nearest existing facilities of the District to the nearest point of his property.
2. The extension of water and/or sewer lines from the nearest existing facilities of the District to the nearest point of the property proposed for development will be completed in accordance with the then existing Board policy concerning the size and type of line to be installed, and will be in accordance with plans and specifications submitted and approved by the Board prior to installation.
3. After the completion of the water and/or sewer lines and the acceptance by the District, the District's engineers will determine the cost of said installation, and the District shall deduct from sums owed the District as a result of the District providing water and sewer service to the land or lands developed by the developer fifty (50%)

per cent of the charges made to said property on a monthly basis, until the entire sum determined by the District's engineers for installation of said lines has been credited to the developer. Provided, however, that the credit set forth above shall be applied by the District to reduce the cost of the installation of said lines by the developer on a monthly basis and until the entire sum is credited, or for a period of time not to exceed ten (10) years from the date of acceptance of said lines by the District, whichever event occurs first.

4. On that portion of the line extended from the existing facilities of the District to the nearest point of the property owned by the developer, the District shall take the cost of said lines and the installation thereof, and shall make a pro rate charge per front foot to the lands lying on either side and contiguous to said lines, which charge shall become a lien against said property and shall be collected by the District as a part of the tap fee at the time application for water and/or sewer services is made by the owner or owners of said land.
5. This resolution shall only be applicable to property lying within and annexed into the Nueces County Water Control and Improvement District No. 4.
6. Should the Board of Directors of the Nueces County Water Control and Improvement District No. 4, using funds other than bond funds, extend water and/or sewer service to areas within the District in order to provide water and sewer service to areas which have not previously had such service provided, then, in that event, the District's engineers shall determine the cost of the lines and the installation thereof, and a pro rata charge based on the cost per front foot shall be assessed against the property lying on either side of said lines and contiguous to said lines, which charge shall become a lien against said property and shall be collected by the District as a part of the tap fee at the time application for water and/or sewer service is made by the owner or owners of said land lying along and contiguous to the line or lines installed by the District with funds other than bond funds.
7. FURTHER RESOLVED, that all sums collected by the District on a per lot basis as a result of the offsite extension of water and/or sewer lines shall be placed in a fund to be utilized by the District in future oversize-overdepth of water and/or sewer lines and future offsite extensions of water and/or sewer lines.

PASSED AND APPROVED this 3rd day of November, 1980.

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4

By Charlie Brown
Charlie Brown, President

ATTEST:

Terry Burton
Terry Burton, Secretary

MINUTES OF
SPECIAL MEETING
OCTOBER 6, 1980

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

ON THE 6TH OF OCTOBER, 1980, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & 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	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
ASS'T. SECRETARY	JAY SANDERS

STAFF;

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLIE ZAHN
ACCOUNTANT	WILLIE KOSAREK

VISITORS:

CORPUS CHRISTI NAT'L BANK	J. DAVIE CISSNA
ISLAND STATE BANK	KENNETH SCALES

THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

ACCEPT DEPOSITORY BIDS:

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY JAY SANDERS TO ACCEPT THE DEPOSITORY BID FROM CORPUS CHRISTI ~~NATIONAL BANK~~. THE MOTION CARRIED.

*Bank & Trust
corrected 7-5-81*
THE BOARD PRESIDENT REPORTED, "IT IS WITH A GREAT DEAL OF RELUCTANCE THAT I BRING BEFORE THE BOARD THE TENDERED RESIGNATION OF GEORGE HAWN. I HAVE DISCUSSED THIS AT SOME LENGTH WITH GEORGE AND HE SIMPLY FEELS IT IS TIME FOR HIM TO STEP DOWN AND IS ADAMANT ABOUT IT.

SO WITH THIS SAME RELUCTANCE, I RECOMMEND THAT WE ACCEPT HIS RESIGNATION; THAT WE ACCEPT IT NOT ONLY WITH RELUCTANCE, BUT WITH A DEEP SENSE OF GRATITUDE AND RESPECT FOR THE ACCOMPLISHMENTS HE HAS ACHIEVED FOR BOTH THE WATER USERS AND TAX PAYERS OF THE DISTRICT.

UNFORTUNATELY, THE PUBLIC WILL LITTLE KNOW OF THE HUNDREDS OF THOUSANDS OF DOLLARS IN TAX MONEY HE HAS SAVED US THROUGH NEGOTIATIONS WITH VARIOUS DEVELOPERS AND OUT OF DISTRICT OPPORTUNISTS, SO THAT WE MAY ENJOY OUR PRESENT EXCELLENT FACILITIES AND FINANCIAL POSITION." A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY JAY SANDERS TO ACCEPT THE RESIGNATION OF GEORGE HAWN. THE ATTORNEY IS INSTRUCTED TO PREPARE A SUITABLE LETTER OF APPRECIATION AND ACCEPTANCE TO GEORGE HAWN.

RESIGNATION OF GEORGE HAWN:

MINUTES:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO WAIVE THE READING OF THE MINUTES (COPIES OF THE MINUTES MAILED TO DIRECTORS PRIOR TO MEETING) OF THE AUGUST 4, 1980 AND AUGUST 27, 1980 MEETINGS AND APPROVE SAME. THE MOTION CARRIED.

ACCOUNTS PAID
OR PAYABLE:

A MOTION WAS MADE BY TERRY BURTON AND SECONDED BY JAY SANDERS TO APPROVE:

JULY ACCOUNTS PAYABLE	\$32,607.64
JULY EXPENDITURES	\$55,588.88
AUGUST ACCOUNTS PAYABLE	\$18,428.11
AUGUST EXPENDITURES	\$68,104.60

THE MOTION CARRIED. (COPY OF ACCOUNTS PAYABLE AND EXPENDITURES ON FILE IN THE DISTRICT OFFICE).

BILLS FROM
ISLES CONSTR:

NO ACTION AT THIS TIME.

1980-81
BUDGET:

A MOTION WAS MADE BY JAMES ATWILL AND SECONDED BY JAY SANDERS TO ADOPT THE AMENDED BUDGET FOR 1980-81. THE MOTION CARRIED. (COPY OF 1980-81 BUDGET ON FILE IN THE DISTRICT OFFICE).

SAND KEY
DEVELOPMENT
WAIVER OF
FIRE HYDRANT:

IT IS THE BOARD'S POLICY THAT WHEN A SUBDIVISION SUCH AS THAT PROPOSED BY MR. ROSSON IS COMPLETED, THAT INCLUDED IN THAT SUBDIVISION WILL BE A FIRE HYDRANT. MR. ROSSON HAS ADVISED US THAT THE CITY INTENDS TO INSTALL THAT FIRE HYDRANT. DISTRICT WILL NOT PROVIDE SERVICE UNTIL SUCH TIME AS THE HYDRANT IS INSTALLED AND THE DISTRICT HAS BEEN REIMBURSED FOR ANY EXPENSES THE STAFF HAS DURING THE INSTALLATION PERIOD. DISTRICT MANAGER WILL ADVISE MR. ROSSON OF THE BOARD'S POLICY.

BARTHOLOMEW
REPORT:

NO ACTION AS THIS TIME, WILL BE ON NEXT BOARD AGENDA.

TDWR STUDY &
EVALUATION
INTERNAL
ACCOUNTING
PROCEDURES:

DISTRICT MANAGER REVIEWED LETTER FROM THE TEXAS DEPARTMENT OF WATER RESOURCES WITH THE BOARD OF DIRECTORS. SEVERAL OF THE RECOMMENDATIONS HAVE BEEN IMPLEMENTED. (LETTER ON FILE IN THE DISTRICT OFFICE).

NUECES COUNTY
CABLE TV
SEWER:

NO ACTION AT THIS TIME.

OVERSIZE,
OVERDEPTH &
OFFSITE
EXTENSION
POLICY:

NO ACTION AT THIS TIME, WILL BE ON NEXT BOARD AGENDA.

APPOINT
MEMBER TO
CITIZENS
ADVISORY
COMMITTEE:

CHARLIE ZAHN, ATTORNEY FOR DISTRICT, REPORTED ON THE MEETINGS OF THE CITIZENS ADVISORY COMMITTEE. THE BOARD WILL NOT REAPPOINT A REPLACEMENT FOR DOYLE MERRICK ON THE CITIZENS ADVISORY COMMITTEE.

INSURANCE
FOR THE
DIRECTORS:

DISTRICT ATTORNEY, CHARLIE ZAHN, WILL CONTACT JACK
MCDAVID OF GLASS, SORENSON & MCDAVID REGARDING NECESSARY
INFORMATION FOR LIABILITY INSURANCE FOR DIRECTORS.

TAPS OUTSIDE
OF DISTRICT:

NO ACTION AT THIS TIME.

DISCUSSION &
ACTION ON
REGULAR
POLICIES:

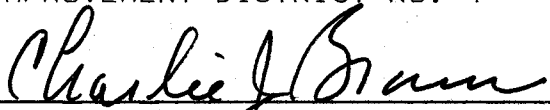
NO ACTION AT THIS TIME. THIS ITEM WILL BE DISCUSSED
AT A WORKSHOP SESSION ON OCTOBER 13, 1980, AT 9:00 A.M.
AT THE DISTRICT OFFICE.

MANAGER'S
REPORT:

THE MANAGER'S REPORT WAS PRESENTED. (COPY OF REPORT
ON FILE IN THE DISTRICT OFFICE).


THERE BEING NO FURTHER BUSINESS TO COME BEFORE
THE BOARD, A MOTION WAS MADE BY JAMES ATWILL AND SECONDED
BY JAY SANDERS TO ADJOURN THE MEETING AT 12:00 P.M.,

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



CHARLIE J. BROWN, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

MINUTES OF
SPECIAL MEETING
AUGUST 27, 1980

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

ON THE 27TH DAY OF AUGUST 1980, THE BOARD OF DIRECTORS FOR THE NUECES COUNTY WATER CONTROL & 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	CHARLIE J. BROWN
VICE PRESIDENT	JAMES H. ATWILL
SECRETARY	TERRY BURTON
ASS'T SECRETARY	JAY SANDERS

ABSENT;

DIRECTOR	GEORGE S. HAWN
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STAFF;

MANAGER	DON ROY FARLEY
ADMIN. ASS'T.	NONA E. SHERRILL
SECRETARY	BETTY TOW
ATTORNEY	CHARLIE ZAHN, JR.

VISITORS;

CARL DUAINE	DUAINE & ASSOCIATES, INC.
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THE MEETING WAS CALLED TO ORDER AT 9:00 A.M.

FLATO:

NO ACTION NECESSARY AT THIS TIME.

DUAINE &
ASSOCIATES,
INC.:

ATTORNEY FOR THE DISTRICT, MR. ZAHN, ADVISED THE BOARD THAT HE HAD RECEIVED ACCEPTANCE FROM CARL DUAINE & ASSOCIATES, INC. REGARDING LETTER DATED AUGUST 1, 1980 OUTLINING THE CONDITIONS NECESSARY FOR APPROVAL BY THE BOARD FOR WATER AND SEWER IMPROVEMENTS ON BLOCKS A, B, C, D & E OF ROBY'S ADDITION TO THE CITY OF PORT ARANSAS. (COPY OF LETTER ON FILE IN THE DISTRICT OFFICE).

THE STAFF WAS INSTRUCTED BY THE BOARD TO REVIEW AND MAKE RECOMMENDATIONS TO THE BOARD CONCERNING CORRESPONDENCE RECEIVED FROM DUAINE & ASSOCIATES, INC. DATED AUGUST 27, 1980. (LETTER ON FILE IN THE DISTRICT OFFICE).

TAX BOARD
REPORT:

JAMES H. ATWILL, REPRESENTATIVE FOR THE WATER DISTRICT
ON THE TAX BOARD, REPORTED ON THE ACTIONS OF THE TAX BOARD.

SET TAX
RATE FOR
YEAR 1980-
1981:

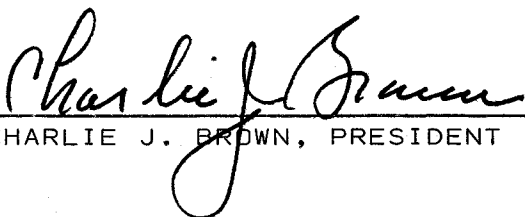
AFTER FULL DISCUSSION THEREOF, A MOTION WAS MADE BY
JAMES H. ATWILL AND SECONDED BY JAY SANDERS TO ADOPT AND
PASS A RESOLUTION SETTING THE TAX RATE FOR 1980-1981 AT
\$.36 PER EACH ONE HUNDRED DOLLARS ASSESSED VALUATION.
THE MOTION CARRIED. AYES - 4 / NAYES - 0. ABSENT; GEORGE
S. HAWN. (RESOLUTION ON FILE IN THE DISTRICT OFFICE).

GRANT FOR
DISASTER
FUNDS:

A MOTION WAS MADE BY JAMES H. ATWILL AND SECONDED BY
JAY SANDERS TO AUTHORIZE MANAGER, DON ROY FARLEY, TO SIGN
ALL DOCUMENTS NECESSARY IN ORDER TO RECEIVE GOVERNMENTAL
GRANT DISASTER FUNDS. RESOLUTION FORM HUD-490 (6-77) SIGNED
AND SENT TO F.E.M.A. AS REQUIRED. (COPY OF RESOLUTION ON
FILE IN THE DISTRICT OFFICE).

THERE BEING NO FURTHER BUSINESS TO COME BEFORE
THE BOARD, A MOTION WAS DULY MADE AND SECONDED TO
ADJOURN THE MEETING AT 11:00 A.M.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4


CHARLIE J. BROWN, PRESIDENT

ATTEST:


TERRY BURTON, SECRETARY

RESOLUTION AND ORDER SETTING NEW TAX RATE FOR YEAR 1980-1981
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4

ON THE 27TH DAY OF AUGUST, 1980, THE BOARD OF DIRECTORS
FOR THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4,
CONVENED IN A SPECIAL SESSION BEING OPEN TO THE PUBLIC AT THE
REGULAR MEETING PLACE THEREOF IN SAID DISTRICT, WITH THE FOLLOW-
ING MEMBERS OF THE BOARD PRESENT:

CHARLIE J. BROWN
JAMES H. ATWILL
TERRY BURTON
JAY SANDERS

PRESIDENT
VICE PRESIDENT
SECRETARY
ASS'T. SECRETARY

AND THE FOLLOWING ABSENT: GEORGE S. HAWN, DIRECTOR

CONSTITUTING A QUORUM, AND AMONG OTHER PROCEEDINGS HAD WERE THE
FOLLOWING,

THE PRESIDENT OF THE BOARD PRESENTED A RESOLUTION AND
ORDER SETTING NEW TAX RATE FOR YEAR 1980-1981.

MINUTES OF AUGUST 27TH, 1980, REFLECT NEW TAX RATE FOR
YEAR 1980-1981.

THEREFORE, THE BOARD OF DIRECTORS ORGANIZED A RESOLUTION
TO LEGALLY ESTABLISH THE NEW TAX RATE FOR 1980-1981.

THE RESOLUTION AND ORDER WAS READ IN FULL AND, AFTER
FULL DISCUSSION THEREOF, JAMES H. ATWILL MADE A MOTION THAT IT
BE ADOPTED. THE MOTION WAS SECONDED BY JAY SANDERS.
THE MOTION, CARRYING WITH IT THE ADOPTION OF THE RESOLUTION AND
ORDER, PREVAILED BY THE FOLLOWING VOTE:

AYES: 4

NAYES: 0

THE PRESIDENT THAN DECLARED THE RESOLUTION AND ORDER
FINALLY PASSED AND ADOPTED.

THE RESOLUTION AND ORDER IS AS FOLLOWS,

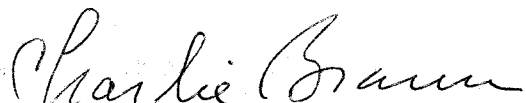
WHEREAS, NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NUMBER 4 SET TAX RATE FOR 1980-1981 AT \$0.36
PER EACH ONE HUNDRED DOLLARS ASSESSED VALUATION.

AN ORDER LEVYING UPON THE ASSESSED VALUATION
OF THE PROPERTY WITHIN THE NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

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

THERE IS HEREBY LEVIED ON EACH ONE HUNDRED DOLLARS
OF THE ASSESSED VALUE OF ALL PROPERTY, BOTH REAL AND PERSONAL,
WITHIN THE BOUNDARIES OF THE NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4, EXCEPT SUCH PROPERTY AS MAY BE BY
LAW EXEMPT FROM TAXATION, A TAX RATE OF \$0.36 PER EACH
ONE HUNDRED DOLLARS ASSESSED VALUATION FOR THE PURPOSE OF MEET-
ING THE REQUIREMENTS OF SAID DISTRICT FOR THE FISCAL YEAR END-
INT 1980-1981.

PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4 ON
THE 27TH DAY OF AUGUST, 1980.



CHARLIE BROWN, PRESIDENT

ATTEST:



TERRY BURTON, SECRETARY

NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4
PORT ARANSAS, TEXAS 78373

P. O. BOX 128
749-5201
AREA CODE 512

AUGUST 26, 1980

* * * * AMENDED NOTICE * * * *

NOTICE IS HEREBY GIVEN THAT THE BOARD OF DIRECTORS OF THE
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4
WILL MEET AT 9:00 A.M. ON THE 27TH DAY OF AUGUST, 1980, AT
ITS REGULAR MEETING PLACE AT THE DISTRICT OFFICE IN THE
CITY OF PORT ARANSAS, TEXAS, FOR THE PURPOSE OF CONDUCTING
THE FOLLOWING ADDITIONAL BUSINESS AS AN EMERGENCY ADDITION
TO THE ADGENDA PREVIOUSLY POSTED;

1. TO AUTHORIZE MANAGER DON ROY FARLEY TO
SIGN ALL DOCUMENTS NECESSARY IN ORDER
TO RECEIVE GOVERNMENTAL GRANT DISASTER
FUNDS.

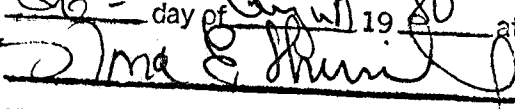
NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4



NONA E. SHERRILL, EXECUTIVE SECRETARY

CORPUS CHRISTI CALLER - JIM ROSSER 7P.M. 8/26/80
SOUTH JETTY NEWS - STEVE FRISHMAN 7:10 P.M. 8/26/80
BEACON - 7:15 P.M. COULD NOT REACH

CERTIFICATE

I Certify that the above notice of meeting was posted on
the Bulletin Board at the Nueces County Water Control
& ID #4 of Port Aransas, Texas and at the Nueces
County Courthouse, Corpus Christi, Texas on the
26th day of August 1980 at 7:10 PM O'clock


Nona E. Sherrill
Executive Secretary
NCWC & ID #4

MINUTES OF
REGULAR MEETING
AUGUST 4, 1980

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

On the 4th day of August, 1980, the Board of Directors for 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	Charlie J. Brown
Vice President	James H. Atwill
Secretary	Terry Burton
Ass't. Secretary	Jay Sanders

Absent:

Director	George S. Hawn
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Staff:

Admin. Ass't.	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn, Jr.

Absent:

Manager	Don Roy Farley
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Visitor:

Judge	Duncan Neblett
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APPOINT NEW
BOARD MEMBER:

A motion was made by Terry Burton and seconded by James Atwill to appoint Jay Sanders as new board member to replace Carlos Moore who resigned. The motion carried.

OATH OF
OFFICE:

Oath of Office was administered to new board member, Jay Sanders, by Judge Duncan Neblett.

REORGANIZE
BOARD:

A motion was made by James Atwill and seconded by Terry Burton for officers to remain the same with Jay Sanders as Ass't. Secretary. The motion carried.

MINUTES:

A motion was made by James Atwill and seconded by Terry Burton to waive the reading of the minutes (copies of the minutes mailed to directors prior to meeting) of the June 10th and the July 16th meetings and approve same. The motion carried.

ACCOUNTS PAID
OR PAYABLE:

A motion was made by James Atwill and seconded by Charlie Brown to approve:

May Accounts Payable	\$23,918.55
May Expenditures	\$75,716.34
June Accounts Payable	\$22,422.68
June Expenditures	\$61,626.73

The motion carried. (Copy of Accounts Payable and Expenditures on file in the District office).

FLATO -

REQUEST FOR
WATER SERVICE:

A request was made by Mr. Franklin Flato that the District provide water service to lands owned by him. After discussion, the following actions were taken:

1) A motion was made by Jay Sanders and seconded by Charlie Brown to authorize the District to provide water service to a tract of land described as 280 acres out of a portion of John Grant Surveys 596 and 597, Mustang Island, Nueces County, Texas; and said land being within the Districts' boundaries. Service is to be provided at a point located in the eastern most right-of-way of Park Road 53 to be designated by the District and service from such point to the 280 acre tract of land shall be provided by Mr. Flato at his sole expense. One tap will be allowed by the District and water shall be used only for agricultural purposes. Any use other than provided for herein shall require a new application for service by Mr. Flato. Mr. Flato shall be charged a domestic rate for water used and shall be subject to the usual and customary rules, regulations and charges of other customers in the District. The motion carried.

2) A motion was made by James Atwill and seconded by Jay Sanders authorizing the District's attorney, Charlie Zahn, to prepare a lease agreement by and between the District and Mr. Flato on an 11.050 acre tract of land out of Survey 592, Abstract 212, Land Script 324, Mustang Island. The District will provide at a tap located on the leased premises water service to be used by Mr. Flato to make water available to his cattle. Any other use of said water by Mr. Flato will require a new application for service by Mr. Flato. The motion carried.

3) A motion was made by James Atwill and seconded by Terry Burton to table the request by Mr. Flato for water service to land described as Survey 591, Mustang Island until such time as the District formulates a policy for providing service to lands lying outside the corporate boundaries of the District. The motion carried.

KODY'S:

No action necessary at this time.

SAND KEY
SUBDIVISION:

The Board determined it is not necessary for the District to deepen or oversize sewer line serving the Sand Key Subdivision.

CARL DUANE
& ASSOCIATES:

Attorney for the District, Charlie Zahn, informed the Board that a letter had been sent to Mr. Duaine outlining the conditions necessary for approval by the Board for water and sewer improvements on Blocks A, B, C, D & E of Roby's Addition to the City of Port Aransas. (A copy of the letter is on file in the District office).

INSURANCE -
OFFICERS &
DIRECTORS
LIABILITY:

The Board authorized attorney for the District, Charlie Zahn, to send in applications to several companies for officers & directors liability insurance. Mr. Zahn will present the information to the Board at a later date.

INSURANCE -
WINDSTORM:

After extensive review of existing insurance policies and in as much as there has been no previous damage to the elevated tower during storms, and engineering firm has assured the District that the elevated tower on 9th Street will withstand winds of 150 mph and the new elevated tower on Park Road 53 will withstand winds of 200 mph; the Board feels that it is in the best interest of the District to self insure in regards to windstorm insurance on the elevated towers.

ENGINEER'S
CONTRACT:

After review and discussion of contract with Urban Engineering, a motion was made by James Atwill and seconded by Charlie Brown to accept the submitted contract and execute same. The motion carried. (A copy of the contract is on file in the District office).

ATTORNEY'S
CONTRACT:

After review and discussion of contract with Charles W. Zahn, Jr., a motion was made by James Atwill and seconded by Jay Sanders to accept the submitted contract and execute same. The motion carried. (A copy of the contract is on file in the District office).

AUDITOR'S
CONTRACT:

After review and discussion of contract with Willie J. Kosarek, CPA, a motion was made by James Atwill and seconded by Jay Sanders to accept the submitted contract and execute same. The motion carried. (A copy of the contract is on file in the District office).

DEPOSITORY
CONTROL:

A motion was made by James Atwill and seconded by Jay Sanders to authorize staff to advertise for bids by no later than September 1, 1980 on depository control. The motion carried.

OVERSIZE/
OVERDEPTH &
OFFSITE
EXTENSION
POLICY:

The Board recommended that Manager, Don Roy Farley; Attorney, Charlie Zahn; Engineer, Gene Urban; and Director, Terry Burton, set up a workshop meeting to develop a policy on offsite extensions. The meeting is to be in the latter part of August.

EASEMENT
TO CITY
OF PORT
ARANSAS:

A motion was made by James Atwill and seconded by Jay Sanders authorizing attorney for the District, Charlie Zahn, to notify the City of Port Aransas of the Board's decision on the easement. (A copy of the letter is on file in the District office).

BOARD
POLICIES:

A motion was made by James Atwill and seconded by Jay Sanders to table any action at this time on District policies. Board recommended a workshop meeting to review District policies. The motion carried.

CLAIMS
AGAINST
ISLES
CONSTR.:

The Board recommended that review and action on any claims against Isles Construction Co. be tabled at this time.

FINANCIAL
REPORT:

A motion was made by Charlie Brown and seconded by James Atwill to approve financial report as presented. The motion carried. (A copy of the financial report is on file in the District office).

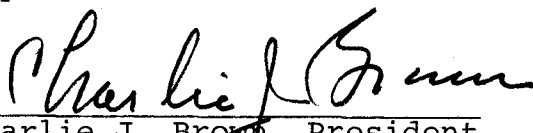
MANAGER'S
REPORT:

In the absence of Manager, Don Roy Farley, Charlie Zahn presented the Manager's Report.

After discussion regarding easement with General Land Office, Mr. Zahn recommended to the Board that he respond to the General Land Office stating the District is not under obligation to the General Land Office. Our easement is with the Navigation District. Jay Sanders moved that Mr. Zahn respond as requested. Seconded by James Atwill with Terry Burton abstaining. The motion carried. (A copy of the letter on file in the District office).

There being no further business to come before the Board, a motion was made by Jay Sanders and seconded by James Atwill to adjourn the meeting at 12:00 a.m.

Nueces County Water Control &
Improvement District No. 4



Charlie J. Brown, President

ATTEST:



Terry Burton, Secretary

MINUTES OF
SPECIAL MEETING
JULY 16, 1980

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

On the 16th day of July, 1980, the Board of Directors for the Nueces County Water Control & 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	Charlie J. Brown
Vice President	James H. Atwill
Secretary	Terry Burton
Director	George S. Hawn

Absent:

Ass't. Secretary	Carlos W. Moore
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Staff:

Manager	Don Roy Farley
Admin. Ass't.	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlis Zahn, Jr.
Engineer	Gene Urban

Visitors:

Physician	Dr. Austin Moody
Resident	Jerry Kothman
Attorney	Duncan Neblett
Realtor	Jim Rosson

The meeting was called to order at 9:00 a.m.

WATER & SEWER
SERVICE TO
KODY'S:

Dr. Moody requested the Board to consider his request to use a temporary septic tank until such time that he could afford to build a sewer line or obtain participation from other owners of property in the expense of a sewer line. After discussion, a motion was made by James Atwill and seconded by George Hawn to table any Board action at this time and it was recommended that Dr. Moody or his representative meet with Gene Urban, district engineer, to work out a solution. Also, the district will assist in locating the names and addresses of property owners who might want to participate in the expense of a sewer line with Dr. Moody. The motion carried.

SAND KEY
SUBDIVISION:

Jim Rosson delivered to the Board a letter requesting a change in district policy to developers and engineering recommendations. After review and discussion, a motion was made by James Atwill and seconded by Terry Burton to deny each variance listed in the letter, with the exception of overdepth and oversize of the sewer line. The motion carried.

A second motion was made by James Atwill and seconded by Terry Burton authorizing district staff to approve Sand Key Subdivision plans for overdepth and oversize and that if necessary, the district's allocated expense in the overdepth and oversize is not to exceed \$2,500. District is to receive documentation on three bids for the overdepth and oversize of sewer lines. The motion carried. (The letter from Jim Rosson is on file in the district office).

CARL DUAINÉ
CONTRACT:

A motion was made by James Atwill and seconded by Terry Burton to authorize plans, specs and bids. Also, district will not enter into a contract or issue a notice to proceed until Chapman receives notice to proceed and commences work under a contract. District must receive a contract for water improvements with provision to commence within 30 days of district issuing notice to proceed. The motion carried. All contracts for Duaine to provide improvements to be built in accordance with plans and specs approved by Urban Engineering and accepted by the Board.

DISMISSAL OF
TWO EMPLOYEES:

A motion was made by James Atwill and seconded by Terry Burton to approve dismissal of Reulo Trevino and Guadalupe Gomez by district manager as set forth in letter to Mr. Trevino and Mr. Gomez. District manager is to notify Mr. Trevino and Mr. Gomez by letter of the Board's decision. The motion carried. (Copy of letters on file in district office).

INSURANCE FOR
DISTRICT:

Mr. McDavid of Glass, Sorenson & McDavid, Inc. reviewed and discussed with the Board the current insurance coverages the district carries and proposed coverages. Also, discussed directors and officers liability insurance. Board recommended further information be obtained from the AWBD regarding directors and officers liability insurance by district manager. Mr. McDavid will also obtain more detailed information regarding the directors and officers liability insurance.

REVIEW OF
EMERGENCY
GENERATING:

District manager reviewed and discussed emergency generating information with the Board. Further study and information will be obtained and presented to the Board at a later date.

HOUSE NUMBERS:

A motion was made by James Atwill and seconded by Terry Burton authorizing the district manager to send a letter to the City Manager of Port Aransas offering the district's assistance to the city in completing a numbering program for all homes, businesses & etc. The motion carried. (A copy of the letter is on file in the district office).

RESIGNATION
OF CARLOS W.
MOORE:

A motion was made by James Atwill and seconded by Terry Burton to accept the resignation of Carlos W. Moore and that a letter of appreciation for service to the water district be sent to Mr. Moore. The motion carried. Also, a motion was made by James Atwill and seconded by Terry Burton to establish a policy for recognition of service to outgoing and retiring directors. The motion carried.

INSTALLATION
OF FIRE
HYDRANTS:

A motion was made by Terry Burton and seconded by James Atwill to assist the City of Port Aransas in the installation of additional fire hydrants under the Isles Construction contract. Allocated amount not to exceed \$1,800. The motion carried. District manager is to advise the City Manager of the Board's decision. (A copy of the letter is on file in the district office).

There being no further business to come before the Board, a motion was made and duly seconded to adjourn the meeting at 2:00 p.m.

Nueces County Water Control &
Improvement District No. 4



Charlie J. Brown, President

ATTEST:



Terry Burton, Secretary

7-16-80
Victors

Eugene C. [unclear]
[unclear] John Jr. [unclear]
Austin R. Moody, Jr. [unclear]
Jerry K. Kothman
Jim Fossor -
Duncan Webb

Engineer
Attorney
Physician -
Kodak
Real Estate
attorney

MINUTES OF
SPECIAL MEETING
JUNE 10, 1980

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

On the 10th day of June, 1980, the Board of Directors for the Nueces County Water Control & 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	Charlie J. Brown
Vice President	James H. Atwill
Secretary	Terry Burton
Director	George S. Hawn

Absent:

Ass't. Secretary	Carlos W. Moore
------------------	-----------------

Staff:

Manager	Don Roy Farley
Admin. Ass't.	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn, Jr.

Visitors:

South Jetty Newspaper	Steve Frishman
Carl Duaine & Associates	Carl Duaine

The meeting was called to order at 9:00 a.m.

MINUTES:

A motion was made by George S. Hawn and seconded by Terry Burton to waive the reading of the minutes (copies of the minutes mailed to directors prior to meeting) of previous meetings dated April 9, 1980, April 29, 1980, May 5, 1980 and May 12, 1980 and approve same. The motion carried.

ACCOUNTS PAID
OR PAYABLE:

A motion was made by James H. Atwill and seconded by Terry Burton to approve

March Accounts Payable	\$16,397.82
March Expenditures	\$77,344.91

April Accounts Payable	\$15,930.30
April Expenditures	\$89,776.69

The motion carried. (Copy of Accounts Payable and Expenditures on file in the district office)..

CARL DUACHINE
& ASSOCIATES
SANDPIPER
PLACE:

After review and discussion regarding Duaine & Associates, Sandpiper Place Subdivision, as well as a discussion with Carl Duaine and while he was present, a motion was made by James Atwill and seconded by George Hawn that the receipt of a signed contract bid for water and sewer facilities on the entire five (5) blocks of the subdivision would trigger district action. Also, all delinquent taxes must be paid. If the bid exceeds \$40,000 for the district's extension of a sewer line to the southeast corner of said subdivision, the developer will be responsible for any amount above the \$40,000. District attorney, Mr. Zahn, is to send a letter to Carl Duaine & Associates advising them of the Board's decision. (A copy of the letter on file with the district office).

NEW WATER &
SEWER APPLI-
CATIONS:

A motion was made by George Hawn and seconded by Terry Burton to accept the new water and sewer applications, subject to the following change in language on the sewer application: Applicant must submit a detailed plan with an engineers' seal of the private sewage disposal system that will meet all the requirements of the Texas Department of Water Resources, the Nueces County Health Department, the City of Port Aransas, and the Construction Standards For Private Sewage Facilities promulgated by the Texas Department of Health, for the total anticipated construction. The proposed site shall be subjected to a percolation test acceptable to the Nueces County Water Control & Improvement District No. 4 and the City of Port Aransas. The motion carried. (A copy of the water and the sewer application on file in the district office).

OVERSIZE,
OVERDEPTH &
OFF-SITE
POLICY:

The Board recommended that Manager, Mr. Farley, accumulate additional information from other towns regarding their policies on oversize, overdepth and off-site extensions. Discussion and necessary action will be reviewed at a future Board meeting.

CITIZENS
ADVISORY
GROUP-STEP
ONE GRANT:

A motion was made by James Atwill and seconded by Terry Burton to accept the proposed list appointing a Citizens Advisory Group for the Public Participation Workplan on the Step One Grant. President, Charlie Brown and attorney for the district, Mr. Zahn will contact individuals. Letters will be sent to individuals and organizations and an orientation meeting will be held. A copy of the list is attached to the minutes. The motion carried.

REVIEW OF
PUBLIC
COMMENTS--
STEP ONE
GRANT:

Board reviewed any public comments regarding the Step I Grant process. No one appeared to comment at this time.

ACCOUNTING
PROCEDURES
WILLIE
KOSAREK, CPA:

At the Board's request, Mr. Kosarek reviewed the district's accounting procedures and answered any questions the Board members had. No action necessary.

JOINT TAX
CONTRACT:

A motion was made by George Hawn and seconded by James Atwill to approve the Joint Tax contract. Also, Board approved James Atwill as representative for the district on the Tax Board. The motion carried. (Joint Tax contract on file in the district office).

APPOINT BOARD
OF EQUALI-
ZATION:

A motion was made by George Hawn and seconded by James Atwill to accept the appointment of J. C. Barr, James Rosson and Duncan Neblett to the Board of Equalization for Nueces County Water Control & Improvement District No. 4 for the year 1980. The motion carried. (The resolution is on file in the district office).

DUNCAN
NEBLETT
GULFSIDE
GAS CO.:

Duncan Neblett, representative for the Gulfside Gas Co. brought to the Board's attention that Isles Construction Co. owes \$921.78 to Gulfside Gas Co. The Board assured Mr. Neblett that funds held by the district would not be released until all affidavits are satisfied. Mr. Farley will call Isles Construction Co. and discuss with them sending payment to Gulfside Gas Co.

REVIEW ITEMS
AWBD CONFERENCE
IN HOUSTON:

James Atwill discussed with the Board the possibility of a newsletter to the public keeping them up to date on the water district activities. Also, at the next Board meeting, Glass, Sorenson & McDavid Insurance is to present information regarding liability and other insurance for the district. Mr. Atwill requested that a current copy of the Texas Department of Water Resources Rules of Procedures be obtained for the district office.

SEA GULL
SERVICE
AGREEMENT:

A motion was made by George Hawn and seconded by James Atwill to approve the service agreement for Sea Gull Condominiums, a Nisbet-Ponton Corporation. The motion carried. (Copy of the Service Agreement on file in the district office).

SAND KEY
SUBDIVISION
PLANS:

A motion was made by Terry Burton and seconded by James Atwill to approve the Sand Key Subdivision plans (Jim Rosson). The suggestion was made by the Board that a letter be sent to the City of Port Aransas Planning Commission expressing concern about the surface water drainage on 11th Street and if there are any future plans regarding same. The motion carried. (Copy of plans on file in district office. Also, copy of letter to City of Port Aransas on file in district office).

FINANCIAL
REPORT:

Report was presented by Nona E. Sherrill. (A copy of the report is on file in the district office).

MANAGER'S
REPORT:

Mr. Farley brought the Board up to date on the progress of Isles Construction Co. Also, discussed the amount of water we are now taking from the City of Corpus Christi and from San Patricio Municipal Water Works.

There being no further business to come before the Board, a motion was made and seconded to adjourn the meeting at 1:30 P.M.

Nueces County Water Control &
Improvement District No. 4

Charlie J. Brown
Charlie J. Brown, President

ATTEST:

Terry Barton
Terry Barton, Secretary

REGULAR MEETING
NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT #4
PORT ARANSAS, TEXAS

APPOINTMENT OF BOARD OF EQUALIZATION

ORGANIZATION OF BOARD OF EQUALIZATION

BE IT REMEMBERED, THAT ON THIS THE 10TH DAY OF JUNE, 1980, THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4 MET IN SESSION AT THE REGULAR MEETING PLACE AT THE DISTRICT'S OFFICE IN THE CITY OF PORT ARANSAS, TEXAS AND AMONG OTHER THINGS COMING BEFORE THE BOARD FOR CONSIDERATION WAS THE APPOINTMENT OF THREE SUITABLE PERSONS TO ACT AS A BOARD OF EQUALIZATION FOR NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4 FOR THE YEAR 1980.

THE FOLLOWING MEMBERS OF SAID BOARD WERE PRESENT
AND PARTICIPATING:

CHARLIE J. BROWN, PRESIDENT

JAMES H. ATWILL, VICE PRESIDENT

TERRY BURTON, SECRETARY

GEORGE S. HAWN, DIRECTOR

ON MOTION BY GEORGE S. HAWN, SECONDED BY
JAMES H. ATWILL, THE FOLLOWING PARTIES WERE SELECTED
TO ACT AS A BOARD OF EQUALIZATION, ALL MEMBERS VOTING IN THE
AFFIRMATIVE.

J.C. BARR

JAMES ROSSON

DUNCAN NEBLETT

AFTER SELECTION OF THE ABOVE MEMBERS TO ACT AS A
BOARD OF EQUALIZATION FOR THE YEAR 1980 AND PRIOR TO ENTER-
ING UPON THE DUTIES AS BOARD OF EQUALIZATION EACH OF THE ABOVE
NAMED MEMBERS OF SAID BOARD OF EQUALIZATION WILL TAKE AND

MINUTES OF
PUBLIC HEARING
MAY 12, 1980

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

On the 12th day of May, 1980, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened a public hearing at the district office, 315 S. 9th Street at 9:00 a.m.

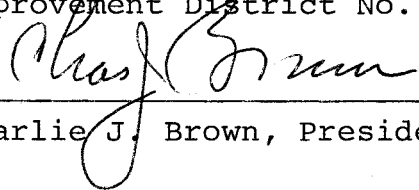
In attendance were the following:

President of the Board of Directors	Charlie J. Brown
Vice President of the Board of Directors	James H. Atwill
Secretary of the Board of Directors	Terry Burton
Manager & Public Participation Liaison Officer	Don Roy Farley
Consulting Engineer for the district	James E. O'Hara, P.E.
Attorney for the district	Charles Zahn
Mayor of the City of Port Aransas	Dennis Dreyer
Publisher of the South Jetty Newspaper	Steve Frishman

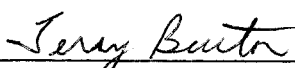
Manager, Don Roy Farley, noted that a legal publication notice had been given for this hearing. He and Consulting Engineer, Jim O'Hara gave a general outline of the Public Participation Workplan and the phases of the Step I Grant process.

A general discussion followed. Steve Frishman recommended that a special committee be set up as an advisory group to the Board of Directors and appointed project personnel. The Board of Directors unanimously agreed to set up a Citizens Advisory Committee. Board members will endeavor to seek out interested qualified citizens, as outlined in E.P.A. publication, to serve on this advisory committee and appoint them at the next district Board of Directors meeting.

Nueces County Water Control &
Improvement District No. 4


Charlie J. Brown, President

ATTEST:


Terry Burton, Secretary

MINUTES OF
REGULAR MEETING
MAY 5, 1980

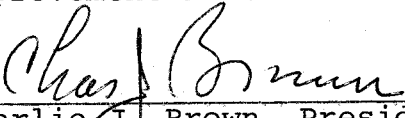
STATE OF TEXAS X
COUNTY OF NUECES X
CITY OF PORT ARANSAS X

At 10:00 a.m. on 5th of May, 1980, a quorum of directors was not present for the Regular Meeting. Director, Terry Burton; Manager, Don Roy Farley; and attorney for the district, Charlie Zahn were present. These persons stayed to hear any ideas and opinions in regards to the Step I Grant offer and Public Participation Workplan.

Mr. Carl Duaine presented a letter for the Board's consideration and briefly discussed his subdivision plans.

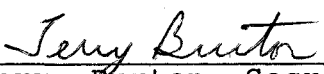
He was advised by the Manager that it is possible a meeting might be held May 12, 1980, and would be advised later if the meeting was set.

Nueces County Water Control &
Improvement District No. 4



Charlie J. Brown, President

ATTEST:



Terry Burton, Secretary

MINUTES OF
EMERGENCY MEETING
APRIL 29, 1980

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

On the 29th day of April, 1980, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Emergency Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	Charlie J. Brown
Vice President	James H. Atwill
Secretary	Terry Burton
Assistant Secretary	Carlos S. Moore
Director	George S. Hawn

Staff:

Manager	Don Roy Farley
Admin. Assistant	Nona Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

The meeting was called to order at 8:00 a.m.

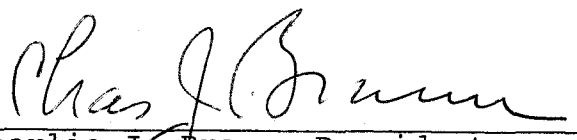
PA MARINA
REPAVING:

The Board discussed the need of additional paving in the PA Marina due to construction problems in that area. A motion was made by Carlos Moore and seconded by James Atwill authorizing George Hawn to enter into negotiations with Dr. Schweppe, President of the PA Marina, regarding the repaving. Terry Burton raised several more questions, therefore, the Board decided to discuss the motion further. During the discussion it was felt additional information could be obtained immediately through Dr. Schweppe by telephone. After additional information was obtained, an amended motion was made by James Atwill and seconded by Terry Burton authorizing George Hawn to negotiate with the PA Marina Board for a sum of not less than \$9,000.00 for their pro rata portion of additions to contract; to be paid as soon as possible. The motion carried.

Also, a motion was made by Terry Burton and seconded by James Atwill that Don Roy Farley have the authority to advise Isles Construction Co. to proceed with the PA Marina paving project. The motion carried.

There being no further business to come before the Board, a motion was made and seconded to adjourn the meeting at 10:00 a.m.

Nueces County Water Control &
Improvement District No. 4



Charlie J. Brown, President

ATTEST:



Terry Burton, Secretary

MINUTES OF
SPECIAL MEETING
APRIL 9, 1980

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

On the 9th day of April, 1980, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	Charlie J. Brown
Vice President	James H. Atwill
Secretary	Terry Burton
Assistant Secretary	Carlos W. Moore
Director	George S. Hawn

Staff:

Manager	Don Roy Farley
Administrative Ass't.	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

South Jetty Resident	Steve Frishman Fred Reeder
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The meeting was called to order at 9:00 a.m.

MINUTES:

A motion was duly made by Charlie Brown and seconded by Carlos Moore to waive the reading of the minutes (copy of minutes mailed to directors prior to meeting) of previous meeting and approve same. The motion carried.

ACCOUNTS PAID
OR PAYABLE:

A motion was made by Carlos Moore and seconded by James Atwill to approve:

January Accounts Payable	\$18,395.73
January Expenditures	\$87,599.93

The motion carried. (Copy of Accounts Payable and Expenditures on file in district office).

CANVAS 1980
VOTES:

President George Hawn was presented with the 1980 Directors Election Results. A motion was made by Carlos Moore and seconded by James Atwill that the Order Declaring Results of Directors Election be accepted. Motion carried. (The Order is attached and becomes a permanent part of these minutes).

OATH OF
OFFICE:

Oath of Office was administered to newly elected directors, James H. Atwill, Charlie J. Brown and Terry Burton by Judge Gordon Wise.

REORGANIZATION
OF BOARD:

Nominations for reorganization of the Board were opened by the President George Hawn.

PRESIDENT:

Carlos Moore nominated Charlie J. Brown for President. A motion was made and duly seconded that nominations cease. Charlie J. Brown was elected by unanimous decision.

VICE PRESIDENT:

Carlos Moore nominated James H. Atwill for Vice President. A motion was made and duly seconded that nominations cease. James H. Atwill was elected by unanimous decision.

SECRETARY:

Carlos Moore nominated Terry Burton for Secretary. A motion was made and duly seconded that nominations cease. Terry Burton was elected by unanimous decision.

ASSISTANT
SECRETARY:

George S. Hawn nominated Carlos W. Moore for Assistant Secretary. A motion was made and duly seconded that nominations cease. Carlos W. Moore was elected by unanimous decision.

PA MARINA
REPAVING:

After discussion between the district manager and Board members and a preliminary examination of the agreement between PA Marina and water district, it was the Board's opinion that no more funds should be expended to rebuild roads damaged by the water and sewer construction then was originally designated for the repairs. District manager is to study the situation, contact the contractor and engineer and to investigate any possibility of obligation for the television cable placed in the road.

FRED REEDER
SUBDIVISION:

A motion was made by James Atwill and seconded by Carlos Moore for an agreement that Mr. Fred Reeder will dedicate to the public a 30 foot easement on Gulf Street along his two acres of property and will dedicate an extension of 6th Street, composed of a 30 foot width dedication off the west side of his two acres; therefore, making the present location of an existing water district manhole in 6th Street a right-of-way. The water district then agrees to release a 20 foot utility dedication along Mr. Reeder's property. Motion carried.

CARL DUAINÉ
ASSOCIATES:

After discussion, a motion was made by Carlos Moore and seconded by James Atwill to cancel all prior arrangements between Duaine Associates and the water district. Duaine Associates have not complied with the district's specifications or construction contract requirements within the time limit set by the Board. Attorney for the district, Charlie Zahn, is to notify Duaine Associates of the Board's decision. Motion carried.

COMPLETION OF
MUSTANG ISLAND
PROJECT:

Manager for the district, Don Roy Farley, advised the Board of the completion of the EDA Mustang Island Project. The Board authorized the EDA Development Account to be redesignated as Capital Improvement Fund account.

EPA STEP I
GRANT:

A motion was made by James Atwill and seconded by Carlos Moore to:

1. Accept offer.
2. Authorize manager to execute all documents.
3. Authorize district consultant engineering firm to start work necessary under requirement of Step I Grant.
4. State the depository is to be the district office.
5. Schedule of Public Participation Workplan
6. Designate staff contact - Manager, Don Roy Farley
7. Designate consulting engineer - James O'Hara, P.E. with Urban Engineering

Motion carried.

GULFSIDE GAS
CO. BILLING
TO ISLES
CONSTRUCTION:

Board heard comments from Duncan Neblett, representing the Gulfside Gas Co. and Ken Hunter, representative for Isles Construction. After discussion, Mr. Hunter stated Isles Construction would pay the total charges to Gulfside Gas Co. for broken lines and gas loss immediately; although, Isles still disagree with the charges for gas loss during the time they were waiting for someone from Gulfside Gas Co. to arrive to repair the lines when a break was reported.

DEDICATION
PORTION OF
MUSTANG
LINE TO
CORPUS:

A motion was made by James Atwill and seconded by Carlos Moore authorizing attorney for the district, Charlie Zahn, to execute a contract with the City of Corpus Christi for dedication of a portion of the Mustang Island water line as described in the contract. Motion carried.

ASSOCIATION
OF WATER
BOARD
DIRECTORS:

A motion was made by James Atwill and seconded by George Hawn to continue membership in the Association of Water Board Directors. Also, a motion was made by George Hawn and seconded by James Atwill authorizing the district to pay for the expenses incurred by the directors attending the AWBD Conference in Houston on May 10th. Motion carried.

FLUORIDATION
STUDY - SAN
PATRICIO WATER
DISTRICT:

The Board recommended that district manager request the results of the San Patricio Water District fluoridation study.

POLICY FOR
OVERSIZE AND/
OR OVERDEPTH
OF SEWER LINES
RE: SUBDIVI-
SIONS:

A motion was made by James Atwill and seconded by Carlos Moore authorizing attorney for the district, Charlie Zahn; engineer for the district, Gene Urban; and district manager, Don Roy Farley to develop a policy for subdivisions where oversize and/or overdepth of sewer lines are necessary.

BARTHOLOMEW
MASTER PLAN
MUSTANG
ISLAND:

Charlie Zahn advised the Board that the final plan for Mustang Island is near completion. The district will receive a copy of the final plan and the plan will need approval of all four governmental agencies.

LA PLAYA
SUBDIVISION:

A motion was made by Terry Burton and seconded by George Hawn to accept dedications and easements from La Playa subdivision subject to receipt of signed easement and guaranty documents. District manager recommended district request from their engineer, and all other developers from now on, a certificate indicating La Playa met water and sewer line construction requirements by the district. Upon receipt of the above, the district will send a letter of acceptance. Motion carried.

SMALL GRAVITY
COLLECTION
LINE & MAN-
HOLE:

TAX COLLEC-
TION REPORT:

ISLES:
WA & SE
CONTRACT:

FINANCIAL
REPORT:

MANAGER'S
REPORT:

A motion was made by James Atwill and seconded by George Hawn to accept the price and enter into a contract with Isles Construction Co. for a small gravity collection line and manhole. Board authorized the district manager to execute necessary documents. Motion carried.

Charlie Zahn presented the Board with up to date information on the collection of taxes. A motion was made by George Hawn and seconded by Carlos Moore for James Atwill to replace W. R. Whitten on the Joint Tax Board. Motion carried. Board also recommended the Joint Tax Board request from Pritchard & Associates, Inc. information regarding tax roll.

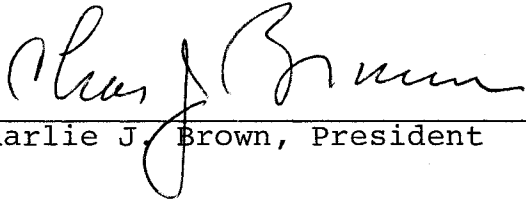
District manager reported Isles Construction Co. progress on water and sewer lines construction.

Report was presented by Nona E. Sherrill. (A copy of the report is on file in the district office).

A motion was made by Carlos Moore and seconded by James Atwill to approve request from district manager to purchase a new pick up truck from Commercial Motors, who submitted the lowest bid. Motion carried. (A copy of the Manager's Report is on file in the district office).

There being no further business to come before the Board, a motion was made and seconded to adjourn the meeting at 12:00 a.m.

Nueces County Water Control &
Improvement District No. 4


Charlie J. Brown, President

ATTEST:


Terry Burton, Secretary

Order Declaring Result of Directors Election

THE STATE OF TEXAS

COUNTY of NUECESOn this the 9th day of April, the Board of Directors of NuecesCounty Water Control and Improvement District No. 4 convened in Special session open to the public, with the following members present, to-wit:George S. Hawn, PresidentCharlie Brown, Vice-PresidentCarlos Moore,Terry Burton,James Atwill, Secretary,and the following absent: 0, constituting a quorum, and among other proceedings had by said Board of Directors was the following:

There came on to be considered the returns of an election held on the 5th day of April, 1980 for the purpose of electing three Directors to the Board of Directors of said District, and it appearing that said returns were duly and legally made and that there were cast at said election Port Aransas, Nueces County, Texas valid and legal votes; that each of the candidates in said election received the following votes:

NAMES OF CANDIDATES	TOTAL NUMBER OF VOTES RECEIVED
<u>Charlie Brown</u>	<u>376</u>
<u>James Atwill</u>	<u>298</u>
<u>W. R. Whitten</u>	<u>252</u>
<u>Terry Burton</u>	<u>262</u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>

IT IS, THEREFORE, FOUND, DECLARED AND SO ORDERED by the Board of Directors of said District that Charlie Brown, James Atwill and Terry Burton

received the highest number of votes at said election and are hereby declared duly elected members of the Board of Directors of said District, subject to taking their oaths and qualifying as provided under the laws of the State of Texas.

It is further found and determined that notice of the date, place and subject of this meeting was posted in accordance with the terms and provisions of Art. 6252-17 at least 72 hours preceding the scheduled time of this meeting and that the terms and provisions of said Article 6252-17 have been complied with and copies of said postings and return shall be attached to this order and become a part thereof.

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 voted AYE: George Hawn, James Atwill, Charlie Brown, Carlos Moore, Terry Burton,

and the following voted NO: 0.

PASSED, APPROVED AND ADOPTED this the 9th day of April, 19 80.

George S. Hawn
President, Board of Directors of

Nueces County Water Control

and Improvement District No. 4

ATTEST:

James Atwill
Secretary

MINUTES OF
EMERGENCY MEETING
APRIL 2, 1980

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

On the 2nd day of April, 1980, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Emergency Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Vice President	Charlie J. Brown
Director	Carlos W. Moore
Director	W. R. Whitten

Absent:

Secretary	James H. Atwill
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Staff:

Manager	Don Roy Farley
Administrative Assistant	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charles Zahn

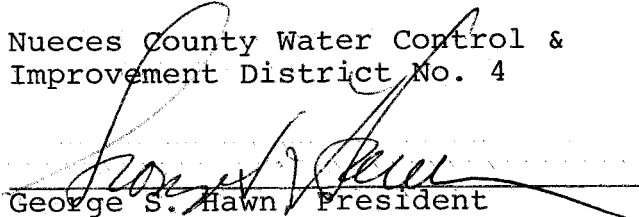
The Meeting was called to order at 8:00 a.m.

DISCUSSION &
ACTION IF
NECESSARY -
REPLACEMENT
MAIN CONNECTOR
MANHOLE -
WASTE WATER
TREATMENT
SYSTEM:

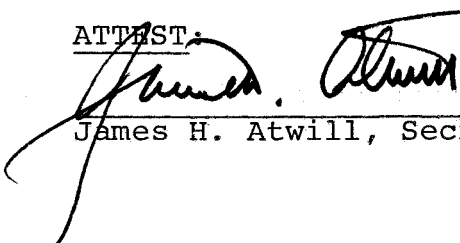
The staff presented the Board with information and a proposal of an emergency situation and recommendation for construction needed at the waste water treatment plant. After discussion between the Board and staff, a motion was made by Carlos W. Moore and seconded by Charlie J. Brown to declare an emergency and accept a bid proposal from Isles Construction Company to replace the main manhole and connecting lines at the waste water treatment plant. The Board also authorized in the same motion for Don Roy Farley, Manager, to execute a contract with Isles Construction Company for the proposed amount of \$23,340.00. The motion carried. (Copies of Notice of Emergency Meeting, letter from Urban Engineering and Proposal for Unit Price Bid from Isles Construction Company attached to minutes).

There being no further business to come before the Board, a motion was made to adjourn the meeting at 8:30 a.m.

Nueces County Water Control &
Improvement District No. 4


George S. Hawn, President

ATTEST:


James H. Atwill, Secretary

**NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4
PORT ARANSAS, TEXAS 78373**

P. O. BOX 128
749-5201
AREA CODE 512

APRIL 1, 1980


* * * * NOTICE OF EMERGENCY MEETING * * * *

NOTICE IS HEREBY GIVEN THAT THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4, WILL MEET AT 8:00 A.M. ON THE 2ND DAY OF APRIL, 1980, AT IT'S REGULAR MEETING PLACE AT THE DISTRICT OFFICE IN THE CITY OF PORT ARANSAS, TEXAS, FOR THE PURPOSE OF CONDUCTING THE FOLLOWING BUSINESS AT AN EMERGENCY MEETING;

1. DISCUSSION AND ACTION IF NECESSARY CONCERNING THE RENOVATION OR REPLACEMENT OF THE MAIN CONNECTOR MANHOLE FOR THE WET WELL AND WASTE WATER TREATMENT SYSTEM TO THE DISTRICT.

NUECES COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 4

ADMINISTRATIVE OFFICER

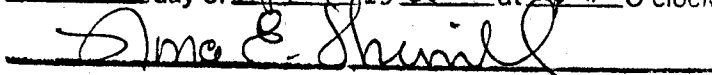


NONA E. SHERRILL,
EXECUTIVE SECRETARY

CERTIFICATE

I Certify that the above notice of meeting was posted on the Bulletin Board at the Nueces County Water Control & ID #4 of Port Aransas, Texas and at the Nueces County Courthouse, Corpus Christi, Texas on the

1st day of April, 1980 at 1 p.m O'clock

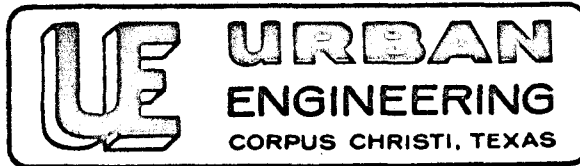


Nona E. Sherrill
Executive Secretary
NCWG & ID #4

SOUTH JETTY NEWS NOTIFIED AT 1:00 P.M.

BEACON NEWS NOTIFIED AT 1:00 P.M.

CORPUS CHRISTI CALLER NOTIFIED AT 1:00 P.M.



Job No. 9872.27

854-3101

P.O. BOX 6355
78411

2725 SWANTNER

March 31, 1980

Mr. Charles Zahn, Jr.
Attorney for Nueces County WCID #4
4411 Gollihar
Corpus Christi, Texas 78411

Dear Mr. Zahn:

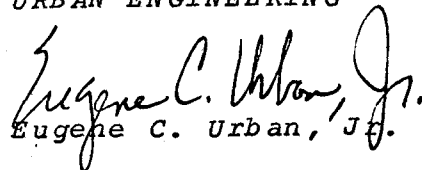
Recent inspections at the District's wastewater treatment plant have indicated that a dangerous situation exists. A concrete manhole that receives flow from sewer force mains servicing virtually all of Port Aransas and the system south of town is in an extremely corroded condition. The concrete is corroded to the extent that sand is beginning to enter the manhole at several points and District personnel, as well as our inspector, feel that the manhole could collapse at any time. Such a collapse would impede all flow to the plant with the exception of flow from the cemetery lift station which could be routed directly to the plant.

We have secured a proposal from Isles Construction to make some revisions at the plant to alleviate the problem.

Please advise us on this matter.

Sincerely,

URBAN ENGINEERING


Eugene C. Urban, Jr.

ECU:ak

cc: Nueces County WCID #4

DIVISION 1 - GENERAL REQUIREMENTS

SECTION 1A - BID DOCUMENTS

1A3 PROPOSAL FOR UNIT PRICE BID

TO: Nueces County W. C. & I. D. No. 4
P. O. Box 128
Port Aransas, Texas 78373

Date: March 31, 1980

Proposal for Construction of
Emergency Plant Repairs
for
Nueces County Water Control & Improvement District No. 4
Port Aransas, Texas

Gentlemen:

1A3.1 The undersigned, having visited the site of proposed construction of the above noted project, and having familiarized itself with local conditions affecting the cost of the work with all requirements of Contract Documents as prepared by the Engineers, and all Addenda to said Documents, hereby proposes to furnish all things as required by said Documents and Addenda thereto for the construction of said improvements for the lump sum prices for work in place as follows:

Base Bid for construction of entire project: Nineteen thousand,
six hundred sixty five Dollars and no
cents (\$ 19,665.⁰⁰).

1A3.2 TABULATION OF BASE BID: The Base Bid as shown in 1A3.1 is further itemized as follows:

Bid Item No.	Quan- tity	Unit	Description of Bid Item	Unit Price	Total Amount of Bid Items (Numerals)
1.	1	LS	Manhole A-1 complete with associated 24", 16", 12", 10", and 6" lines as shown on drawing.	\$ <u>19,665.⁰⁰</u>	\$ <u>19,665.⁰⁰</u>

ALTERNATE BID:

Substitute 72" fiberglass wetwell with 8" thick concrete top reinforced with No. 5 bars @ 9" centers each way in lieu of 48" fiberglass manhole for Bid Item No. 1.

ADDITIONAL AMOUNT \$ 3,675.⁰⁰

1A3.3

We have investigated the site conditions, fully satisfied ourselves of both the surface and subsurface conditions there, and based our bid accordingly. If awarded this contract, the undersigned with complete the work within 30 calendar days from the date of the notice to proceed.

ATTEST:

Jerrin Thompson

Islos Construction Co., Inc.
Contractor

J. L. Youngblood
By

P.O. Box 8755
Address

Coyne Christi, Tex. 78412



(Seal - If Corporation)

1A4

Proposal for Lump Sum Bid
Page 2 of 2

MINUTES OF
REGULAR MEETING
FEBRUARY 4, 1980

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

On the 4th day of February, 1980, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Regular Meeting at the regular meeting place thereof, there being present and in attendance the following members to-witt:

President	George S. Hawn
Vice President	Charles Brown
Secretary	James H. Atwill
Director	Carlos Moore
Director	W. R. Whitten

Staff:

Manager	Don Roy Farley
Executive Sec'y	Nona E. Sherrill
Attorney	Charles Zahn

Visitors:

South Jetty News	Steve Frishman
Mayor	Dennis Dreyer
City Manager	Dana Bennett

The meeting was called to order at 10:00 a.m.

MINUTES:

A motion was made by Charles Brown and seconded by James Atwill to waive the reading of the minutes of the previous meeting and approve the same. The motion carried.

ACCOUNTS PAID
OR PAYABLE:

A motion was made by W. R. Whitten and seconded by Carlos Moore to approve:

December Accounts payable	\$ 17,196.55
December Expenditures	108,277.88

The motion carried. (A copy of the reports is on file in the district office).

DUAINE &
ASSOCIATES:

Mr. Farley read a letter from Duaine & Associates which stated that Duaine & Associates are complying with the district request and are in the process of changing their plans and specifications as per instructions from Urban Engineers. (The letter is on file in the district office).

STEP 1
GRANT:

Mr. Farley reported on the Step 1 Grant in reference to a letter from Texas Water Resources indicating that Texas Water Resources had reviewed, approved and transmitted Step 1 Grant Application of the Nueces County Water Control & Improvement District #4 to the Environmental Protection Agency for final concurrence and grant offer execution.

Mr. Farley reported on Port Aransas Marina's request for reduced total amount payable on water & sewer improvements to members in the Marina due to their already being on the sewer system. After discussion, Charles Brown made a motion and James Atwill seconded to grant request to exempt Port Aransas Marina Association from the cost of certain member's assessment in the amount of \$4,592.49. The motion carried.

W. R. Whitten abstained.

Mr. Hawn read Resolution and Order for election procedures in the April ^{5, 18} 1980 Water District Director's Election. It was moved by James Atwill and seconded by Charles Brown that the same be passed. (A copy of the Order and Resolution is attached and becomes a permanent part of these minutes).

Mr. Zahn presented a report to the Board on his recommendations of purposed intergovernmental agency agreement with the City of Port Aransas concerning paving of streets. (A copy of the report is attached to these minutes and becomes a permanent part).

Page
Contract

Mr Zahn presented to the Board a contract from M. A. Cage for Real Property Appraisal Services for the Nueces County Water Control & Improvement District No. 4 jointly with the City of Port Aransas and the Port Aransas Independent School District. A motion was made by W. R. Whitten and seconded by James Atwill to approve contract subject to other entities approval. The motion carried. (A copy of the contract is on file in the district office).

Mr. Zahn presented to the Board a contract from Pritchard & Associates as Industrial, Mineral and Utility Appraisal Services for the Nueces County Water Control & Improvement District No. 4 jointly with the City of Port Aransas and the Port Aransas Independent School District. A motion was made by W. R. Whitten and seconded by Charles Brown to approve contract subject to other entities approval. The motion carried. (A copy of the contract is on file in the district office).

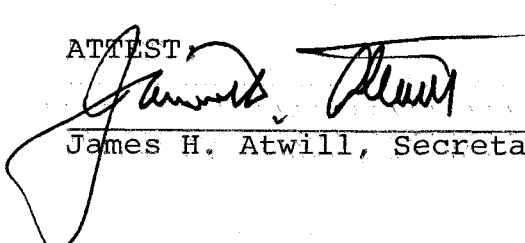
The Financial Report was presented by Nona E. Sherrill. (A copy of the report is on file in the district office).

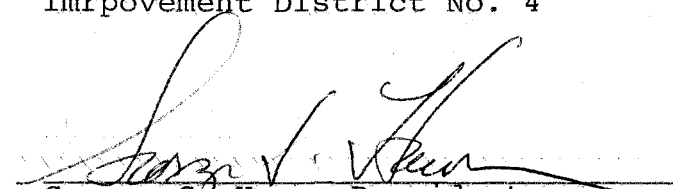
The Manager's Report was given by Mr. Farley. (A copy of the report is on file in the district office).

There being no further business to come before the Board, a motion was made to adjourn the meeting at 12:00 noon.

Nueces County Water Control &
Improvement District No. 4

ATTEST,


James H. Atwill, Secretary


George S. Hawn, President

NOTICE OF WATER CONTROL AND IMPROVEMENT
DISTRICT DIRECTORS ELECTION
(AVISO del DISTRITO de CONTROL de AGUAS
MEJORAS ELECCIÓN de DIRECTORES)

THE STATE OF TEXAS (EL ESTADO DE TEXAS))
)
(CONDADO DE) NUECES COUNTY)

TO THE RESIDENT QUALIFIED VOTERS OF NUECES COUNTY WATER CONTROL
(A LOS RESIDENTES VOTANTES CAPACITADOS DEL CONDADO DE NUECES DISTRITO NÚM
AND IMPROVEMENT DISTRICT NO. 4:
4 CONTROL DE AGUAS Y MEJORAS:)

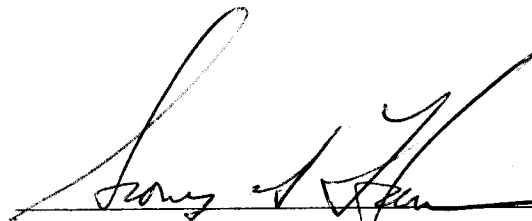
TAKE NOTICE that an election will be held on the 5TH day of APRIL, 19 80,
(TOMEN NOTA que se llevará a cabo una elección el día 5TH de ABRIL de 19 80,

at the places, in the manner, and for the candidates for the office of said district, as set forth in the attached copy of an order for
en los lugares, en la forma, y por los candidatos al puesto de dicho distrito, como lo indica la copia anexa de la orden de

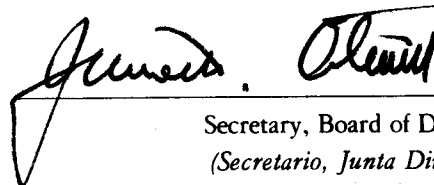
directors' election, duly entered by the Board of Directors of said above mentioned district on the 4TH day of
eleccion de directores, debidamente asentada por la Junta Directiva del arriba mencionado distrito el día 4TH de

FEBRUARY, 19 80. Said attached Order for Directors' Election is made a part of this notice for
FEBRERO de 19 80. Dicha Orden de Elección de Directores anexa se considera en todo caso

all intents and purposes.
ser parte de este aviso.)



President, Board of Directors
(Presidente, Junta Directiva)



Secretary, Board of Directors
(Secretario, Junta Directiva)

AFFIDAVIT OF PUBLICATION OF ELECTION NOTICE

THE STATE OF TEXAS)

COUNTY OF _____)

Before me, the undersigned authority, on this day personally appeared _____
who after being by me duly sworn deposes and says:

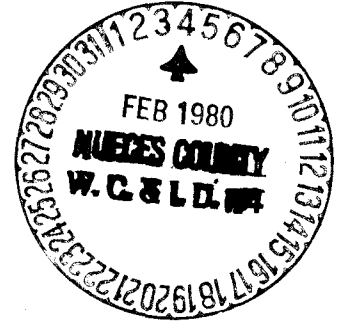
1. That he is the _____ of _____, a
newspaper of general circulation in _____ County, Texas:

2. That he published a true copy of the Notice of Directors Election hereto attached in said papers once each week for three
consecutive weeks in the issues of _____, 19____; _____, 19____;
and _____, 19____; the date of the first publication being not less than 21 days nor more than
35 days before the day of the election.

WITNESS MY HAND this the _____ day of _____, 19____.

Sworn to and subscribed before me by _____ this the _____
day of _____, 19____.

Notary Public, _____ County, Texas



M E M O

To: Board of Directors
Nueces County Water Control
and Improvement District No. 4
P. O. Box 128
Port Aransas, Texas 78373

From: Charles W. Zahn, Jr.
Attorney for Nueces County
Water Control and Improvement
District No. 4

Re: Contract with Isles Construction
Company for construction of
water and sanitary sewer system
improvements

On Tuesday, January 22, 1980, Mr. Don Roy Farley and I met with Mr. Dana Bennett, City Manager for the City of Port Aransas, concerning the renovation of certain streets and/or intersections within the City of Port Aransas by the city using funds of the district and the city. It appears from our discussions that certain streets considered for improvement by the city are part of the water and sewer improvements project being undertaken by the district at this time and therefore pursuant to contract documents by and between the district and Isles Construction Company, Isles has certain contractual obligations with the district to patch all or a portion of said streets in accordance with out contract documents. The City of Port Aransas is contemplating in its program renovation of a portion of these streets which in essence means that the district would be spending money with Isles Construction to patch an area that the city will spend additional funds to tear out and redo.

As you are aware, in 1975 the then Board of Directors determined that if the Nueces County Water Control and Improvement District No. 4 was to meet the future needs of its customers concerning the providing of water and collection and treatment of sewage, a three step long range program was necessary. The first step in this program was to construct a waterline along Park Road 53 to loop the existing system of the district and provide water capa-

city for lands which would be developed in the future along Mustang Island. The second step in this program was to improve the existing water and sewer system located mainly within the corporate city limits of the City of Port Aransas since the majority of that system was 15 years of age. The third step in this program was to expand the waste water treatment facilities of the district or construct a new waste water treatment facility to handle the future waste water treatment demands that would be made upon the district as lands on Mustang Island were developed.

The first step in this program, as you are well aware, is now nearing completion and, in fact, should be accepted by the City of Corpus Christi and the E.D.A in the next several weeks. We are in the process at this time of going through the S.T.E.P. program with the Environmental Protection Agency to construct a waste water treatment facility to meet the demands of the district in the future as lands on Mustang Island are developed. On July 21, 1978, the voters within the district approved a \$1,900,000.00 bond issue for the purpose of improving the existing water and sanitary sewer system within the City of Port Aransas. In accordance with that bond issue, the district solicited comments from citizens in the city and also from the City of Port Aransas concerning what areas of town needed improvements either extended or renovated and as a result Urban Engineering prepared plans and specifications to meet those needs. These improvements were costed by Urban Engineering after which the district submitted to the voters the bond issue mentioned above. As part of the public participation process in designing the plans and specifications for the improvements contemplated under said issue, the district conferred with the staff and members of the City Council of the City of Port Aransas concerning what improvements, if any, could be made to the public streets of the City of Port Aransas. At that time the City of Port Aransas had no program contemplated for improvement of streets and the district decided to bid on the plans and specifications prepared and submitted by Urban Engineering. The contractor was only to patch streets that were torn up while installing the contemplated improvements, which patching was to be completed in accordance with the plans and specifications prepared by Urban.

Bids were let on contract A the same being for all

MINUTES OF
SPECIAL MEETING
JANUARY 11, 1980

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

On the 11th day of January, 1980, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Vice President	Charlie Brown
Secretary	James Atwill
Director	W. R. Whitten

Absent:

Director	Carlos W. Moore
----------	-----------------

Staff:

Manager	Don Roy Farley
Administrative Assistant	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn
Engineer	Gene Urban
Engineer	Chuck Urban

Visitors:

See attached list

The meeting was called to order at 4:00 p.m.

MINUTES:

A motion was made by James Atwill and seconded by Charlie Brown to waive the reading of the minutes of the previous meeting and approve same. The motion carried.

ACCOUNTS PAID
OR PAYABLE:

A motion was made by Charlie Brown and seconded by W. R. Whitten to approve:

September Accounts Payable	\$ 18,085.66
October Accounts Payable	\$ 18,974.24
November Accounts Payable	\$ 19,673.27
September Expenditures	\$108,470.22
October Expenditures	\$121,895.60
November Expenditures	\$111,453.45

The motion carried. (Copy of reports on file in District office).

PA MARINA
REQUEST RE-
DUCTION IN
SEWER COSTS:

Dr. Schweppe was unable to attend the Board meeting. Discussion and any necessary action will be considered at the next Board meeting.

CARL DUAINES &
ASSOCIATES:

Charlie Zahn informed the Board that to date the District has not received revised plans and specs from Duaine & Associates. A motion was made by James Atwill and seconded by W. R. Whitten to authorize Mr. Zahn to advise Duaine & Associates that they have 45 days in which to present the District with plans and specs approved by Urban Engineering and also a valid contract. The motion was carried with Charlie Brown abstaining.

FLATO
CONTRACT:

Charlie Zahn presented general information to the Board regarding Flato. He will keep the Board advised of any future developments.

SEWER TAP
FEES:

A motion was made by Charlie Brown and seconded by W. R. Whitten to increase the sewer tap fees, effective this date, as follows:

4 inch tap	\$165.00
6 inch tap	\$200.00

The motion carried. (A copy of the Sewer Tap study is on file in the District office).

HARLAN
BARTHOLOMEW
REPORT:

No action taken at this time.

1978-79
AUDIT REPORT:

A motion was made by W. R. Whitten that the Board hereby certify that the audit report of the Nueces County Water District for the fiscal year ended September 30, 1979 was received by the Board of Directors on the 11th day of January 1980 and was reviewed and approved at a meeting of the Board of Directors of the Water District on the 11th day of January 1980. The motion carried. (A copy of the letter from the auditor is on file in the District office).

FINANCIAL
REPORT:

Financial report was presented by Nona E. Sherrill. (A copy of the report is on file in the District office).

MANAGER'S
REPORT:

Manager's report was presented. (A copy of the report is on file in the District office).

PERFORMANCE
BOND FOR CITY
& COUNTY:

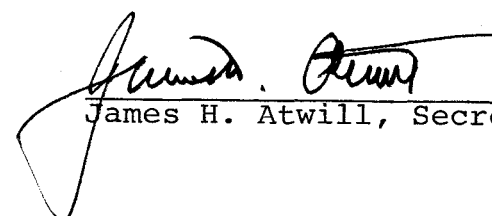
A motion was made by Charlie Brown and seconded by W. R. Whitten to approve the resolution for performance bond of \$5,000 for patching of roads in the City of Port Aransas, Nueces County, Texas under the jurisdiction of the City of Port Aransas, Nueces County, Texas. The motion carried. (A copy of the resolution is on file in the District office).

There being no further business to come before the Board, a motion was made to adjourn the meeting at 6:00 p.m.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


James H. Atwill, Secretary

each intersection which is done under the inter-governmental agency agreement to determine what portion of the work contemplated under our contract with Isles Construction Company had been completed, what portion had not been completed, what portion needed to be done and the consideration that would be due and owing on that portion not completed. With this information the board would be in a position to determine what moneys would be available to give to the city as the district's participation on that particular street.

5. We would require as a portion of an inter-governmental agency agreement that on those streets for which an agreement is reached that the district would participate with the city, that the city give to the district a hold harmless agreement, saving and holding the district harmless from any claims, actions, demands or causes of action arising out of or having to do with the work contemplated under the inter-governmental agency agreement other than the district's meeting its obligations to provide certain funds in accordance with the contract.

6. The district would also have to require that the city assure the district that the work was done in accordance with the plans and specifications which the city would use for bid purposes. In this regard I would think we would want a requirement (1) that the job be inspected and (2) that the contractor provide to the city a performance bond assuring the city that the work would, in fact, be done in accordance with the plans and specifications.

As I stated above, the district has a contract with Isles Construction Company which contemplates Isles patching all streets which it destroys in doing the work contemplated under its contract. It is my understanding that a majority of the funds owed Isles Construction Company under that contract have been paid to Isles and that a large portion of the work as far as street patching is concerned that Isles needs to do has not been taken care of. I would remind the board that we are protected at this time under that contractual agreement with Isles Construction Company for several reasons. (1) It is a contractual obligation which is enforceable by the district in the appropriate Courts of this State. (2) As part of our contract with Isles Construction Company we required that a performance bond be posted guaranteeing to the district that the work would be completed in accordance with the plans and specifi-

cations made a part of our contract documents. No contractor can work without a performance bond on most jobs which they bid. It is hard to obtain a performance bond and I can assure you that before a contractor would let the district look to its bonding company to complete a job he would do everything possible to complete it himself. The reason for this is that it would effect the contractor's ability to do business in the future. (3) The district has approximately \$185,000.00 in retainage which we are holding at this time pursuant to our contract documents. It is my understanding that the total contract for street work in that contract was only \$87,000.00, so as you can see the district has sufficient funds on hand belonging to the contractor to complete the work contemplated therein.

You are also aware that Isles Construction agreed at a meeting with our staff and with representatives of the city to install temporary patches in those areas where pipe work was completed. Isles Construction understands that it is the district's requirement that these temporary patches will have to be pulled and a new permanent patch installed before the district will accept the job done by Isles.

I would also remind you that my statement that a majority of the funds owed Isles under the street portion of its contract have been paid, is misleading. Because of the relocation of certain water and/or sewer lines after the contract was let, and because of changes or additions to that contract, additional responsibility has been placed on the district to pay more for street work than originally contemplated. These additional funds are being held by the district and are further assurance to the district that the street portion of our contract with Isles Construction will be completed in accordance with the plans and specifications.

It would be my recommendation to the board if you are interested in pursuing an agreement with the city that you authorize your staff, including your professional staff, to determine whether or not such a contract would be feasible, but only upon specific request from the City of Port Aransas signed by the Mayor asking that we participate in such a program. I can see that if the city takes over the repair of a portion of the streets on which Isles Construction Company has an obligation, that the same could turn into a political issue unless we had specific authority from the Mayor and City Council.

Orden de Eleccion de Directores

EL ESTADO DE TEXAS

CONDADO DE NUECES

En este día 4TH de FEBRERO de 19 80, La Junta Directiva del Departamento de Control de Aguas y Mejoras del Condado de NUECES, Distrito Núm. 4 se convocó en reunión REGULAR, abierta al público con los siguientes miembros presentes, a saber:

GEORGE S. HAWN, Presidente
CHARLIE BROWN, Vice Presidente
CARLOS MOORE
W.R. WHITTEN
JIM ATWILL, Secretario

y los siguientes ausentes: _____, constituyendo un quórum, y entre otras actas tomadas por dicha Junta Directiva se encontró la siguiente:

En vista de que en este día 5TH de ABRIL de 19 80, serán elegidos TRES (3) directores para este distrito;

En vista de que esta Junta por orden fechada el 4TH día de FEBRERO de 19 80, establece el procedimiento a seguir por los candidatos que deseen clasificar en dichas elecciones;

POR LO TANTO, SE ORDENA POR LA JUNTA DIRECTIVA DEL DEPARTAMENTO DE CONTROL DE AGUAS Y MEJORAS DEL CONDADO DE NUECES DISTRITO NUM. 4.

Que se lleve a cabo una elección en dicho distrito el 5 día de ABRIL de 19 80, con el propósito de elegir TRES directores a la Junta Directiva de dicho Distrito;

Que dicha elección se lleve a cabo en los siguientes lugares COMMUNITY BUILDING en dicho Distrito, y que las personas a continuación se nombran son designadas oficiales para dicha elección.

1. Para el Precinto Electoral Núm. 19, en el Edificio COMMUNITY en PORT ARANSAS, Texas, dentro del mismo Distrito con MRS. DON FARLEY como Juez Presidente, _____ como Asistente al Juez y _____ y _____ Escribientes.
2. Para el Precinto Electoral Núm. _____, en el Edificio _____ en _____, Texas, dentro del mismo Distrito con _____ como Juez Presidente, _____ como Asistente al Juez y _____ Escribientes.
3. Para el Precinto Electoral Núm. _____, en el Edificio _____ en _____, Texas, dentro del mismo Distrito con _____ como Juez Presidente, _____ como Asistente al Juez y _____ Escribientes.

Los sitios de votación en cada uno de los lugares arriba designados se mantendrán abiertos el día de elección de las 7 a.m. a las 7 p.m.¹

A NONA SHERILL se le designa Secretario para Votación Ausente, y

BETTY TOW

son designados Secretarios Delegados para Votación Ausente. La Votación Ausente para la elección arriba citada se llevará a cabo en DISTRICT OFFICE IN ARANSAS dentro de los límites del mencionado distrito y dicho lugar de votación ausente permanecerá abierto por lo menos ocho horas diarias para votación ausente no siendo sábado o domingo o día festivo oficial del Estado, principiando 20 días y continuando hasta el cuarto día anteriores a la fecha de dicha elección. Dicho lugar de votación permanecerá abierto entre las horas de 8:00 A.M. y 4:30 P.M. en cada día de votación ausente. El lugar arriba descrito para votación ausente, es también la dirección postal del secretario ausente a la cual podrán ser enviadas por correo las solicitudes para boletas electorales como también regresar las boletas con votos.

~~Las personas nombradas a continuación se han registrado debidamente como candidatos para dicha elección de acuerdo con la arriba mencionada orden para procedimiento de elección en Elección de Directores aprobada por esta junta, y sus nombres serán colocados en la boleta para dicha elección y de acuerdo con un sorteo que se llevó a cabo por el Secretario de esta junta en el siguiente orden:~~

Aviso de dicha elección se hará por medio de publicación de una copia de esta orden una vez por semana durante tres semanas consecutivas en un periódico de circulación general publicado en el condado en que se encuentra este distrito, o si no se publica ninguno en dicho condado, en el condado más cercano; la primera publicación deberá ser por lo menos 21 días anteriores a la fecha de elecciones, y no más de 35 días anteriores a la misma. Inmediatamente después de que se haya hecho dicha elección, los oficiales a cargo de la misma copiarán y reportarán los resultados de la misma en triplicado, una copia la deberá retener el Juez Directivo, una copia será entregada al Presidente de esta junta, y una copia será entregada al Secretario. La una electoral y demás documentos electorales y provisiones serán entregadas al Secretario en las oficinas del Distrito para ser conservadas como lo estipula la ley en dicha oficina.

Además se ha encontrado y determinado que aviso de la fecha, lugar y asunto de esta junta fue colocado de acuerdo con los términos y provisiones del Artículo 6252-17 por lo menos 72 horas anteriores a la hora programada para esta junta, y que los términos y provisiones de dicho Artículo 6252-17 han sido conformados y que copias de dichos avisos y resultados serán anexadas a esta orden y formarán parte de la misma.

Habiéndose dada lectura a la orden arriba mencionada, se hizo la moción y fue secundada para ser aprobada. Después, al llamado sobre esta pregunta, los siguientes miembros de la junta votaron afirmativamente:

GEORGE S. HAWN

CHARLIE BROWN

JIM ATWILL

W.R. WHITTEN

CARLOS W. MOORE

, y los siguientes votaron negativamente:

PASO, APROVO Y ADOPTO este 4TH

día de

FEBRERO

de 19 80

Presidente, Junta Directiva del Distrito de Control

de Aguas y Mejoras del Condado de NUECES

Distrito Núm. 4

Secretario

El Artículo 201 del Código Electoral indica que los lugares de votación se mantendrán abiertos de las 7:00 a.m. a las 7:00 p.m., a condición que los lugares de votación puedan ser abiertos una hora más temprano.

Order For Election Procedure In Water District Directors Election

THE STATE OF TEXAS

COUNTY OF NUECESOn this the 4TH day of FEBRUARY, 19 80, the Board of Directors of NUECES

County Water Control and Improvement District No. 4 convened in
REGULAR session, open to the public, with the following members present, to-wit:

GEORGE S. HAWN, President,
CHARLIE BROWN, Vice-President,
W.R. WHITTEN,
CARLOS W. MOORE,
JAMES ATWILL, Secretary,

and the following absent: _____

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

WHEREAS under the terms and provisions of the Texas Water Code and the Texas Election Code an election shall be held in this district on APRIL 5TH, 19 80 for the purpose of electing THREE (3) members to the Board of Directors;¹

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 Directors of said District, 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 at least 20 days prior to the day of said election for his name to be placed on said ballot.

THEREFORE be it ordered by the Board of Directors of NUECES
 County Water Control and Improvement District No. 4 :

1. That all candidates for the Board of Directors of said District at the above mentioned election shall file their
 DISTRICT OFFICE
 application to become a candidate with the Secretary of this Board at PORT ARANSAS, TEXAS on or before 20 days before the date of said election.

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

To The Secretary Of The
 Board Of Directors Of

NUECES County

Water Control And Improvement District No. 4

¹ See Sec. 51.076, 51.0731, 50.024 of Water Code and Art. 2.01b of Election Code.

I hereby certify that I am _____ years of age, a resident citizen of said District and own land subject to taxation in said District. That I have resided in the State of Texas for a period of at least 12 months and in said district for a period of at least 6 months next preceding said election and I meet and comply with all of the qualifications for holding said office as provided by the Texas Constitution, Texas Water Code and Texas Election Code and I am not ineligible or disqualified to hold said office for any reason.²

Please place my name on the official ballot as follows: _____

Name of Candidate

Secretary, Board of Directors

The Secretary of the Board of Directors shall conduct a drawing for the order in which names of the candidates for the above mentioned election are to be printed on the ballot and shall also post notice of the time and place of said drawing in accordance with the terms and provisions of Article 6.05c, Subdivision 3 of the Election Code.

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 voted AYE: GEORGE S. HAWN,
CHARLIE BROWN, JAMES ATWILL, W.R. WHITTEN,
CARLOS W. MOORE, and the following voted NO: _____.

President, Board of Directors of NUECES

County Water Control Improvement District No. 4

Secretary

² See Art. 1.05 of Election Code and Sec. 50.024 and 51.072 of Water Code.

Order for Directors Election

THE STATE OF TEXAS

COUNTY OF NUECES

On this the 4TH day of FEBRUARY, 19 80, the Board of Directors of NUECES County Water Control and Improvement District No. 4 convened in REGULAR session open to the public with the following members present, to-wit:

GEORGE S. HAWN, President
CHARLIE BROWN, Vice-President
CARLOS W. MOORE,
W.R. WHITTEN,
JAMES ATWILL, Secretary

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

Whereas on the 5TH day of APRIL, 1980, there will be elected THREE (3) directors for this district;

Whereas this Board by order dated the 4TH day of FEBRUARY, 1980, established the procedure for candidates who desire to file for said election;

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

That an election be held in said district on the 5TH day of APRIL, 19 80, for the purpose of electing THREE (3) directors to the Board of Directors of said District;

That said election shall be held at the following places COMMUNITY BUILDING in said District, and the following named persons are hereby appointed officers for said election.

1. For Election Precinct No. 19, at COMMUNITY Building, in PORT ARANSAS, Texas, within said District with MRS. DON FARLEY as Presiding Judge, _____ as Assistant Judge and _____ and _____ Clerks.
2. For Election Precinct No. _____, at _____ Building, in _____, Texas, within said District with _____ as Presiding Judge, _____ as Assistant Judge and _____ and _____ Clerks.
3. For Election Precinct No. _____, at _____ Building, in _____, Texas, within said District with _____ as Presiding Judge, _____ as Assistant Judge and _____ and _____ Clerks.

The polls at each of the above designated polling places shall on election day be open from 7

o'clock a.m. to 7 o'clock p.m.

NONA E. SHERILL is hereby appointed Clerk for absentee voting,

BETTY TOW

are hereby appointed Deputy Clerks for absentee voting. The absentee voting for the above designated elec-

tion shall be held at DISTRICT OFFICE IN PORT ARANSAS within the boundaries of the above

named district and said place of absentee voting shall remain open for at least eight hours on each day for absentee voting which is not a Saturday, a Sunday, or an official State holiday, beginning on the 20th day and continuing through the 4th day preceding the date of said election. Said place of voting shall remain

open between the hours of 8:00 A.M. and 4:30 P.M. on each day for said absentee voting. The above described place for absentee voting is also the absentee clerk's mailing address to which ballot appli-

cations and ballots voted by mail may be sent.
~~The following named persons have duly filed as candidates for said election in accordance with the above mentioned order for election procedure in Directors Election passed by this Board, and their names shall be placed on the ballot for said election in accordance with a drawing held by the Secretary of this Board in the following order:~~

Notice of said election shall be given by publication of a copy of this order once a week for three consecutive weeks in a newspaper of general circulation published in the county in which the district is located, or if none is published in said county, in the nearest county thereto; the first publication shall be at least 21 days prior to the date of election, and not more than 35 days prior thereto. Immediately after said election has been held, the officers holding the same shall make returns of the result thereof in triplicate, one being retained by the Presiding Judge, one delivered to the President of this Board, and one delivered to the Secretary. The ballot box and other election records and supplies shall be delivered to the Secretary at the office of the District and be preserved as provided by law in said office.

It is further found and determined that notice of the date, place and subject of this meeting was posted in accordance with the terms and provisions of Art. 6252-17 at least 72 hours preceding the scheduled time of this meeting and that the terms and provisions of said Article 6252-17 have been complied with and copies of said postings and return shall be attached to this order and become a part thereof.

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 voted AYE: GEORGE S. HAWN

CHARLIE BROWN JAMES ATWILL W.R. WHITTEN

CARLOS W. MOORE

, and the following voted NO:

PASSED, APPROVED AND ADOPTED this the 4TH day of FEBRUARY 19 80

President, Board of Directors of

NUECES County Water Control

and Improvement District No. 4

ATTEST:

Secretary

Art. 2.01 of the Election Code provides that polls shall be open from 7:00 a.m. to 7:00 p.m., provided that by order of Commissioners' Court in counties having a popula-

WILLIE J. KOSAREK
CERTIFIED PUBLIC ACCOUNTANT

5250 WEBER - SUITE C
CORPUS CHRISTI, TEXAS 78411
TELEPHONE 512 - 852-8223

November 13, 1979

Board of Directors
Nueces County Water Control and
Improvement District No. 4
Port Aransas, Texas

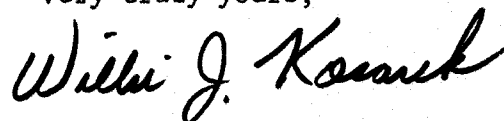
Gentlemen:

In connection with our examination of the financial statements of Nueces County Water Control and Improvement District No. 4, Port Aransas, Texas for the year ended September 30, 1979, we found the following items which we felt should be mentioned:

1. Your depository bank did not provide adequate security during the year ended September 30, 1979 as required by the Texas Water Code. Your bank should be so advised and your accounting department should work with your depository in the future by advising them of estimated funds to be received at peak collection periods.
2. The accounting records should provide for separate accounts for developer or contractor deposits or amounts to be billed to them for work done by the District. Receivables should be recorded monthly and payments for amounts due in excess of deposits should be requested timely. The cost of material used should be recorded to a cost of material sold account and revenues should be recorded to an appropriate revenue account.
3. Transaction information including cancelled bonds and coupons should be requested from the District's paying agents in order to bring the bond registers up to date.
4. Documentation of receipt of goods or services was indicated on a major portion but not all of the District's purchases. Invoices should not be paid without signature of person responsible for receipt of the goods or services indicating that such goods or services had been received.

We will be happy to discuss the above recommendations further at your convenience. Please feel free to call on us for any assistance you may need.

Very truly yours,



WJK:ck

Guest List
Jan 11, 1980

Name

Jim Bob

Lana Bennett

Willie Kosarek

Sammy Lyrum

Dennis Greyer

Ken Williams

Representing
~~Beacon~~

City Mgr
Acct

Urban

Mayor
resident

MINUTES OF
REGULAR MEETING
NOVEMBER 5, 1979

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

On the 5th day of November, 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Regular Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Vice President	Charles Brown
Secretary	James H. Atwill
Director	Carlos Moore
Director	W. R. Whitten
Staff:	
Manager	Don Roy Farley
Administrative Assistant	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charles Zahn

Visitors:

See attached list

The meeting was called to order at 10:00 a.m.

MINUTES:

A motion was made by Charles Brown and seconded by W. R. Whitten to waive the reading of the minutes of the previous meeting and approve the same. The motion carried.

ACCOUNTS PAID
OR PAYABLE:

No report presented at this time.

DISCUSSION &
ACTION ON
METER
DEPOSITS:

A motion was made by Carlos Moore and seconded by W. R. Whitten to refund all water meter deposits and hereafter no deposit will be required on water meters. Also, the computer service will handle the refunding of checks. The motion carried.

DISCUSSION &
ACTION ON WA
& SE TAP
FEES:

A motion was made by James Atwill and seconded by Carlos Moore to increase the water tap fees and to annually review the water and sewer tap fee schedule. Also, the manager is to re-examine the sewer tap fee schedule. The motion carried. (A copy of the new water tap fee schedule is attached to the minutes).

DISCUSSION &
ACTION -
FLATO CORP.
ET AL:
UTILITY
SERVICES
AGREEMENT:

Mr. Urban and Mr. Zahn explained to the Board of Directors the sewage handling plan proposed by Flato Corporation to serve 485 acres of land with sewer to meet the requirements for sewage treatment as set forth in the Utility Services Agreement entered into by and between Flato Corporation and the District. Mr. Jim Craig, attorney for Flato Corporation, then presented a proposal to impose restrictive covenants on that portion of the 485 acre tract lying between PR 53 and the Gulf of Mexico.

FLATO CORP.
ET AL:
UTILITY
SERVICES
AGREEMENT:
(Con't)

DISCUSSION &
ACTION ON AD
VALOREM TAX:

FINANCIAL
REPORT:

MANAGER'S
REPORT:

After discussion, W. R. Whitten moved that the proposal for sewage handling and for restrictive covenants be approved; that the proposals as presented be reduced to writing; and that the President and Secretary of the Board be authorized on behalf of the Board to execute the Sewer Agreement in the form proposed. Charles Brown seconded the motion and the motion carried. A copy of the Sewer Agreement and Restrictive Covenants along with the Sewage Handling Plan prepared by Maverick Engineering shall be filed with the District after execution by all parties to the Agreement.

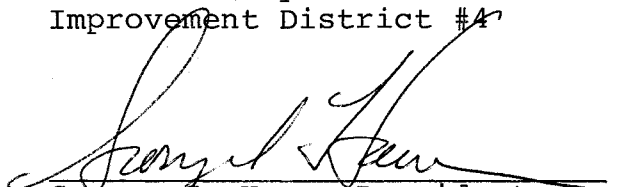
Mr. Zahn explained to the Board that the platform constructed at Harbor Island should have been placed on the tax roll. He further explained the difficulties and problems that could be encountered if the matter is pursued. He recommended that all three taxing agencies (city, school & water) be involved in any action taken. Mr. Zahn will keep the Board updated on all information. Mr. Zahn also informed the Board that the Tax Office had worked within the budget and that delinquent taxes had been reduced.

No report presented at this time.

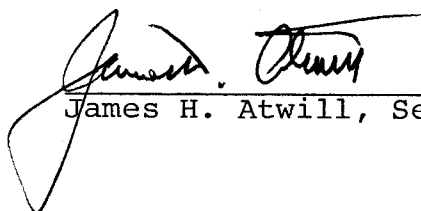
Mayor Dennis Dreyer and Dana Bennett, City Administrator, appeared before the Board to discuss problems involving Isles Construction Co. regarding delivery of excess sand from the construction of water and sewer lines to other areas instead of the City's stock pile. The Board explained that under the contract, the City does have recourse if the excess sand is not delivered to them; and also, that under the contract street patches will be tested. Mr. Zahn will send a letter to the City of Port Aransas and Isles Construction Co. outlining the above. (A copy of the Manager's report is on file in the district office).

There being no further business to come before the Board, a motion was made to adjourn the meeting at 1:40 p.m.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


James H. Atwill, Secretary

Nov 5, 1979

"Guest List"

<u>Name</u>	<u>Representing</u>
Dennis Gruyer	PA major
Gene Urban	Urban Engr.
Steve Friskman	South Jetty
Dana Bennett	CA Admin.
Flato	Craig

MINUTES OF
SPECIAL MEETING
OCTOBER 23, 1979

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

On the 23rd day of October, 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Vice President	Charlie Brown
Director	Carlos W. Moore
Director	W. R. Whitten

Staff:

Manager	Don Roy Farley
Administrative Assistant	Nona E. Sherrill
Secretary	Betty Tow

The meeting was called to order at 9:00 a.m.

MINUTES:

A motion was duly made by Carlos Moore and seconded by Charlie Brown to waive the reading of the minutes of the previous meeting and approve the same. The motion carried.

RESIGNATION
OF CARL
CASTELL:

A motion was made by Carlos Moore and seconded by Charlie Brown to accept the letter of resignation from Carl Castell as secretary and member of the Board. The motion carried.

APPOINT
DIRECTOR TO
REPLACE CARL
CASTELL:

A motion was made by Charlie Brown and seconded by Carlos Moore to appoint James H. Atwill as director to serve the remainder of Carl Castell's term. The motion carried.

OATH OF
OFFICE FOR
NEW DIRECTOR:

The Oath of Office was administered to James H. Atwill by Judge Gordon Wise.

ELECT SECRETARY
TO THE BOARD:

Nominations for secretary of the Board of Directors were opened by George S. Hawn. A motion was made by W. R. Whitten and seconded by Charlie Brown to nominate by acclamation James H. Atwill as secretary for the Board. The motion carried.

DISCUSSION &
ACTION - FLATO
CORP.: UTILITY
SERVICE AGREE-
MENT:

George Hawn advised the Board that a letter had been prepared and sent to James B. Craig, attorney for Flato Corp. by our attorney, Charles W. Zahn, showing that Flato Corp. is in violation of the terms of the Utility Services Agreement. Also, that unless items are cured within thirty days from the date of the letter (10/16/79), the District will declare the Utility Services Agreement in default. (A copy of the letter is on file in the district office).

ACCOUNTS PAID
OR PAYABLE:

A motion was made by Charlie Brown and seconded by Carlos Moore to approve:

September Accounts Payable	\$ 18,085.66
September Expenditures	\$108,470.22

The motion carried. (A copy of Accounts Payable and Expenditures on file in the district office).

FINANCIAL
REPORT:

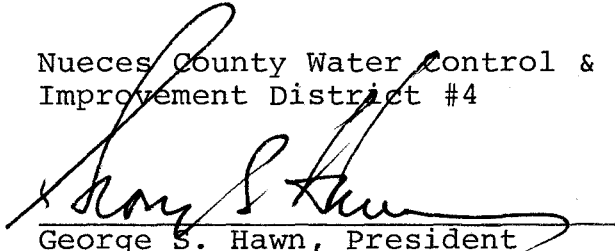
Financial report was presented by Nona E. Sherrill.
(A copy of the report is on file in the district office).

MANAGER'S
REPORT:

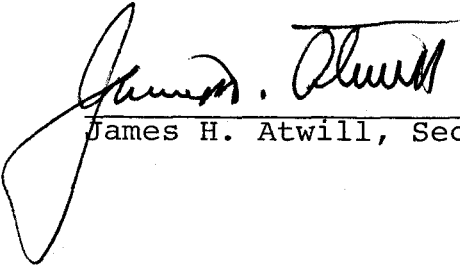
Manager's report was presented. (A copy of the report is on file in the district office).

There being no further business to come before the Board, a motion was made to adjourn the meeting at 10:30 a.m.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


James H. Atwill, Secretary

MINUTES OF
SPECIAL MEETING
OCTOBER 8, 1979

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

On the 8th day of October, 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Secretary	Carl Castell
Director	Carlos Moore

Absent:

Vice President	Charlie J. Brown
Director	W. R. Whitten

Staff:

Manager	Don Roy Farley
Administrative Assistant	Nona E. Sherrill
Secretary	Betty Tow

Visitors:

South Jetty	Steve Frishman
-------------	----------------

The meeting was called to order at 5:00 p.m.

MINUTES:

A motion was duly made by Carlos Moore and seconded by Carl Castell to waive the reading of the minutes of the previous meeting and approve the same. The motion carried.

ACCOUNTS PAID
OR PAYABLE:

There were no accounts paid or payable presented at this time.

TAX ROLL
1979-80:

After examination of the tax roll, a motion was made by Carl Castell and seconded by Carlos Moore to approve the tax roll for 1979-80. The motion carried. Ayes 3; Naves 0

DISCUSSION &
ACTION - FLATO
CORP.; UTILITY
SERVICE AGREE-
MENT:

A motion was made by Carlos Moore and seconded by Carl Castell to authorize George S. Hawn to proceed with necessary action concerning the Utility Service Agreement between the District and Flato Corporation. The motion carried.

FINANCIAL
REPORT:

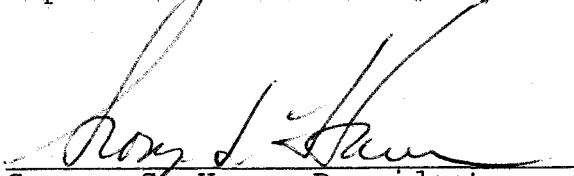
No report presented at this time.

MANAGER'S
REPORT:

Manager's report was presented. (A copy of the report is on file in the district office).

There being no further business to come before the Board, a motion was made and seconded to adjourn the meeting at 5:15 p.m.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

MINUTES OF
SPECIAL MEETING
SEPTEMBER 28, 1979

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

On the 28th day of September, 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Secretary	Carl Castell
Director	Carlos Moore

Absent:

Vice President	Charlie J. Brown
Director	W. R. Whitten

Staff:

Manager	Don Roy Farley
Administrative Assistant	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

Resident	John Roberts
City Administrator	Dana Bennett
Sunday Villa Unit II	George Craig
South Jetty	Steve Frishman

The meeting was called to order at 4:00 p.m.

MINUTES:

A motion was duly made by Carlos W. Moore and seconded by Carl Castell to waive the reading of the minutes of the previous meeting and approve the same. The motion carried.

ACCOUNTS PAID
OR PAYABLE:

A motion was made by Carlos Moore and seconded by Carl Castell to approve:

August Accounts Payable	\$26,591.72
August Expenditures	\$99,041.63

The motion carried. (Copy of Accounts Payable and Expenditures on file in district office).

REVIEW SUNDAY
VILLA II PLANS:

A motion was made by Carlos Moore and seconded by Carl Castell to accept the revised plans for Sunday Villa II as presented to the Board. (Refer to minutes of August 17, 1979 showing list of conditions to be met before Board would consider approval of plans). The motion carried.

DISCUSSION &
ACTION - AD
VALOREM TAX
ROLL:

Mr. Zahn discussed the results of his investigation to date concerning the listing and assessing of personal property at the Brown & Root fabrication yard on Harbor Island. After the discussion, Carlos Moore moved that:

1) Mr. Zahn advise Prichard & Associates to proceed with the investigation to determine what personal property located at Brown & Root is not on the tax rolls, the ownership of the property and to list and assess said property.

2) Prichard & Associates advise Brown & Root that they intend to list and assess all personal property at the Brown & Root facility on January 1 of each year and request that Brown & Root advise them of the ownership and value of said property.

3) Mr. Zahn contact the City of Port Aransas and PAISD and advise them of the actions of the Board to determine if they are interested in pursuing this matter with the District.

4) Any fees or expenses concerning these efforts will be paid for out of ad valorem tax funds.

5) Any funds realized out of this effort will be applied to an equivalent tax rate reduction in the Water District next year.

The motion was seconded by Carl Castell. The motion carried.

FINANCIAL
REPORT:

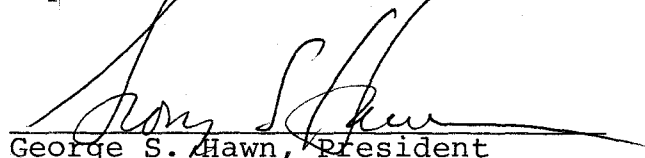
Financial report was presented by Nona E. Sherrill.
(Copy of the report is on file in the district office).

MANAGER'S
REPORT:

Manager's report was presented. (Copy of the report is on file in the district office).

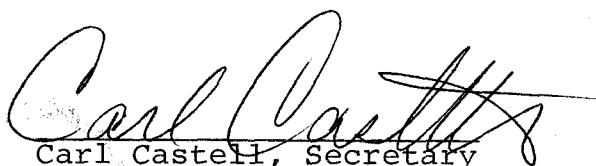
There being no further business to come before the Board, a motion was made and seconded to adjourn the meeting at 4:35 p.m.

Nueces County Water Control &
Improvement District #4



George S. Hawn, President

ATTEST:



Carl Castell, Secretary

MINUTES OF
SPECIAL MEETING
AUGUST 31, 1979

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

On the 31st day of August 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Special Meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Vice President	Charlie Brown
Secretary	Carl Castell
Director	Carlos Moore
Director	W. R. Whitten
Staff:	
Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

The meeting was called to order at 4:00 p.m.

MINUTES:

A motion was duly made and seconded to waive the reading of the minutes of previous meeting and approve the same after a motion was made by Charlie Brown and seconded by W. R. Whitten to amend the minutes of August 17, 1979. The motion was carried.

ACCOUNTS PAID
OR PAYABLE:

A motion was made by Charlie Brown and seconded by W. R. Whitten to approve:

July Accounts Payable	\$29,732.60
July Expenditures	\$90,634.98

The motion carried. (Copy of Accounts Payable and Expenditures on file in the district office).

TOPOGRAPHIC
MAPS:

No action at this time.

BUDGET FOR
FISCAL YEAR
1979-1980:

A motion was made by W. R. Whitten and seconded by Carlos Moore to adopt the proposed budget for the fiscal year 1979-1980. The motion carried. (Copy of the budget for 1979-80 on file in the district office).

TAX RATE FOR
FISCAL YEAR
1979-1980:

A motion was made by W. R. Whitten and seconded by Carlos Moore to adopt and pass the resolution setting the tax rate for fiscal year 1979-1980 at .38¢ per each one hundred dollars assessed valuation. The motion carried. Ayes 5 Naves 0. (Resolution on file in district office).

FINANCIAL
REPORT:

Financial report was presented by Nona E. Sherrill. (Copy of the report is on file in the district office).

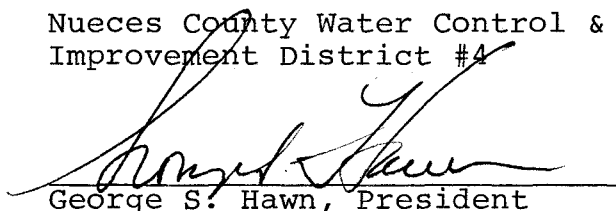
MANAGER'S
REPORT:

Manager's report was presented. (Copy of report on file in the district office).

A motion was made by Carlos Moore and seconded by W. R. Whitten to add the title of Administrative Assistant to Nona E. Sherrill, with the authority to perform or execute the duties of the Executive Secretary.


There being no further business to come before the Board, a motion was made and seconded to adjourn the meeting at 5:00 p.m.

Nueces County Water Control &
Improvement District #4



George S. Hawn, President

ATTEST:



Carl Castell, Secretary

RESOLUTION AND ORDER SETTING NEW TAX RATE FOR YEAR 1979-1980 FOR THE
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NUMBER FOUR

ON THE 31ST DAY OF AUGUST, 1979, THE BOARD OF DIRECTORS FOR
THE NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NUMBER 4,
CONVENED IN A SPECIAL SESSION BEING OPEN TO THE PUBLIC AT THE REGULAR
MEETING PLACE THEREOF IN SAID DISTRICT, WITH THE FOLLOWING MEMBERS OF

THE BOARD PRESENT: GEORGE S. HAWN, PRESIDENT
 CHARLIE J. BROWN, VICE PRESIDENT
 CARL CASTELL, SECRETARY
 CARLOS W. MOORE, DIRECTOR
 W. R. WHITTEN, DIRECTOR

AND THE FOLLOWING ABSENT: NONE

CONSTITUTING A QUORUM, AND AMONG OTHER PROCEEDINGS HAD WERE THE
FOLLOWING,

THE PRESIDENT OF THE BOARD PRESENTED A RESOLUITON AND
ORDER SETTING NEW TAX RATE FOR YEAR 1979-1980.

MINUTES OF AUGUST 31ST, 1979, REFLECT NEW TAX RATE FOR
YEAR 1979-1980.

THEREFORE, THE BOARD OF DIRECTORS ORGANIZED A RESOLUTION
TO LEGALLY ESTABLISH THE NEW TAX RATE FOR 1979-1980.

THE RESOLUTION AND ORDER WAS READ IN FULL AND, AFTER FULL
DISCUSSION THEREOF, W. R. WHITTEN MADE A MOTION THAT IT BE
ADOPTED. THE MOTION WAS SECONDED BY CARLOS W. MOORE.
THE MOTION, CARRYING WITH IT THE ADOPTION OF THE RESOLUTION AND
ORDER, PREVAILED BY THE FOLLIWNG VOTE:

AYES: 5
NAYES: 0

THE PRESIDENT THAN DECLARED THE RESOLUTION AND ORDER
FINALLY PASSED AND ADOPTED.

THE RESOLUTION AND ORDER IS AS FOLLOWS,

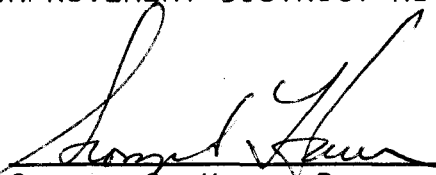
WHEREAS, NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NUMBER 4 SET TAX RATE FOR 1979-1980 AT .38¢
PER EACH ONE HUNDRED DOLLARS ASSESSED VALUATION.

AN ORDER LEVYING UPON THE ASSESSED VALUATION
OF THE PROPERTY WITHIN THE NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

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

THERE IS HEREBY LEVIED ON EACH ONE HUNDRED DOLLARS
OF THE ASSESSED VALUE OF ALL PROPERTY, BOTH REAL AND PERSONAL,
WITHIN THE BOUNDARIES OF THE NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NO. 4, EXCEPT SUCH PROPERTY AS MAY BE BY
LAW EXEMPT FROM TAXATION, A TAX RATE OF .38¢ PER EACH
ONE HUNDRED DOLLARS ASSESSED VALUATION FOR THE PURPOSE OF MEET-
ING THE REQUIREMENTS OF SAID DISTRICT FOR THE FISCAL YEAR ENDING
1979-1980.

PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4 ON THE
31ST DAY OF AUGUST, 1979.



GEORGE S. HAWN, PRESIDENT
BOARD OF DIRECTORS

ATTEST:



CARL CASTELL, SECRETARY

61

MINUTES OF
SPECIAL MEETING
AUGUST 17, 1979

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

On the 17th day of August 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Vice President	Charlie J. Brown
Director	Carlos Moore
Director	W. R. Whitten

Absent:

Secretary	Carl Castell
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Staff:

Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Secretary	Betty Tow
Urban Engineering	Gene Urban

Visitors:

Sunday Villa Unit II	George Gregg
Ace Sales	Nixon Welch

The meeting was called to order at 4:00 p.m.

MINUTES:

A motion was made by W. R. Whitten and seconded by Charlie Brown to approve the minutes of the previous meeting. The motion carried.

REVIEW & ACTION
WA & SE PLANS
SOUTH OF SAND-
CASTLE DRIVE:

A motion was made by Carlos Moore and seconded by W. R. Whitten that construction plans for water and sewer improvements for Sunday Villa Unit II are conditionally approved as submitted with the following conditions:

1. The extension of the sewer line to the east to serve the tracts between this development and the Gulf of Mexico.
2. The provision of a service stub to the tract north of the development towards Sandcastle development.
3. The provision of 40 and 50 foot utility easements.
4. The District agrees to pay for overdepth of the lines as shown on the plans and for the extension of the line to the west, south + east. GSH

The Board further moved that these overdepths and extensions would be charged to the using land owners when the connections are made.

The motion carried.

FINANCIAL
REPORT:

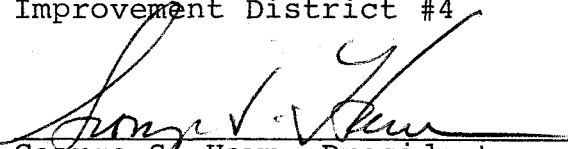
Report tabled until next meeting.

MANAGER'S
REPORT:

Report tabled until next meeting.

There being no further business to come before the Board,
a motion was duly made and seconded to adjourn the meeting
at 6:00 p.m.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

MINUTES OF
REGULAR MEETING
AUGUST 6, 1979

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

On the 6th day of August 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Secretary	Carl Castell
Director	W. R. Whitten

Absent:

Vice President	Charlie J. Brown
Director	Carlos Moore

Staff:

Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

South Jetty Resident	Steve Frishman Johnny Roberts
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The meeting was called to order at 10:00 a.m.

MINUTES:

A motion was made by W. R. Whitten and seconded by Carl Castell to approve the minutes of the previous meeting. The motion carried.

ACCOUNTS
PAYABLE:

No bills or accounts payable presented at this time.

CONTRACT WITH
CORPUS & BATES
TRUST ET AL:

Mr. Zahn presented a proposed contract between the District, the City of Corpus Christi, the Texas Parks and Wildlife Department and the Bates and Cox Trusts concerning 100 acres of land owned by the trusts on Mustang Island. Upon a motion by W. R. Whitten and seconded by Carl Castell, the Board approved the contract and authorized the President or Vice President of the Board to execute said contract on behalf of the District. The motion carried.

CONTRACT WITH
POLYMER PIPING
& MATERIALS:

Mr. Zahn discussed the request of Polymer Piping & Materials, Inc. and Channel Construction Co. to store the materials for slip lining Alister Street in a bonded warehouse in Houston until needed on the job. Upon motion by W. R. Whitten and seconded by Carl Castell, the Board approved the request. The motion carried.

ISLES CONSTRUCTION CONTRACT:

Mr. Zahn advised the Board that Isles Construction Company had been notified of their responsibilities under the contract with the District concerning street patching and maintenance.

PUBLIC HEARING
STEP 1 GRANT
SEWAGE PLANT:

The President of the Board, pursuant to previous notice, opened the meeting to a public hearing concerning the District's application for a Step I grant for development of a wastewater treatment facility for the District. Mr. Zahn outlined the grant program and then elicited comments and suggestions from the visitors present concerning the program and in particular the applicability to the future plans and needs of the District, of Mustang Island and the proposed master plan for development of Mustang Island presently under consideration.

There being no further comments or questions, the President closed the public hearing.

CONTRACT WITH
WILLIE J.
KOSAREK:

A motion was made by W. R. Whitten and seconded by Carl Castell to accept the contract with Willie J. Kasarek, CPA. Board authorized Carl Castell to sign the contract. The motion carried. (Contract on file in District office).

FINANCIAL
REPORT:

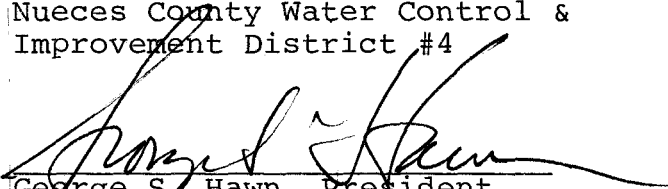
No report presented at this time.

MANAGER'S
REPORT:

Manager's report was given. (A copy of report is on file in the district office).

There being no further business to come before the Board, a motion was duly made and seconded to adjourn the meeting at 11:30 a.m.

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

MINUTES OF
SPECIAL MEETING
JUNE 25, 1979

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

On the 25th day of June 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

Vice President	Charlie J. Brown
Secretary	Carl Castell
Director	W. R. Whitten

Absent:

President	George S. Hawn
Director	Carlos Moore

Staff:

Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

South Jetty	Steve Frishman
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The meeting was called to order at 4:00 p.m.

MINUTES:

A motion was made by W. R. Whitten and seconded by Carl Castell to approve the minutes of the previous meeting. The motion carried.

ACCOUNTS
PAYABLE:

A motion was made by W. R. Whitten and seconded by Carl Castell to approve:

April Accounts Payable	\$ 18,637.90
April Expenditures	\$159,132.06
May Accounts Payable	\$ 22,583.25
May Expenditures	\$ 76,830.48

The motion carried. (A copy of Accounts Payable and Expenditures on file in the district office).

JOINT TAX
COLLECTION
CONTRACT:

A motion was made by W. R. Whitten and seconded by Carl Castell to approve the joint tax collection contract for one year. The motion carried. (A copy of the contract is on file in the district office).

REQUEST
NEW PICKUP:

A motion was made by W. R. Whitten and seconded by Carl Castell to request bids for a new pickup truck to replace the 1972 pickup truck. The motion carried.

REVIEW SUNDAY
VILLA PLANS:

It is the general feeling of the Board that the districts would retain ownership of the water and sewer lines and adequate easements.

FINANCIAL
REPORT:

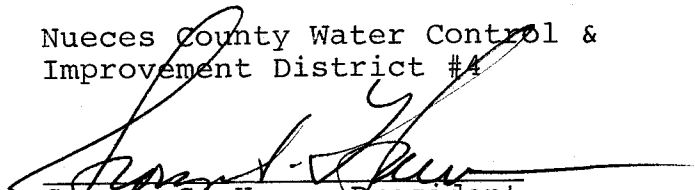
Financial report given by Nona Sherrill, Executive Secretary. (A copy of the report is on file in the district office).

MANAGER'S
REPORT:

No report at this time.

There being no further business to come before the Board, a motion was duly made and seconded to adjourn the meeting at 5:30 p.m.

Nueces County Water Control &
Improvement District #4



George S. Hawn, President

ATTEST:



Carl Castell, Secretary

MINUTES OF
SPECIAL MEETING
JULY 13, 1979

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

On the 13th day of July 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a Special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Secretary	Carl Castell
Director	Carlos Moore
Director	W. R. Whitten

Absent:

Vice President	Charlie J. Brown
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Staff:

Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

Mayor of Port Aransas	Dennis Dreyer
City Administrator	Dana Bennett

The meeting was called to order at 4:00 p.m.

MINUTES:

A motion was made by Carlos Moore and seconded by Carl Castell to approve the minutes of the previous meeting. The motion carried.

ACCOUNTS
PAYABLE:

A motion was made by Carlos Moore and seconded by Carl Castell to approve:

June Accounts Payable	\$28,382.72
June Expenditures	\$94,707.02

The motion carried. (Copy of Accounts Payable and Expenditures on file in the district office).

RESOLUTION
SIGNATURE
STEP ONE
GRANT:

A motion was made by Carlos Moore and seconded by Carl Castell authorizing Don Roy Farley, Manager and Nona E. Sherrill, Executive Secretary as applicants responsible for signing necessary documents pertaining to Step One Grant. Motion carried.

HOMESTEAD
EXEMPTION
RESOLUTION:

A motion was made by Carlos Moore and seconded by Carl Castell to approve a resolution providing for \$10,000 market exemption for age 65 or older ~~owning a~~ resident homestead. Motion carried. (Resolution attached to minutes).

PUBLIC INPUT
TO STEP 1
GRANT:

A letter was received from the City of Port Aransas , regarding the Step 1 grant for enlarging the sewer treatment facilities. A motion was made by Carlos Moore and seconded by Carl Castell authorizing the Manager, Don Roy Farley, to execute and file the application for the Step 1 grant. Motion carried. (A copy of the letter from City of Port Aransas is on file in the district office).

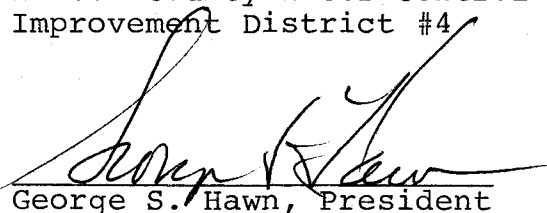
FINANCIAL
REPORT:

Financial report given by Nona E. Sherrill, Executive Secretary. (A copy of the report is on file in the district office).


MANAGER'S
REPORT:

Manager's report was given, (A copy of report is on file in the district office).

Nueces County Water Control &
Improvement District #4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

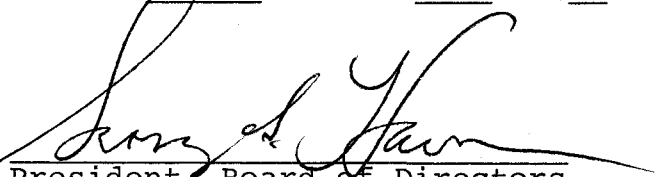
AN ORDINANCE PROVIDING FOR EXEMPTION OF \$10,000.00
OF THE MARKET VALUE OF RESIDENCE HOMESTEAD OF ALL
PERSONS 65 YEARS OF AGE OR OLDER OR DISABLED FROM
AD VALOREM TAXES

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT
NO. 4:

Section: 1 \$10,000.00 of the market value of
resident homesteads of persons 65 years of age
or older or disabled (under a disability for
purposes of payment of disability benefits under
Federal Old Age, Survivors and Disability Insurance)
shall be exempt from Ad Valorem Taxes hereafter
levied by this District.

Section 2: This ordinance shall take effect
immediately.

PASSED AND APPROVED THIS THE 13th day of JULY, 1979.



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

ATTEST


Carl Castell, Secretary

MINUTES OF
SPECIAL MEETING

MAY 10, 1979

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

On the 10th day of May, 1979, the Board of Directors for the Nueces County Water Control & 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	George S. Hawn
Vice President	Charlie Brown
Secretary	Carl Castell
Director	Carlos W. Moore
Director	W. R. Whitten

Staff:

Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Attorney	Charlie Zahn

Visitors:

South Jetty News	Steve Frishman
Clower Co.	Tim Clower

The meeting was called to order at 4:30 p.m.

MINUTES:

A motion was made by W. R. Whitten and seconded by Carlos W. Moore to approve the minutes of the previous meeting. The motion carried.

ACCOUNTS
PAYABLE:

There being no outstanding accounts at this time, a motion was made by Carlos W. Moore and seconded by W. R. Whitten to table accounts payable. The motion carried.

REQUEST
FLATO
CORP:

The Board considered the request by Flato Corporation to approve construction plans for the extension to the sanitary sewer and water system of the district for approximately 400 acres of gulf frontage out of surveys 596 and 599, State Land Survey, Mustang Island, Nueces County, Texas, owned by Flato Corporation. After discussion, the Board, upon a

motion by W. R. Whitten and seconded by Carlos W. Moore, agreed and authorized the district's attorney to advise Flato Corporation as follows;

(1) The concept, as per plans and specifications dated March 23, 1979, submitted for extension to the sanitary sewer and water system of the District, as to the above referenced property, "Approximately 400 Acres of Gulf Frontage out of Surveys 596 & 599, State Land Survey, Mustang Island, Nueces County, Texas", is in accordance with the stated rules, regulations and policy of the Nueces County Water Control and Improvement District No. 4 and such concept is approved by the Board of Directors, subject to the hereinafter referred to items.

(2) It is understood and agreed by and between representatives of Flato Corporation and the Board of Directors that the concept, as presented, does not provide for transmission from the property described above to the nearest waste water treatment facility and that there are ongoing negotiations between representatives of the District and Flato Corporation to resolve this transmission problem. The approval of the concept presented is subject to final approval by the Board of Directors of a transmission plan from said property to a waste water treatment facility of the District, which approval must be obtained on or before April 1, 1980. In the event the approval is not obtained on or before April 1, 1980, then the approval of the concept presented by Flato Corporation is null and void and the concept must be resubmitted to the Board.

(3) It is understood and agreed by and between the representatives of Flato Corporation and the Board of Directors that the lift stations and force mains described in the plans and specifications dated March 23, 1979, have been designed in such a manner as to provide additional capacity for another 85 acres contiguous with said force main. It is further agreed and understood that at such time as this additional capacity is to be utilized for Flato Corporation, a new set of plans and specifications shall be filed with the District setting forth the necessary road crossings and collector systems from the 85 acres to the lift stations and related force mains. It is further understood that the plans and specifications for the 85 acres shall provide that the collection on one-half of the acreage shall be transmitted to lift station #1 and the collection on the other one-half of the 85 acres shall be transmitted to lift station #2.

(4) The approval of the concept as presented by Flato Corporation shall not be construed approved by the Board of Directors for the purpose of satisfying the platting requirements of the City of Corpus Christi, Nueces County, Texas.

The motion carried. (A copy of the letter advising Flato Corporation is on file in the offices of the district).

BOARD OF
EQUALIZATION
1979-80:

After discussion, Charlie Brown made a motion to appoint James H. Atwill, Mark Grosse and J. C. Barr to the 1979-80 Board of Equalization. The motion was seconded by W. R.

MINUTES (CON'T)
SPECIAL MEETING
MAY 10, 1979

Whitten. The motion carried.

DWAIN &
ASSOCIATES
ACCEPTANCE:

Mr. Zahn reported to the Board that Carl Dwaine had accepted the district's proposal submitted by the Board of Directors on the collection and transmission of sewage on land owned by Dwayne and Associated and described as tracts A,B,C & D, Roby's Addition to the City of Port Aransas, Nueces County, Texas.

STATION
HEIGHTS
SUBDIVISION:

Don Roy Farley reported that the plat submitted by Robert Hutchison known as Station Heights Subdivision had met all requirements of the District. A motion was made by W. R. Whitten and seconded by Carlos W. Moore to approve the plat as submitted. The motion carried.

LAND TREAT-
MENT ALTER-
NATIVES
FOR WASTE-
WATER:

A presentation was given by Charlie Zahn and Steve Frishman concerning the use of Land Treatment Alternatives for Wastewater Treatment by the District. After discussion, a motion was made by W. R. Whitten and seconded by Carlos W. Moore that Charlie Zahn and Steve Frishman be authorized to prepare and submit a proposal for land treatment to the Environmental Protection Agency and to contact other municipal utilities to determine if they are willing in sharing the cost of such a study. The motion carried.

APPLICATION
STEP 1
GRANT:

Charlie Zahn advised the Board that he, Mr. Gene Urban, the district engineer, and Mr. Farley had met with representatives of the Texas Department of Water Resources and the Environmental Protection Agency concerning the district's application for a grant to construct or improve the wastewater treatment facilities and capacity of the District. Upon motion by Charlie Brown and second by Carlos W. Moore, the district authorized the attorney, engineer and

staff to prepare and submit an application for a Step 1 Grant from the Texas Department of Water Resources and Environmental Protection Agency. The motion carried.

A motion was duly made and seconded to table the financial report. The motion carried.

In conjunction with the \$1.9 Bond Issue, a motion was made by Charlie Brown and seconded by W. R. Whitten to authorize representatives of the District to enter into a contract with R. H. Dement for purchase of Lot 12, Block 4, Sea Gull Addition for \$8000.00. The motion carried.

There being no further business to come before the Board a motion was duly made and seconded to adjourn the meeting at 6:20 p.m.

Nueces County Water Control &
Improvement District No. 4


President, George S. Hawn

ATTEST:


Carl Castell, Secretary

MINUTES OF
SPECIAL MEETING

MAY 7, 1979

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

On the 7th day of May 1979, the Board of Directors for the Nueces County Water Control & 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:

Vice President	Charlie Brown
Secretary	Carl Castell
Director	Carlos W. Moore
Director	W. R. WHitten

Absent:

President	George S. Hawn
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Staff:

Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Attorney	Charlie Zahn
Engineer	Gene Urban

Visitors:

Ben Cordell	Maverick Engineering Co.
Harlan R. Hietkamp	" " "
Tim Clower	The Clower Co.
Edwin Flato	Flato Corporation
Jim Craig	Weil, Craig & Fisehman

Robert Hutchison	Developer Station Heights
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Steve Frishman	South Jetty News
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Meeting was called to order at 10:00 a.m.

MINUTES:

A motion was made by Carlow W. Moore and seconded by Carl Castell to approve the minutes of the previous meeting. The motion carried.

ACCOUNTS
PAID OR
PAYABLE:

There being no outstanding accounts at this time, a motion was made by Carlos W. Moore to table accounts payable. The motion was seconded by Carl Castell. The motion carried.

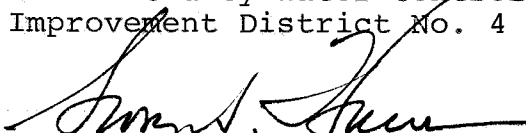
Robert hutchison submitted his plat of Station Heights subdivision to the Board for review and approval. A motion was made by Carlos W. Moore and seconded by Carl Castell to table acceptance of plat until study and report by district engineers. The Board will reconsider this item at it's meeting of May 10th. The motion carried.

Charlie Zahn, attorney for the district, ask^{ed} for the Board's approval to reimburse Flato Corporation \$3,000.00 in developer's fee as an error was made in the deposit sent to the district. A motion was made by Carl Castell and seconded by Carlos W. Moore to reimburse Flato Corporation \$3,000.00 % John M. Helms, Trustee. The motion carried.


Jim Craig, attorney for Flato Corporation submitted to the Board engineering plans for water and sewer to Section 6, Flato Corporation for approval. After much discussion, a motion was made by Carlos W. Moore and seconded by Carl Castell to authorize Mr. Zahn to draft a letter of approval of concept presented by Flato Corporation for presentation to the Board at the next meeting Thursday, May 10th at 4:30 p.m.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned at 12:00 noon.

Nueces County Water Control &
Improvement District No. 4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

LAW OFFICES

MAHONEY, SHAFFER, HATCH & LAYTON

PARKDALE PROFESSIONAL BUILDING, 4411 GOLLIHAR

CORPUS CHRISTI, TEXAS

78411

LEE MAHONEY
GEORGE W. SHAFFER
RICHARD J. HATCH
KIPLING F. LAYTON
KENNETH L. YARBROUGH
CHARLES W. ZAHN, JR.
KENNETH R. HANNAM

P. O. BOX 6369
TELEPHONE 854-4474
AREA CODE 512

May 10, 1979

Mr. John M. Helms
Attorney at Law
Dow, Cogburn & Friedman
1230 Three Greenway Plaza E.
Houston, Texas 77046

Re: Utility Services Agreement
Nueces County Water Control and
Improvement District No. 4

Dear John:

In accordance with your request, as Trustee for Mutual of New York Mortgage Investors, I tender draft No. 138 drawn on account of the Nueces County Water Control and Improvement District No. 4 in the sum of \$3,000, representing an overpayment by your concern on the above referenced contract.

Very truly yours,


Charles W. Zahn, Jr.

CWZJr:sh
enc.

Certified Mail,
Return Receipt Requested

C.C. NWC ID#4 ✓

MINUTES OF
SPECIAL MEETING
APRIL 20, 1979

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

On the 20th day of April 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Secretary	Carl Castell
Director	Carlos W. Moore
Director	W. R. Whitten

Absent:

Vice President	Charlie J. Brown
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Staff:

Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

See list attached to minutes

Meeting called to order at 4:30 p.m.

REORGANIZE
BOARD OF
DIRECTORS:

The Board suspended the agenda and the Oath of Office was administered to George S. Hawn and Carlos W. Moore by Judge Gordon Wise.

Nominations for officers of the Board of Directors were opened by George S. Hawn. A motion was made by W. R. Whitten and seconded by Carl Castell that directors hold same positions as previously held. President, George S. Hawn; Vice President, Charlie J. Brown; Secretary, Carl Castell; Secretary Pro-Tem, Carlos W. Moore; Director, W. R. Whitten. Motion carried.

MINUTES:

A motion was made by W. R. Whitten and seconded by Carl Castell to approve the minutes of the previous meeting. Motion carried.

ACCOUNTS
PAID OR
PAYABLE:

A motion was made by Carlos W. Moore and seconded by Carl Castell to approve:

March Accounts Payable	\$ 20,930.43
March Expenditures	\$129,655.00

Motion carried. (A copy of Accounts Payable and Expenditures on file in the district office).

REVIEW &
NECESSARY
ACTION ON
FLATO PRO-
PERTIES:

A presentation was given by Jim Craig, attorney for Flato, outlining the proposed development plans of Flato. After discussion, Board recommended that there be a workshop meeting with all parties concerned. Any final action will be made at another meeting of the Board.

TERRY
BURTON:

Terry Burton approached the Board about using less chlorine in the water system and also the use of an automatic system for chlorination of district water. Board recommended that Burton, Farley and Urban meet for further discussion regarding chlorination of the district water system.

NAYLOR
INDUSTRY
SETTLEMENT
OF BILL:

A motion was made by Carlos Moore and seconded by W. R. Whitten to pay the Naylor Industry bill in the amount of \$3,158.30. Motion carried.

ADDITIONAL
GROUND STO-
RAGE TANK -
MUSTANG
ISLAND:

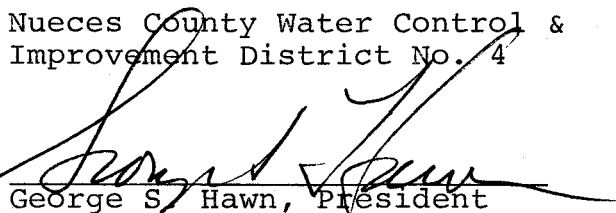
A motion was made by Carlos W. Moore and seconded by W. R. Whitten for Urban Engineering to begin preparation plans for bids on a 1 million, 1.5 million, 2 million and 2.5 million gallon precast concrete and a welded steel tank for additional ground storage on Mustang Island. Motion carried.

ROBERTS &
SUNDAY
VILLAS II
DEVELOP-
MENT:


A status report was given by George S. Hawn on the Roberts and Sunday Villas II development. No action taken at this time.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 6:10 p.m.

Nueces County Water Control &
Improvement District No. 4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

April 20

Guest list

Name	Company
Ben Cordell	MAVERICK ENGR. Co.
HARLAN HEITKAMP	MAVERICK ENGR Co.
Edwin Flato	Flato Corp.
TIM CLOVER	THE CLOVER Co.
JIM CRIAG	ATTY
Tim Bob Mitchell	Port Aransas Beacon
Gordon E. Wist	PA
Sarah Jane Luse	
Dana Bennett	City of Port Aransas
Gene Urban	Urban Engineering
John Roberts	Resident of P.A.
Steve Frushman	South Jetty

MINUTES OF
SPECIAL MEETING
APRIL 9, 1979

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

On this 9th day of April 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Vice President	Charlie J. Brown
Secretary	Carl Castell
Director	Carlos W. Moore
Director	W. R. Whitten

Staff:

Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

South Jetty	Steve Frishman
Resident of Port Aransas	John Roberts

MINUTES:

Meeting was called to order at 4:30 p.m. A motion was made by W. R. Whitten and seconded by Charlie Brown to approve the minutes of the previous meeting. Motion carried.

ACCOUNTS
PAID OR
PAYABLE:

No accounts paid or payable presented at this time.

CANVAS VOTES
1979 DIRECTORS
ELECTION:

President George Hawn was presented with the outcome of the 1979 Directors Election Results. After the votes were canvased, a motion was made by Carlos Moore and seconded by Carl Castell that the Order Declaring Results of Directors Election be accepted. Motion carried. (The order is attached and becomes a permanent part of these minutes).

A motion was made by W. R. Whitten and seconded by Charlie Brown to appoint Board members to remain in same positions until reorganization of the Board at the next Board meeting. Motion carried.

ECHO MARINE
REQUEST FOR
WATER SERVICE:

No further action taken at this time. (Refer to minutes of Special Board meeting on March 24, 1979).

FINANCIAL
REPORT:

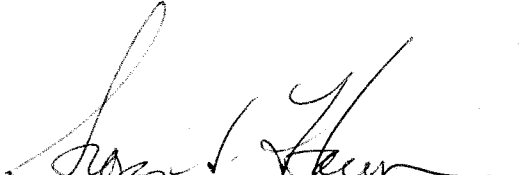
Financial report not presented at this time.

MANAGER'S
REPORT:

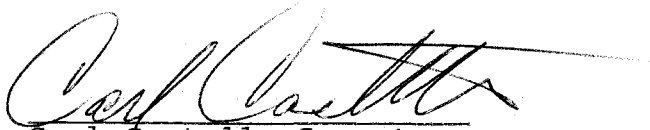
Board approved recommendation by Don Roy Farley to accept a check in the amount of \$13,296.99 received from Terramar. After discussion, Board authorized Don Roy Farley and Gene Urban to make a study of the size of the additional ground storage tank needed on Mustang Island water line. Report to be given at next Board meeting. After much discussion, they also authorized Don Roy Farley and Gene Urban to study the request by John Roberts for additional water and sewer lines in conjunction with Sunday Villas II and connecting areas. (A copy of the Manager's report is on file in the district office).

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 6:00 p.m.

Nueces County Water Control &
Improvement District No. 4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

Order Declaring Result of Directors Election

THE STATE OF TEXAS

COUNTY of NUECESOn this the 9 day of April, the Board of Directors of NuecesCounty Water Control and Improvement District No. 4 convened in Special session open to the public, with the following members present, to-wit:George S. Hawn, PresidentCharlie J. Brown, Vice-PresidentCarlos W. Moore,W. R. Whitten,Carl Castell, Secretary,and the following absent: none, constituting a quorum, and among other proceedings had by said Board of Directors was the following:

There came on to be considered the returns of an election held on the 7 day of April, 1979 for the purpose of electing two Directors to the Board of Directors of said District, and it appearing that said returns were duly and legally made and that there were cast at said election Port Aransas, Nueces County, Texas valid and legal votes; that each of the candidates in said election received the following votes:

NAMES OF CANDIDATES	TOTAL NUMBER OF VOTES RECEIVED
<u>Terry Burton</u>	<u>208</u>
<u>George S. Hawn</u>	<u>275</u>
<u>Carlos W. Moore</u>	<u>297</u>
<u>Charles Coffen</u>	<u>25</u>
<u>Herb Hoover</u>	<u>2</u>
<u>Scott Holt</u>	<u>4</u>
<u>Carl Castell</u>	<u>1</u>

IT IS, THEREFORE, FOUND, DECLARED AND SO ORDERED by the Board of Directors of said District that George S. Hawn and Carlos W. Moore

received the highest number of votes at said election and are hereby declared duly elected members of the Board of Directors of said District, subject to taking their oaths and qualifying as provided under the laws of the State of Texas.

It is further found and determined that notice of the date, place and subject of this meeting was posted in accordance with the terms and provisions of Art. 6252-17 at least 72 hours preceding the scheduled time of this meeting and that the terms and provisions of said Article 6252-17 have been complied with and copies of said postings and return shall be attached to this order and become a part thereof.

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 voted AYE: George S. Hawn, Carl Castell, Carlos W. Moore, Charlie J. Brown, W. R. Whitten, and the following voted NO: 0.

PASSED, APPROVED AND ADOPTED this the 9th day of April, 1979.

George S. Hawn
President, Board of Directors ofNUECES County Water Controland Improvement District No. 4

ATTEST:

Carl Castell
Secretary

MINUTES OF
SPECIAL MEETING
MARCH 24, 1979

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

On this 24th day of March 1979, the Board of Directors for the Nueces County Water Control & Improvement District #4, convened in a special meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Secretary	Carl Castell
Director	Carlos Moore
Director	W. R. Whitten

Absent:

Vice President	Charlie Brown
----------------	---------------

Staff:

Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

UT Marine Lab	Terry Burton
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MINUTES:

Meeting was called to order at 9:00 a.m. Motion made by W. R. Whitten and seconded by Carl Castell to approve the minutes of the previous meeting. Motion carried.

ACCOUNTS
PAID OR
PAYABLE:

A motion was made by W. R. Whitten and seconded by Carl Castell to approve:

January Accounts Payable	\$ 18,517.79
(ISB&ANB) January Expenditures	\$130,658.77
February Accounts Payable	\$ 26,592.32
February Expenditures	\$123,202.28

Motion carried. (Copy of Accounts Payable and Expenditures on file in the district office).

ECHO MARINE
REQUEST FOR
WATER:

Board recommended that Echo Marine request water from San Patricio Municipal Water District or City of Aransas Pass. Echo Marine is not within the water district's boundaries.

CARL DUAINÉ
REQUEST FOR
SEWER SER-
VICE:

The Board agreed to contract for the installation of a ten-inch gravity line from the existing sewage treatment plant to a point at the intersection of Surveys 135, 136, 147 and 148, State Land Survey, Nueces County, Texas. This line will be brought to this point at such time as Carl Duaine, developer, presents evidence to the Board that they have a valid contract to install, in accordance with the standard Board policy, the necessary collection and transmission lines within the property owned by the concern, to bring their sewage to the intersection mentioned hereinabove. A letter is to be prepared by the district's attorney advising Carl Duaine of the above.

JOINT TAX
RESOLUTION:

A motion was made by W. R. Whitten and seconded by Carlos Moore to approve the Joint Tax Resolution. Motion carried.
Yeas: Carl Castell, George Hawn, Carlos Moore, W. R. Whitten.
Nayes: none - Not Present: Charlie Brown.

FINANCIAL
REPORT:

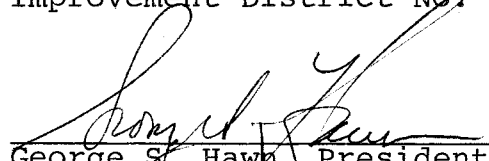
Financial Report was given by Nona E. Sherrill, Executive Secretary. (A copy of the report is on file in the district office).

MANAGER'S
REPORT:

A motion was made by Carlos Moore and seconded by Carl Castell for the purchase of a truck and additional equipment on the truck. Motion carried. (A copy of the Manager's Report is on file in the district office).

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 10:30 a.m.

Nueces County Water Control &
Improvement District No. 4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

MINUTES OF
REGULAR MEETING
FEBRUARY 5, 1979

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

On this 5th day of February 1979, the Board of Directors for the Nueces County Water Control and Improvement District #4, convened in a regular meeting at the regular meeting place thereof, there being present and in attendance the following members to-wit:

President	George S. Hawn
Secretary	Carl Castell
Director	Carlos Moore
Director	W. R. Whitten
Absent:	
Vice President	Charlie J. Brown
Staff:	
Manager	Don Roy Farley
Executive Secretary	Nona E. Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn
Visitors:	
Corpus Christi Caller	Ben Goodwin
Port Aransas Beacon	Jim Bob Mitchell
South Jetty	Steve Frishman
Port Aransas City Manager	Dana Bennett

MINUTES:

Meeting was called to order at 10:00 a.m. Motion made by Carlos Moore and seconded by Carl Castell to approve the minutes of the previous meeting. Motion carried.

ACCOUNTS
PAID OR
PAYABLE:

A motion was made by W. R. Whitten and seconded by Carlos Moore to approve:

December Accounts Payable	\$ 23,706.11
December Expenditures	\$111,906.80

Motion carried. (Copy of Accounts Payable and Expenditures on file in the district office).

CALL
DIRECTOR'S
ELECTION:

A motion was made by Carlos Moore and seconded by W. R. Whitten to call the director's election for April 7, 1979 and also, to appoint Mrs. Don Farley as election judge. Motion carried.

RELOCATION
OF 20"
WATER LINE:

A motion was made by W. R. Whitten and seconded by Carlos Moore to pass a resolution to authorize a change order with Isles Construction Co. to relocate the 20" water line. District does not have funds available to participate in the expense of relocating the 20" water line, but does want to cooperate with the City of Port Aransas in whatever way they can. Motion carried.

AUTHORIZE
WORK ORDERS
FOR WA&SE
IMPROVE-
MENTS:

A motion was made by Carlos Moore and seconded by W. R. Whitten to authorize the engineers to issue work orders for the new 1.9 million dollar water and sewer improvements. Motion carried.

FINANCIAL
REPORT:

Financial report given by Nona E. Sherrill, Executive Secretary. (Copy of report on file in district office).

ATTORNEY'S
REPORT:

Charlie Zahn advised the Board on the status of the following:

ORR vs. DISTRICT: Jury verdict was rendered in favor of the district. Mr. Zahn informed the Board of the outstanding cooperation from the district staff, especially Nona E. Sherrill, in preparing for the suit.

DUNES: Agreement documents with Dunes have been received. A motion was made by Carlos Moore and seconded by W. R. Whitten to accept the lift station, lines, easements and related facilities since the City of Port Aransas requirements have been satisfied, and authorize the execution of the necessary documents. Motion carried. (Copy of document agreement on file in the district office).

NAYLOR: No report at this time.

MERCER CONSTR. CO.: Reported about damage to Mustang Phone Co. lines by Mercer during construction of Mustang Island line. Under the contract agreement between Mercer and the district, the district has no liability for the damages.

PITTSBURG-DESMOINES: They are finishing up a job in Houston and as soon as the weather permits they will begin repainting the water tank.

TERRAMAR: Proceeding with necessary action against Terramar.

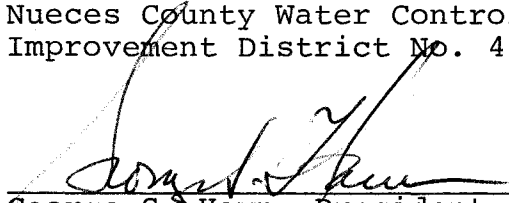
DUAINE & ASSOCIATES: Plat received from Duaine & Associates for review. W. R. Whitten suggested Board accept a plat from Urban Engineering for study.

MANAGER'S
REPORT:

Manager advised Board that Mustang Phone Co. requested use of part of the 20' wide utility easement on those pieces of property on Mustang Island fronting on Park Road #53 and subdivided by Terramar Corp. which set aside the easement. A motion was made by W. R. Whitten and seconded by Carl Castell to accept the letter of request for further study. (Letter on file in district office). Manager requested authority to purchase a cab and chassis (to serve as a duo purpose vehicle) when funds are available. Board recommended he present costs involved at next Board meeting. Also, again requested the Board to consider paying health insurance premiums for family members of employees. Board referred to their decision in minutes of September 26, 1978, whereby the district will pay the employee's insurance premiums only. (Copy of Manager's Report on file in the district office).

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 11:30 a.m.

Nueces County Water Control &
Improvement District No. 4



George S. Hawn, President

ATTEST:



Carl Castell, Secretary

Order For Election Procedure In Water District Directors Election

THE STATE OF TEXAS

COUNTY OF NUECESOn this the 5 day of FEBRUARY, 19 79, the Board of Directors ofNUECES County Water Control and Improvement District No. 4 convened inREGULAR session, open to the public, with the following members present, to-wit:GEORGE S. HAWN, President,

_____, Vice-President,

CARLOS MOORE,W. R. WHITTEN,CARL CASTELL, Secretary,and the following absent: CHARLIE J. BROWN, VICE-PRESIDENT,

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

WHEREAS under the terms and provisions of the Texas Water Code and the Texas Election Code an election shall be held in this district on APRIL 7, 19 79 for the purpose of electing 2 members to the Board of Directors;¹

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 Directors of said District, 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 at least 20 days prior to the day of said election for his name to be placed on said ballot.

THEREFORE be it ordered by the Board of Directors of NUECES County Water Control and Improvement District No. 4:

1. That all candidates for the Board of Directors of said District at the above mentioned election shall file their application to become a candidate with the Secretary of this Board at WATER DISTRICT OFFICE on or before 20 days before the date of said election.

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

To The Secretary Of The
Board Of Directors Of

NUECES CountyWater Control And Improvement District No. 4

¹ See Sec. 51.076, 51.0731, 50.024 of Water Code and Art. 2.01b of Election Code.

I hereby request that my name be placed upon the official ballot for the election to be held on the _____ day of _____, 19_____, as a candidate for director of said District.

I hereby certify that I am _____ years of age, a resident citizen of said District and own land subject to taxation in said District. That I have resided in the State of Texas for a period of at least 12 months and in said district for a period of at least 6 months next preceding said election and I meet and comply with all of the qualifications for holding said office as provided by the Texas Constitution, Texas Water Code and Texas Election Code and I am not ineligible or disqualified to hold said office for any reason.²

My occupation is _____, my Post Office is _____.

Please place my name on the official ballot as follows: _____.

DATED this the _____ day of _____, 19_____.

Name of Candidate

Received this the _____ day of _____, 19_____.

Secretary, Board of Directors

All candidates shall file with said application the loyalty affidavit required by Art. 6.02 of the Election Code.

The Secretary of the Board of Directors shall conduct a drawing for the order in which names of the candidates for the above mentioned election are to be printed on the ballot and shall also post notice of the time and place of said drawing in accordance with the terms and provisions of Article 6.05c, Subdivision 3 of the Election Code.

It is further found and determined that notice of the date, place and subject of this meeting was posted in accordance with the terms and provisions of Art. 6252-17 at least 72 hours preceding the scheduled time of this meeting and that the terms and provisions of said Article 6252-17 have been complied with a copies of said postings and return shall be attached to this order and become a part thereof.

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 voted AYE: GEORGE S. HAWN,
CARL CASTELL, CARLOS MOORE, W. R. WHITTEN,
_____, and the following voted NO: _____.

PASSED, APPROVED AND ADOPTED this the 5TH day of FEBRUARY, 19 79



President, Board of Directors of NUECES

ATTEST:



Secretary

County Water Control Improvement District No. 4

² See Art. 1.05 of Election Code and Sec. 50.024 and 51.072 of Water Code.

Order for Directors Election

THE STATE OF TEXAS

COUNTY OF NUECES

On this the 5TH day of FEBRUARY, 19 79, the Board of Directors of NUECES County Water Control and Improvement District No. 4 convened in REGULAR session open to the public with the following members present, to-wit:

GEORGE S. HAWN, President

, Vice-President

CARLOS MOORE

W. R. WHITTEN

CARL CASTELL _____, Secretary

and the following absent: CHARLIE J. BROWN, constituting a quorum, and among other proceedings had by said Board of Directors was the following:

Whereas on the 7TH day of APRIL, 1979, there will be elected TWO (2) directors for this district;

Whereas this Board by order dated the 5TH day of FEBRUARY, 1979, established the procedure for candidates who desire to file for said election;

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

That an election be held in said district on the 7TH day of APRIL, 1979,
for the purpose of electing TWO (2) directors to the Board of Directors of said District;

Community

That said election shall be held at the following places Building in said District, and the following named persons are hereby appointed officers for said election.

1. For Election Precinct No. 19, at COMMUNITY Building, in
PORT ARANSAS, Texas, within said District with MRS. DON FARLEY
as Presiding Judge, _____ as Assistant Judge and _____

_____ and _____ Clerks.

2. For Election Precinct No. _____, at _____ Building, in _____, Texas, within said District with _____ as Presiding Judge, _____ as Assistant Judge and _____

_____ and _____ Clerks.

3. For Election Precinct No. _____, at _____ Building, in
_____, Texas, within said District with _____
as Presiding Judge, _____ as Assistant Judge and

_____ and _____ Clerks.

2Art. 2.02 of the Election Code provides that polls shall be open from 7:00 a.m. to 7:00 p.m., provided that by order of Commissioners' Court in counties having a population of 1,000,000, or more, according to the last preceding Federal Census, polls may be open one hour earlier.

Los sitios de votación en cada uno de los lugares arriba designados se mantendrán abiertos el día de

elección de las 7 a.m. a las 7 p.m.

A Nona Sherrill se le designa Secretario para Votación Ausente, y

Betty Tow

son designados

Secretarios Delegados para Votación Ausente. La Votación Ausente para la elección arriba citada se llevará a

Aranzas

cabo en District Office of Port dentro de los límites del mencionado distrito y dicho lugar de votación ausente permanecerá abierto por lo menos ocho horas diarias para votación ausente no siendo sábado o domingo o día festivo oficial del Estado, principiando 20 días y continuando hasta el cuarto día anteriores a la fecha de dicha elección. Dicho lugar de votación permanecerá abierto entre las horas de 8:00 am y

4:30 pm en cada día de votación ausente. El lugar arriba descrito para votación ausente, es también la dirección postal del secretario ausente a la cual podrán ser enviadas por correo las solicitudes para boletas electorales como también regresar las boletas con votos.

~~Las personas nombradas a continuación se han registrado debidamente como candidatos para dicha elección de acuerdo con la arriba mencionada orden para procedimiento de elección en Elección de Directores aprobada por esta Junta, y sus nombres serán colocados en la boleta para dicha elección y de acuerdo con un sorteo que se llevó a cabo por el Secretario de esta Junta en el siguiente orden:~~

Aviso de dicha elección se hará por medio de publicación de una copia de esta orden una vez por semana durante tres semanas consecutivas en un periódico de circulación general publicado en el condado en que se encuentra este distrito, o si no se publica ninguno en dicho condado, en el condado más cercano; la primera publicación deberá ser por lo menos 21 días antes de la fecha de elecciones, los oficiales a cargo de la misma deberán reportar los resultados de la misma en triplicado, una copia la deberá retener el Juez Directivo, una copia será entregada al Presidente de esta Junta, y una copia será entregada al Secretario. La una electoral y demás documentos electorales y provisiones serán entregadas al Secretario en las oficinas del Distrito para ser conservadas como lo estipula la ley en dicha oficina.

Además se ha encontrado y determinado que aviso de la fecha, lugar y asunto de esta Junta fue colocado de acuerdo con los términos y provisiones del Artículo 6252-17 por lo menos 72 horas anteriores a la hora programada para esta Junta, y que los términos y provisiones de dicho Artículo 6252-17 han sido conformados y que copias de dichos avisos y resultados serán anexadas a esta orden y formen parte de la misma.

Habiéndose dada lectura a la orden arriba mencionada, se hizo la moción y fue secundada para ser aprobada. Después, al llamado sobre esta pregunta, los siguientes miembros de la Junta votaron afirmativamente:

GEORGE S. HAWN

CARL CASTELL

CARLOS MOORE

W. R. WHITTEN

, y los siguientes votaron negativamente:

PASO, APROVO Y ADOPTO este 5TH

día de FEBRERO

de 19 79

CERTIFICA:

Secretario

de Aguas y Mejoras del Condado de NUECES

Presidente, Junta Directiva del Distrito de Control

Distrito Num. 4

El Artículo 2.01 del Código Electoral indica que los lugares de votación se mantendrán abiertos de las 7:00 a.m. a las 7:00 p.m., a condición que los lugares de votación pueden ser abiertos una hora más temprano.

Orden de Eleccion de Directores

EL ESTADO DE TEXAS

CONDADO DE NUECES

En este día 5TH de FEBRERO de 19 79, La Junta Directiva del Departamento de Control de Aguas y Mejoras del Condado de NUECES, Distrito Núm. 4 se convocó en reunión REGULAR, abierta al público con los siguientes miembros presentes, a saber:

GEORGE S. HAWN

Presidente

Vice Presidente

CARLOS MOOREW. R. WHITTENCARL CASTELL

Secretario

y los siguientes ausentes: CHARLIE J. BROWN, constituyendo un quórum, y entre otras actas tomadas por dicha Junta Directiva se encontró la siguiente:

En vista de que en este día 7TH de ABRIL de 19 79, serán elegidos DOS (2) directores para este distrito;

En vista de que esta Junta por orden fechada el 5TH día de FEBRERO de 19 79, establece el procedimiento a seguir por los candidatos que deseen clasificar en dichas elecciones;

POR LO TANTO, SE ORDENA POR LA JUNTA DIRECTIVA DEL DEPARTAMENTO DE CONTROL DE AGUAS Y MEJORAS DEL CONDADO DE NUECES DISTRITO NUM. 4,

Que se lleve a cabo una elección en dicho distrito el 7TH día de ABRIL de 19 79, con el propósito de elegir DOS (2) directores a la Junta Directiva de dicho Distrito;

Que dicha elección se lleve a cabo en los siguientes lugares Community Building en dicho Distrito, y que las personas a continuación se nombran son designadas oficiales para dicha elección.

1. Para el Precinto Electoral Núm. 19, en el Edificio COMMUNITY en PORT ARANSAS, Texas, dentro del mismo Distrito con MRS. DON FARLEY como Juez Presidente,

como Asistente al Juez y

y

Escribientes.

2. Para el Precinto Electoral Núm. _____, en el Edificio _____ en _____, Texas, dentro del mismo Distrito con _____

como Juez Presidente, _____ como Asistente al Juez y

y

Escribientes.

3. Para el Precinto Electoral Núm. _____, en el Edificio _____ en _____, Texas, dentro del mismo Distrito con _____

como Juez Presidente, _____ como Asistente al Juez y

y

Escribientes.

MINUTES OF
SPECIAL MEETING
JANUARY 8, 1979

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

On this the 8th day of January 1979, the Board of Directors for 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	George S. Hawn
Vice President	Charlie J. Brown
Secretary	Carl Castell
Director	W. R. Whitten

Absent:

Director	Carlos Moore
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Staff:

Manager	Don Roy Farley
Executive Secretary	Nona Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

South Jetty	Steve Frishman
Urban Engineering	Phil Pacheco

MINUTES:

Meeting called to order at 9:00 a.m. Motion made by W. R. Whitten and seconded by Carl Castell to approve the minutes of the previous meeting. Motion carried.

ACCOUNTS
PAID OR
PAYABLE:

A motion was made by Charlie Brown and seconded by Carl Castell to approve:

October accounts payable	\$ 37,253.58
October expenditures	\$137,451.52
November accounts payable	\$ 21,506.78
November expenditures	\$147,467.83

Motion carried. (Copy of accounts payable and expenditures on file in the district office).

AWARDING
OF BID FOR
WATER AND
SEWER PRO-
JECT:

A motion was made by Charlie Brown and seconded by W. R. Whitten to award Contract "A" including all additive alternates to Isles Construction Company in the amount of \$1,559,674.80 and Contract "B" to Channel Construction Company in the amount of \$99,988.00. The total amount of the award for both contracts is \$1,659,662.80. Motion carried. (Letter of recommendation from Urban Engineering on file in district office).

ACCEPTANCE
OF DEDICA-
TION - LIFT
STATION
FROM DUNES:

The Board recommended dedication of lift station be accepted after a Letter of Compliance has been received from the City of Port Aransas, indicating all items have been completed and that the city is satisfied.

REQUEST
FROM CITY
OF PORT
ARANSAS:

Dana Bennett appeared before the Board informally to ask participation of the water district in relocating a 20" water line that runs through the property the new Community Center will be built on. Board will take under advisement.

ACCEPTANCE
OF NEW
BUILDING:

A motion was made by Charlie Brown and seconded by W. R. Whitten to accept the building subject to any minor alterations and approval of engineers and district manager. Motion carried.

BLUE CROSS
BLUE SHIELD
GROUP INSU-
RANCE:

A motion was made by Charlie Brown and seconded by Carl Castell authorizing district manager to complete and sign any forms necessary to accept Blue Cross Blue Shield Group Insurance for district employees. Motion carried.

1978-79
AUDIT
REPORT:

A motion was made by Charlie Brown and seconded by Carl Castell to approve the 1978-79 audit report by Willie J. Kosarek, CPA, for the district. Motion carried. (A copy of the 1978-79 audit report is on file in the district office).

BUDGET
COMPARISON
OCTOBER &
NOVEMBER
1978:

The Board reviewed the budget comparison for the period ending October and November 1978.

ATTORNEY'S
REPORT:

Charlie Zahn advised the Board on the status of the following: Orr vs. District - Trial set for Monday, January 15, 1979 at 2:00. Pittsburg-DesMoines - Will commence construction after the first of the year. P.A. Marina - District has received signed documents. (Copy on file in the district office). Terramar - Offered to pay \$7,500 of the \$10,000 plus owed. A motion was made by Charlie Brown and seconded by Carl Castell to reject the offer. Motion carried. The Board authorized Charlie Zahn to proceed with necessary action against Terramar. Naylor - Board authorized Charlie Zahn and Don Roy Farley to negotiate with Naylor. Duaine & Associates - To be taken under advisement at later date.

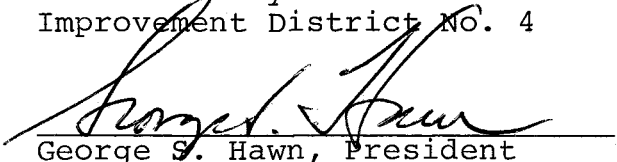
MANAGER'S
REPORT:

Report presented by Don Roy Farley. (A copy is on file in the district office).

Board recommended title of bookkeeper be added to job description of Nona Sherrill with salary of \$1,100 a month, effective 1/1/79. Also, Betty Tow from conditional to permanent employee with salary of \$650 a month, effective 1/1/79.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 12:20p.m.

Nueces County Warer Control &
Improvement District No. 4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

LAW OFFICES
MAHONEY, SHAFFER, HATCH & LAYTON

PARKDALE PROFESSIONAL BUILDING, 4411 GOLLIHAR

CORPUS CHRISTI, TEXAS

78411

LEE MAHONEY
GEORGE W. SHAFFER
RICHARD J. HATCH
KIPLING F. LAYTON
KENNETH L. YARBROUGH
CHARLES W. ZAHN, JR.
KENNETH R. HANNAM

P. O. BOX 6369
TELEPHONE 854-4474
AREA CODE 512

July 28, 1978

Gary, Thomasson, Hall & Marks
200 Hawn Building
Corpus Christi, Texas 78401

Attention: Mr. Harry L. Marks,
Attorney at Law

Re: The Dunes Condominium

Gentlemen:

Pursuant to my telephone conversation of July 26, 1978, with Mr. Marks of your firm, I have conferred with Mr. Don Roy Farley, Manager of the Nueces County Water Control and Improvement District No. 4, concerning the items needed by the Water District as a result of the development of the Dunes Condominium. As a result of my conversation with Mr. Farley, I have determined the following, to-wit:

1. The developer of the Dunes Condominium has constructed a sewer lift station and related equipment on a portion of the lands owned by the developer.
2. The developer has constructed water distribution and sewer collection lines within the boundaries of the lands owned by the developer.
3. The developer has constructed an extension of the District's water main to provide water service to the lands owned by the developer.
4. The developer has constructed a sewer force main from the lift station on 11th and Lantana Streets to the lift station constructed by the Developer on its lands.

Gary, Thomasson, Hall
& Marks

2.

July 28, 1978

5. The developer has constructed collection lines from its property line to manholes within Lantana Street and from the manholes to the lift station on the developer's property.

As a result of the above, I have determined that the District needs from the developer the following, to-wit:

- ✓ 1. A general warranty deed from the developer to the Nueces County Water Control and Improvement District No. 4 conveying the 20' x 20' wide portion on which the lift station is located.
- ✓ 2. A dedication to the Nueces County Water Control and Improvement District No. 4 of the sewer lift station and related equipment, the manholes, water main, sewer pressure (force) line, and collection sewer gravity collection lines.
- ✓ 3. A one-year warranty to the Nueces County Water Control and Improvement District No. 4, drawn in accordance with the existing policies of the District. Enclosed for your review is a copy of the warranty which has been approved by the undersigned and the Board of Directors of the District for use in situations of this type.

My study has indicated that no water and sewer lines have been built that will be dedicated to the District on lands owned by the developer and, therefore, no easement for maintenance and operation of said lines is necessary.

If your review with your engineers shows otherwise, please notify the undersigned. I believe this is the information which you requested, but should you need anything further, please do not hesitate to contact me.

Very truly yours,

Charles W. Zahn, Jr.
Attorney for Nueces County Water
Control and Improvement District No. 4

CWZ:sh

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

cc: Urban Engineering
3100 South Alameda
Corpus Christi, Texas 78404

LAW OFFICES
MAHONEY, SHAFFER, HATCH & LAYTON

PARKDALE PROFESSIONAL BUILDING, 4411 GOLLIHAR

CORPUS CHRISTI, TEXAS

78411

LEE MAHONEY
GEORGE W. SHAFFER
RICHARD J. HATCH
KIPLING F. LAYTON
KENNETH L. YARBROUGH
CHARLES W. ZAHN, JR.
KENNETH R. HANNAM

P. O. BOX 6369
TELEPHONE 854-4474
AREA CODE 512

February 2, 1979

Gary, Thomasson, Hall & Marks
Attn: Mr. J. E. Rehler
Attorney at Law
P. O. Box 371
Corpus Christi, Texas 78403

Re: Dunes Corporation Contract with
Nueces County Water Control and
Improvement District No. 4

Gentlemen:

I have reviewed, on behalf of the Nueces County Water Control and Improvement District No. 4, the Conveyance and Dedication and Guaranty Agreement submitted on behalf of the Dunes Corporation to meet the requirements of the Water District regarding the providing of water and sewer service to its customers. The Guaranty Agreement is in a form acceptable to the undersigned, as attorney for the District, as is the Conveyance and Dedication with the addition of the language in the last paragraph. I have taken the liberty of redrafting the Conveyance and Dedication to include the language and, if it meets with your approval, will submit it to the Board for their consideration.

The purpose of the language is, of course, to protect the District in the event there is a ~~break~~^{stop} in the drainage system of the District or a rationing of water to the District by its suppliers. In that event, the District would be obligated to ration water to its customers on a pro rata basis.

I believe this is the information you requested, but, should you need anything further, please do not hesitate to contact me.

Very truly yours,

Charles W. Zahn, Jr.

CWZJr:sh

cc: Nueces County Water Control ✓
and Improvement District No. 4

MINUTES OF
REGULAR MEETING
NOVEMBER 6, 1978

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

On this the 6th day of November 1978, the Board of Directors for 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	George S. Hawn
Secretary	Carl Castell
Director	Carlos Moore
Director	W. R. Whitten

Absent:

Vice President	Charlie J. Brown
----------------	------------------

Staff:

Manager	Don Roy Farley
Executive Secretary	Nona Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

Corpus Christi Caller	Ben Goodwin
Port Aransas Beacon	Jim Bob Mitchell
Duaine & Associates	Carl Duaine

MINUTES:

Meeting called to order at 10:00 a.m. Motion made by Carlos Moore and seconded by Carl Castell to approve the minutes of the previous meeting. Motion carried.

ACCOUNTS
PAID OR
PAYABLE:

A motion was made by Carlos Moore and seconded by Carl Castell to approve:

September accounts payable	\$ 25,236.13
September expenditures	\$128,455.22

Motion carried. (A copy of accounts payable and expenditures is on file in the district office).

1MM
GALLON
STORAGE
TANK:

A motion was made by Carlos Moore and seconded by Carl Castell to accept a cash payment and performance bond on the contract for sand blasting the tank. Motion carried.

DEVELOPERS
& DEVELOP-
MENTS
(PIPER):

A recommendation was made by the President of the Board that Don Roy Farley, Charlie Zahn and Gene Urban analyze the total Piper package and determine the parties' obligations thereunder.

PITTSBURG-
DES MOINES
CONTRACT:

A motion was made by W. R. Whitten and seconded by Carl Castell authorizing Charlie Zahn to pursue the Pittsburg-Des Moines contract on a 500,000 gallon elevated storage tank for performance on the contract. Motion carried.

King

PUBLI-
CATION
OF BIDS:

A motion was made by Carlos Moore and seconded by W. R. Whitten, authorizing the advertising for bids on construction of water and sewer project. Bids are to be received on December 11, 1978 at 4:00 p.m. Motion carried.

KING RANCH
WATER LINE:

A motion was made by Carlos Moore and seconded by W. R. Whitten, authorizing Charlie Zahn to negotiate a contract with the King Ranch. Approval was given for plans submitted on a 6 inch water line. Motion carried.

TERRAMAR
CONTRACT:

A motion was made by W. R. Whitten and seconded by Carlos Moore, authorizing Charlie Zahn to proceed with necessary action to collect account in the amount of \$9,000 owed by Terramar. Motion carried.

ORR
SUIT:

Charlie Zahn advised the Board that the case of Orr vs. the District is set for trial on January 15, 1979 at 2:00 p.m.

AMEND
MINUTES
OF 10/2/78:

Motion made by Carlos Moore and seconded by Carl Castell to amend minutes of October 2, 1978 to show the retirement plan becoming effective on November 1, 1978 instead of October 1, 1978. Motion carried.

WATER
USED BY
CITY FOR
FIRES:

A recommendation was made by the President of the Board that each time water is used for fires, either Don Roy Farley or Betty Tow contact the Fire Dept. and find out which pumper was used, what size line and how long water was pumped, in order to determine the amount of billing to the city.

FINANCIAL
REPORT:

Financial report was presented to the Board by Nona Sherrill. (A copy is on file in the district office).

MANAGER'S
REPORT:

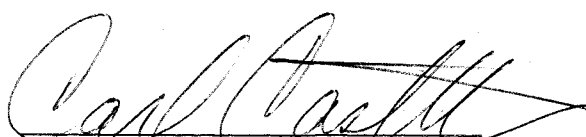
Manager's report was presented by Don Roy Farley. (A copy is on file in the district office).

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 12:00 p.m.

Nueces County Water Control &
Improvement District No. 4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

Guest List - 12-11-78

<u>Name</u>	<u>Organization Representing</u>
Suzanna Rudor	The Beacon
Heugh Spruyn	Trans Tex Supp
R. J. Wimbach, Sr	Carpenter Christy Pipe
William Ashby	P L L CO
Dale Roff	Girard Machinery
Ramiro D. Saenz	maverick Const. Co.
J. L. S. S. S.	Tales
Jim Palmer	Rahan Co
Ray R. Leager	Cades
Steve Jines	CERTAINTEED PIPE
Pat Gray	W. T. Young Construction
Paul Haroon	Coctus
Dick Bowers	Miller Pipe & Supply
JEFF DAVIS	HELDENFELS
Dana A. Bennett	City of Port Aransas
Melvin M. Lint	Island Const
Jim B. M. M.	H. A. Berman
W. H. Muer	Mercer Court Co.
Steve Freshman	South Jetty Newspaper
Mark Grosse	Grosse Realty
Fahn	

Port Aransas, Texas

Water and Sanitary Sewer System Improvements

Nueces County Water Control
& Improvement District No. 4

Bid Security

Addenda Acknowledged

tract "A"

Total Base Bid

Part A

Part B

Part C

Part D

Part E

tract "B"

	Total Base Bid
1.000000	1.000000
2.000000	2.000000
3.000000	3.000000
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Harrick
 Isles Const.
 W. T. Young
 Lefferts
 Mercer
 Cactus
 Chambl Const.
 Co.

MINUTES OF
SPECIAL MEETING

DECEMBER 11, 1978

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

On this the 11th day of December 1978, the Board of Directors for 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:

Vice President	Charlie J. Brown
Secretary	Carl Castell
Director	Carlos Moore
Director	W. R. Whitten

Absent:

President	George S. Hawn
-----------	----------------

Staff:

Manager	Don Roy Farley
Executive Secretary	Nona Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

Guest list attached to minutes.

MINUTES:

Meeting was called to order at 4:00 p.m. A motion was made by W. R. Whitten and seconded by Carl Castell to approve the minutes of the previous meeting. Motion carried.

ACCOUNTS
PAID OR
PAYABLE:

Approval of bills paid or payable tabled at this time.

BIDS FOR
SEWER &
WATER
PROJECT:

Bids on the \$1,935,000 Water & Sewer Project were opened. The following bids were received:

Maverick Constr. - Contract A	\$2,381,113.18
Isles Constr. - Contract A	\$1,559,674.80
W. T. Young Constr. - Contract A	\$1,481,303.50
Heldenfels - Contract A	\$2,153,520.05
Mercer Constr. - Contract A&B	A-\$1,529,075.50
	B-\$ 45,560.00
Cactus Utility - Contract A	\$1,668,984.25
Channell Constr. - Contract B	\$ 99,988.00

A motion was made by W. R. Whitten and seconded by Carlos Moore to table awarding the contract until a study by Urban Engineers of each bid is completed. Motion carried. (Copies of all bids will be on file in the district office).

FINANCIAL
REPORT:

No report at this time.

ATTORNEY
REPORT:

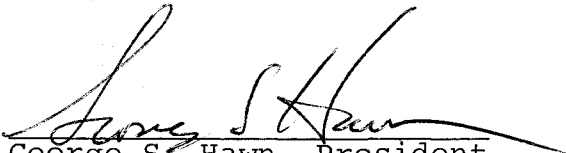
Charlie Zahn advised the Board on the status of the following: Orr vs. District - On 12/1/78 a judgment was received from the Court removing present and past directors from any liability. Trial date set for 1/15/79. Bid was negotiated with Sonny Sandblasting for work on 1,000,000 gallon storage tank. Naylor - negotiations are still in process regarding performance of contract. Duaine & Associates - platt has not been received. Terramar - funds for operation of line have not been received. Board authorized Mr. Zahn to proceed with necessary action against Terramar. Motion carried. Knight - easement still unresolved. State of Texas - Redfish Bay - easement still unresolved. Mercantile Bank is forwarding all funds in excess of the \$41,000 which is kept on deposit with them, to American National Bank for deposit in CD's.

MANAGER'S
REPORT:

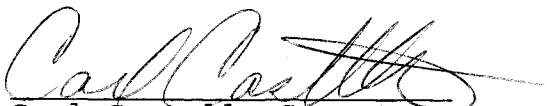
Mr. Farley asked the Board to appoint Daniel Garcia as an inspector for the Nueces County WC&ID#4. A motion was made by W. R. Whitten and seconded by Carl Castell to appoint Daniel Garcia as Inspector for sewer service lines with Nueces County Water Control & Improvement District #4. Motion carried. (A copy of the manager's report is on file in the district office).

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 4:45 p.m.

Nueces County Water Control &
Improvement District No. 4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

Das Trent

§
§ NUECES COUNTY WATER CONTROL AND
§ IMPROVEMENT DISTRICT NUMBER 4

1991

PRESIDENT

VICE PRESIDENT

SECRETARY

DIRECTORS

WHEREAS, it is provided in the Official Statement prepared in connection with the issuance and sale of \$1,935,000 "Nueces County Water Control and Improvement District Number 4 Water and Sewer System General Obligation Bonds, Series 1978," dated September 15, 1978, that the District will furnish the purchaser, as a part of the transcript of proceedings, a certified copy of a resolution of the Board of Directors of said District as of the date of sale of the bonds approving the form and content of the Official Statement and any addenda, supplement or amendment thereto and authorize its further use in the reoffering of the bonds by the purchaser; now, therefore,

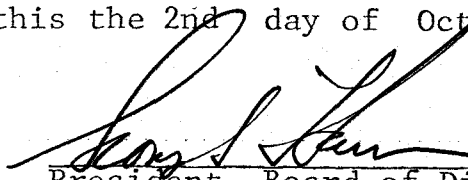
BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER 4: That the form and content of the Official Statement, dated September 5, 1978, and any addenda, supplement or amendment thereto, prepared in connection with the issuance and sale of \$1,935,000 "Nueces County Water Control and Improvement District Number 4 Water and Sewer System General Obligation Bonds, Series 1978" is hereby approved and the further use of said Official Statement in the reoffering of said bonds by the purchaser is hereby approved and authorized.

* * * * *

The above resolution having been read in full, it was moved by Carlos W. Moore and seconded by W. R. Whitten that the same be passed and adopted. Thereupon, the question being called for, the following members of the Board voted "AYE": Directors ~~Ream~~, ~~Ream~~, Castell, Moore and Whitten; and none voted "NO".


The Presiding Officer then announced that the resolution had been finally passed and adopted.

PASSED AND APPROVED, this the 2nd day of October, 1978.



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)

OFFICIAL BID FORM

Honorable President and Board of Directors
Nueces County Water Control and Improvement
District No. 4
Port Aransas, Texas

October 2, 1978

Gentlemen:

Reference is made to your Official Statement and Notice of Sale and Bidding Instructions, dated September 5, 1978, of \$1,935,000 NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4 WATER AND SEWER GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 1978, both of which constitute a part hereof.

For your legally issued Bonds, as described in said Notice of Sale and Bidding Instructions and Official Statement, we will pay you par and accrued interest from date of issue to date of delivery to us, plus a cash premium of \$ 22.53 for Bonds maturing and bearing interest as follows:

<u>Maturity</u>	<u>Interest Rate</u>	<u>Maturity</u>	<u>Interest Rate</u>	<u>Maturity</u>	<u>Interest Rate</u>
9-15-1980	<u>7.25</u> %	9-15-1988	<u>7.25</u> %	9-15-1995	<u>6.00</u> %
9-15-1981	<u> </u> %	9-15-1989	<u> </u> %	9-15-1996	<u>6.10</u> %
9-15-1982	<u> </u> %	9-15-1990	<u>7.25</u> %	9-15-1997	<u>6.20</u> %
9-15-1983	<u> </u> %	9-15-1991	<u>7.75</u> %	9-15-1998	<u>6.30</u> %
9-15-1984	<u> </u> %	9-15-1992	<u>5.60</u> %	9-15-1999	<u>6.40</u> %
9-15-1985	<u> </u> %	9-15-1993	<u>5.75</u> %	9-15-2000	<u>6.50</u> %
9-15-1986	<u> </u> %	9-15-1994	<u>5.90</u> %	9-15-2001	<u> </u> %
9-15-1987	<u>7.25</u> %			9-15-2002	<u> </u> %

Our calculation (which is not a part of this bid) of the interest cost from the above is:

Total Interest Cost	\$ <u>2,360,067.50</u>
Less Premium	<u>22.53</u>
NET INTEREST COST	\$ <u>2,360,044.95</u>
EFFECTIVE INTEREST RATE	<u>6.425858</u> %

Cashier's Check of the City National Bank, Austin, Texas, in the amount of \$38,700.00, which represents our Good Faith Deposit (is attached hereto) or (has been made available to you prior to the opening of this bid), and is submitted in accordance with the terms as set forth in the Official Statement and Notice of Sale and Bidding Instructions.

We agree to accept delivery of and make payment for the Bonds at City National Bank, Austin, Texas, on November 8, 1978, or thereafter on the date the Bonds are tendered for delivery, pursuant to the terms set forth in the Notice of Sale and Bidding Instructions.

Respectfully submitted,

Rauscher, Pierce Securities Corp.

First Southwest Company

Paine, Webber, Jackson & Curtis, Inc.

Loeb Rhoades, Hornblower & Company

By R. J. Daniel
Authorized Representative

ACCEPTANCE CLAUSE

The above and foregoing bid is hereby in all things accepted by the Nueces County Water Control and Improvement District No. 4, this the 2nd day of October, 1978.

ATTEST:

Cal Rauscher
Secretary

Roy S. Han
President

Return of Good Faith Deposit is hereby acknowledged: _____

By _____

MODIFICATION NUMBER 1

TO NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

SOCIAL SECURITY (OASDHI) AGREEMENT

The Employees Retirement System of Texas and the Nueces County Water Control and Improvement District No. 4, acting through its agent designated to execute agreements and instruments providing for participation by Nueces County Water Control and Improvement District No. 4 employees in the plan of Federal Old Age, Survivors, Disability, and Health Insurance, agree to the following change in the original agreement, approved by Nueces County Water Control and Improvement District No. 4 on December 10, 1959, and by the State of Texas on December 18, 1959, and acknowledge the full applicability of the original agreement to the following change:

Item 4: The exclusion from coverage of employees performing services in part-time positions is deleted.

Item 6: The effective date of the change incorporated in Item 4 above is as of January 1, 1975

This Modification is agreed to

by Nueces County Water Control and Improvement District No. 4

(date) Oct 5, 1978

(date) September 26, 1978

By: [Signature]
President, Board of Directors

By: [Signature]
Don Roy Farley, Manager
(Title)

by Employees Retirement System of Texas (date) _____

RECEIVED

OCT 21 1978

E. R. S.

T. J. Compton
Director, Social Security Division

TEXAS COUNTY AND DISTRICT RETIREMENT SYSTEM
SUGGESTED FORM OF DISTRICT PARTICIPATION
ORDER AND MINUTES RELATING TO ADOPTION THEREOF

THE STATE OF TEXAS Ø
COUNTY OF NUECES Ø

On this the 2nd day of October, 1978, the
Board of Directors of Nueces County Water Control & Improvement
(Governing Body) (Name of District) District No. 4
was convened in Special meeting session at 315 S. 9th Street
with the following members present, to wit: District Office

Carlos Moore,
Carl Castell,
W. R. Whitten,
constituting a quorum,
_____,

and at such session, among other proceedings had, the following order
was passed:

"Whereas, the Texas Legislature has established the Texas County
and District Retirement System, pursuant to Section 62 of Article XVI
of the Texas Constitution; and

Whereas, said constitutional provision directs that the governing
body shall determine whether the District shall participate in the
System so established; and

Whereas, this Board of Directors has determined that it is
(Governing Body)
to the public interest that the Nueces County WC&ID#4
(Name of District)

participate in the System, for the purpose of more adequately providing
for retirement of superannuated or disabled employees; it is therefore

ORDERED BY THE Board of Directors OF Nueces Count WC&ID#4
(Governing Body) (Name of

_____,
District)

1. In this order, the respective terms 'deposits', 'employee', 'earnings', 'prior service', 'service', and 'System' have the meanings defined for such term by Chapter 127, Acts, Regular Session, 60th Legislature of Texas.

2. Pursuant to the provisions of Chapter 127, Acts, Regular Session, 60th Legislature, Nueces County WC&ID#4 hereby elects to
(Name of District)
participate in, and to have its employees participate in the Texas County and District Retirement System, such participation to begin and be effective on the first day of October, 1978.

3. All persons who are employees of said District on the effective date of participation prescribed above shall become members of the System and shall be allowed credit for prior service in accordance with the provisions of said Act and the Rules and Regulations of the Board of Trustees of the System. Each person who shall become an employee of the District subsequent to the effective date of participation and who is not already a member of the System, shall become a member at date of his employment, provided he shall at such date be less than sixty (60) years of age.

4. Each employee of Nueces County WC&ID#4 shall make deposits
(Name of District)
to the System for each payroll period at the rate of 7 per centum (7%)¹ of earnings, which deposits shall be withheld by the Executive Secretary of Nueces County WC&ID#4² from the compensation of the employee, in accordance with the Subsection 1, Section IV of the act above mentioned.

5. The District shall make benefit contributions to the System in an amount which for each payroll period is equal to the sum of deposits made to the System by all of its employees for such period.

1 Contribution rate may be four, five, six or seven per cent.

2 Fill in the title of the District payroll officer.

6. The District Executive Secretary³ shall transmit and is hereby directed to transmit monthly (or at such times as the Governing Body may designate) to the Director of the System such payroll and other pertinent information as the Board of Trustees of the System may prescribe, and on or before the fifteenth day of each month shall pay over to the System, on checks or warrants signed by him and by the Manager⁴, the amounts withheld as deposits of members of each payroll period during the preceding month, and the benefit contributions of the District for such periods.

Each employee who claims 'prior service' credit for service performed before the effective date of participation prescribed above shall promptly file with the Manager⁵ a detailed written statement (on such forms as are prescribed by or under the direction of the Board of Trustees of the System) of all such prior service. The Manager⁵ is hereby authorized and directed to verify each such statement of prior service claimed, and upon being satisfied that the same is correct, to certify to the Board of Trustees of the System on behalf of this District, (a) the length of 'prior service' for which credit is allowed by this District to the employee-member (stated in terms of months of such service), and (b) the 'average prior service earnings' of the employee-members, to be computed and reported as directed by the Board of Trustees of the System.

3 Payroll officer.

4 List the other officers who are required by law to sign warrants or checks.

5 Insert title of officer who is to verify and certify prior service records. If more than one, include each officer by title, and specify the function each is to perform for the District in the matter.

The above order being read, it was moved and seconded that the same do pass and be adopted. Thereupon, the question being called for, the following members voted Aye: Carlos Moore, Carl Castell, W. R. Whitten, _____, and the following voted No: _____.

Witness our hands officially this 2nd day of October, 1978.

Carl Castell
Carlos W. Moore
W. R. Whitten

ATTEST:

Ma E. Shumil
Port Aransas, Texas
Executive Secretary

Nueces County W.C. & I.D. #4
 General Operating Fund
 Proposed Budget
 Fiscal year October 1, 1978 To Sept. 30, 1979

				Water	Sewer	Other	Total
1	EXPENDITURES:						
2	PURCHASED SERVICES:						
3	Bulk Water Purchases			\$ 130000.00	\$ - 0 -	\$ - 0 -	\$ 130000.00
4	TOTAL PURCHASED SERVICES						
5							
6	PAYROLL EXPENSES:						
7	Salaries and Wages			\$ 770000.00	\$ 675000.00	\$ 390000.00	\$ 1835000.00
8	Group Insurance Premiums			312000	165000	120000	597000
9	Employer's OASI Tax Expense			545000	432000	312000	1289000
10	Workmen's Compensation Premium			165000	120000	80000	365000
11	Less: Labor Applied to Tap Conn. Exp.			< 400000 >	< 400000 >	- 0 -	< 800000 >
12	TOTAL PAYROLL EXPENSE			832200.00	706700.00	442000.00	1980900.00
13	PROFESSIONAL FEES:						
14	Legal			\$ - 0 -	\$ - 0 -	\$ 60000.00	\$ 60000.00
15	Auditing			- 0 -	- 0 -	30000.00	30000.00
16	Engineering			- 0 -	- 0 -	30000.00	30000.00
17	TOTAL PROFESSIONAL FEES			\$ - 0 -	\$ - 0 -	\$ 120000.00	\$ 120000.00
18	PURCHASED AND CONTRACTED SERVICES:						
19	Legal Notices and Publications			\$ - 0 -	\$ - 0 -	\$ 25000.00	\$ 25000.00
20	Data Processing Services			- 0 -	- 0 -	36000.00	36000.00
21	Contract Labor			15000	50000	- 0 -	65000
22	Repairs & Maint.-System			250000	450000	- 0 -	700000
23	Repairs & Maint.-Water Meters			120000	- 0 -	- 0 -	120000
24	Repairs & Maint.-Equipment			400000	400000	70000	870000
25	Repairs & Maint.-Trucks			100000	50000	- 0 -	150000
26	Repairs & Maint.-Buildings & Grounds			120000	120000	130000	370000
27	Janitorial Services			- 0 -	- 0 -	70000	70000
28	TOTAL PURCHASED & CONTRACTED SERV.			\$ 100500.00	\$ 107000.00	\$ 70000.00	\$ 277500.00
29	CONSUMABLE SUPPLIES AND MATERIALS:						
30	Printing and Office Supplies			\$ - 0 -	\$ - 0 -	\$ 35000.00	\$ 35000.00
31	Fuel and Lubricants			400000	200000	- 0 -	600000
32	Chemicals			50000	650000	- 0 -	700000
33	Small Tools			340000	200000	- 0 -	540000
34	Repairs & Maint.-System			380000	500000	- 0 -	880000
35	Repairs & Maint.-Water Meters			30000	- 0 -	- 0 -	30000
36	Repairs & Maint.-Equipment			125000	230000	- 0 -	355000
37	Repairs & Maint.-Trucks			130000	70000	- 0 -	200000
38	Repairs & Maint.-Buildings & Grounds			100000	100000	30000	230000
39	Other Consumable Supplies			135000	120000	180000	435000
40	TOTAL CONSUMABLE SUPPLIES & MAT'LS.			\$ 169000.00	\$ 205000.00	\$ 56000.00	\$ 430000.00
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PREPARED BY	
APPROVED BY	

Nueces County W.C. & I.D. #4
General Operating Fund
Proposed Budget
Fiscal Year October 1, 1978 To Sept. 30, 1979

	1	2	3	4	5	6	7
				Water	Sewer	Other	TOTAL
1	RECURRING EXPENSES:						
2	Postage			\$ 90000	\$ 40000	\$ 60000	\$ 190000
3	Telephone			-0-	-0-	300000	300000
4	Utilities			-0-	-0-	520000	520000
5	Insurance & Surety Bond Premiums			250000	90000	50000	390000
6	Travel and Per Diem			-0-	-0-	150000	150000
7	Uncollectible Accounts			-0-	-0-	-0-	-0-
8	Freight Expense			35000	150000	15000	200000
9	Rents and Leases-Equipment			30000	100000	84000	214000
10	Rents and Leases-Land			-0-		4900	4900
11	Employee Uniforms			40000	50000	-0-	90000
12	Other Expenses			50000	120000	125000	295000
13	TOTAL RECURRING EXPENSES			\$ 495000	\$ 550000	\$ 5988900	\$ 7033900
14	Tap Connection Expense			\$ 1050000	\$ 900000	-0-	\$ 1950000
15	TOTAL ALL EXPENSES			\$ 15562000	\$ 11637000	13060900	\$ 50259900
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PREPARED BY		
APPROVED BY		

Nueces County W.C. & I.D. #4
General Operating Fund.
Proposed Budget
Fiscal year Oct. 1, 1978 To 9-30-79

	1	2	3	4	5	6	7
				Water	Sewer	Other	Total
1	REVENUE:						
2	Customer Service Fees			\$ 352000.00	\$ 138000.00		\$ 490000.00
3	Disconnect and Reconnect Fees			500.00	- 0 -		500.00
4	Tap Connection Fees			135000.00	42000.00		175000.00
5	Interest on Temporary Investments			- 0 -		55000.00	55000.00
6	Sale of Materials and Supplies					- 0 -	- 0 -
7	Sale of Assets					- 0 -	- 0 -
8	Miscellaneous Revenue					20000.00	20000.00
9	TOTAL REVENUE			\$ 366000.00	\$ 142000.00	\$ 75000.00	\$ 515600.00
10							
11	EXPENDITURES:						
12	Purchased Water Services			\$ 130000.00	\$ - 0 -	\$ - 0 -	\$ 130000.00
13	Payroll Expenses			83220.00	70670.00	44120.00	198010.00
14	Professional Fees			- 0 -	- 0 -	12000.00	12000.00
15	Purchased and Contracted Services			100500.00	107020.00	9000.00	297520.00
16	Consumable Supplies and Materials			16900.00	20500.00	5600.00	43000.00
17	Recurring Expenses			4960.00	5500.00	59887.00	70347.00
18	Tap Connection Expenses			105000.00	90000.00	- 0 -	195000.00
19	TOTAL EXPENDITURES			\$ 255620.00	\$ 116370.00	\$ 130607.00	\$ 502597.00
20	SURPLUS (DEFICIT)			\$ 110380.00	\$ 25630.00	\$ 123102.00	\$ 129010.00
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RESOLUTION AND ORDER FINDING AND DECLARING VOTED BUT
UNISSUED BONDS AUTHORIZED AT AN ELECTION HELD ON
JANUARY 11, 1966 TO BE UNISSUABLE AND CANCELLED

THE STATE OF TEXAS

COUNTY OF NUECES

§

§

§

NUECES COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT NUMBER 4

ON THIS, the 2nd day of . October, 1978, the Board of Directors of the Nueces County Water Control and Improvement District Number 4 of Nueces County, Texas, convened in Special session at the regular meeting place of said Board in said District, the meeting being open to the public and notice of said meeting having been given as prescribed by Article 6252-17, Section 3A, V.A.T.C.S., with the following members being present and in attendance, to wit:

GEORGE S. HAWN

PRESIDENT

CHARLES BROWN

VICE PRESIDENT

CARL CASTELL

SECRETARY

CARLOS W. MOORE

)

DIRECTORS

W. R. WHITTEN

)

and with the following absent: George S. Hawn and Charles Brown; constituting a quorum; and among other business considered at said meeting, a resolution and order was submitted to the Board of Directors for passage and adoption, such resolution and order being as follows:

WHEREAS, pursuant to an election held on the 11th day of January, 1966, tax bonds of the District were duly approved and authorized to be issued in the aggregate principal amount of \$25,000 for the purpose of purchasing the Mustang Beach Water Line; and

WHEREAS, the actual cost of purchasing the Mustang Beach Water Line was less than originally estimated, and, as a result thereof, only \$20,000 in principal amount of the aforesaid bonds were issued by the District (being part of that series of bonds designated "Nueces County Water Control and Improvement District Number 4 Water and Sewer General Obligation Bonds, Series 1966"); and

WHEREAS, by reason of the contract with the voters regarding the issuance of the aforesaid bonds, and the purpose for which same were voted having been accomplished, this Board of Directors hereby finds and determines that the \$5,000 in principal amount of bonds voted but unissued at the January 11, 1966 election for the purchase of the Mustang Beach Water Line shall be declared to be cancelled and stricken from the official records of the District as being authorized but unissued bonds; now, therefore,

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

SECTION 1: That the unissued balance of bonds in the principal amount of \$5,000 approved and authorized to be issued for the purchase of the Mustang Beach Water Line at the election held on January 11, 1966 are hereby officially declared to be unissuable for the purpose voted at said election (the Mustang Beach Water Line having been purchased by the District in 1966) and, therefore, cancelled.

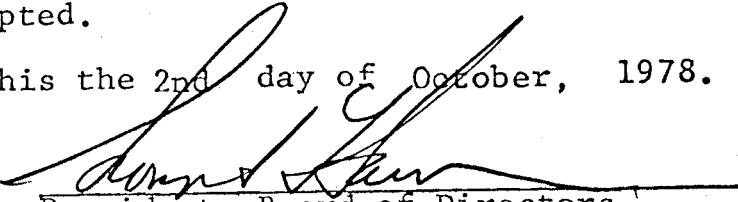
SECTION 2: That proper officials of the District are hereby authorized and directed to notify proper agencies and publications of the State of Texas concerned with, and reporting on, financial matters of the District of this Board's action in officially declaring such voted but unissued bonds to be cancelled and stricken from the official records of the District as being authorized but unissued bonds.

* * * * *

The above resolution having been read in full, it was moved by Carlos W. Moore and seconded by Carl Castell that the same be passed and adopted. Thereupon, the question being called for, the following members of the Board voted "AYE": Directors ~~Moore~~, ~~XXXXX~~, Castell, Moore and Whitten; and none voted "NO".


The Presiding Officer then announced that the resolution had been finally passed and adopted.

PASSED AND APPROVED, this the 2nd day of October, 1978.



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)

MINUTES OF
SPECIAL MEETING
OCTOBER 2, 1978

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

On this the 2nd day of October 1978, the Board of Directors for 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:

Secretary	Carl Castell
Director	Carlos Moore
Director	W. R. Whitten

Absent:

President	George S. Hawn
Vice President	Charlie J. Brown

Staff:

Manager	Don Roy Farley
Executive Secretary	Nona Sherrill
Secretary	Betty Tow
Financial Advisor	Laddie Janecek
Attorney	Charlie Zahn

MINUTES:

Meeting was called to order at 1:00 p.m. with W. R. Whitten presiding. Motion made by Carlos Moore and seconded by Carl Castell to approve the minutes of the previous meeting. Motion carried.

ACCOUNTS
PAID OR
PAYABLE:

There being no outstanding accounts as this time, a motion was duly made and seconded to present accounts at next Board meeting. Motion carried.

BIDS FOR
\$1.9M
TAX
BONDS:

Bids on sale of \$1,935,000 of Water and Sewer General Obligation Unlimited Tax Bonds were opened and read by Laddie Janecek. A motion was made by Carlos Moore and seconded by W. R. Whitten to accept the bid from Rauscher, Pierce Securities Corp. First Southwest Company. Motion carried. Ayes: Moore, Whitten & Castell. Nays: 0 Attested by Carl Castell. (The bids are attached hereto and become a permanent part of these minutes).

VOTED
BUT
UNISSUED
BONDS:

Charlie Zahn presented a resolution to the Board to cancel unissued bonds of the district. A motion was made by Carlos Moore and seconded by Carl Castell to pass the resolution. Motion carried. (A copy of the resolution is hereto attached and becomes a permanent part of these minutes).

BUDGET
1978-79:

W. R. Whitten recommended the budget for 1978-1979 be approved as presented to the Board. Motion made by Carlos Moore and seconded by Carl Castell to approve the budget for 1978-79. Motion carried. (A copy of the budget for 1978-79 is attached hereto and becomes a permanent part of these minutes).

RETIRE-
MENT
PLAN:

The retirement plan is part of the budget for 1978-79. Approximately 7% raise given as part of the retirement plan. Effective ^{11/1/78 (Br)} ~~10/1/78~~. (Copy of resolution is hereto attached and becomes a permanent part of these minutes).

CHANGE
ORDER #2
MUSTANG
ISLAND:

A motion was made by W. R. Whitten and seconded by Carl Castell to approve change order #2 Mustang Island. Motion carried.

DEPOSITORY
BIDS:

Motion made by W. R. Whitten and seconded by Carl Castell to accept the bid from American National Bank. Motion carried. (Copy of bid on file in the district office).

FINANCIAL
REPORT:

No report presented at this meeting.

MANAGER'S
REPORT:

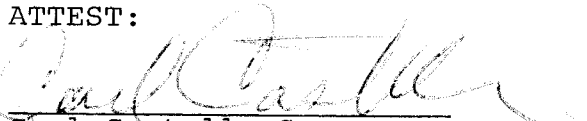
Manager's report was given by Don Roy Farley. (A copy is on file in the district office).

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 1:45 p.m.

Nueces County Water Control &
Improvement District No.4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

MINUTES OF
SPECIAL MEETING
SEPTEMBER 26, 1978

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

On this the 26th day of September 1978, the Board of Directors for 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	George S. Hawn
Vice President	Charles Brown
Secretary	Carl Castell
Director	Carlos Moore
Director	W. R. Whitten

Staff:

Manager	Don Roy Farley
Executive Secretary	Nona Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

Visitors:

Island State Bank	George Gibson
American National Bank	Alfred J. Jones, Jr.
City Hall	Dana Bennett

MINUTES:

Meeting was called to order at 10:00 a.m. Motion was duly made and seconded to waive the reading of the minutes of previous meeting and approve the same, also a motion was made to amend the minutes of August 7, 1978. Motion carried.

ACCOUNTS
PAID OR
PAYABLE:

A motion was made by W. R. Whitten and seconded by Carlos Moore to approve:

August accounts payable	\$ 33,922.53
August expenditures	\$133,655.56

The motion carried. (Copies of accounts payable and expenditures are on file in the district office).

DEPOSITORY
BIDS:

President of the Board called for bids for the depository for the district. The bids were opened and after discussion, upon a motion by Charles Brown and seconded by Carlos Moore, the bids were tabled for review and a recommendation at the next meeting of the Board of Directors. The motion carried with George S. Hawn, President, abstaining. (A copy of each bid received is on file in the district office).

SOCIAL
SECURITY
RESOLUTION:

Don Roy Farley explained the resolution from Employees Retirement System of Texas, which would extend coverage to employees in part-time positions. The effective date of the change would be January 1, 1975. A motion was made by Carlos Moore and seconded by W. R. Whitten to pass the resolution. Motion carried. (A copy of the resolution is attached hereto and becomes a permanent part of these minutes).

APPOINT
TAX
ASSESSOR-
COLLECTOR:

Charlie Zahn recommended to the Board that Roma Woods be appointed joint tax assessor-collector, with the City of Port Aransas and the Port Aransas Independent School District, for the Nueces County Water Control and Improvement District No.4 for the year 1978-1979. A motion was made by W. R. Whitten and seconded by Charles Brown to appoint Roma Woods as joint tax assessor-collector for the year 1978-79 for the district. Motion carried.

INCREASE IN
INSURANCE
RATES TO
EMPLOYEE'S
FAMILY:

After discussion, a motion was made by Carlos Moore and seconded by Charles Brown, that the district would continue to pay the premium for the employee's insurance, but it would be up to each employee to pay for the coverage for his family. Effective October 1, 1978. Yes - Brown, Moore, Whitten. No - Castell. Motion carried.

INCREASE IN
EMPLOYEE'S
CLOTHING
ALLOWANCE:

After discussion, a motion was made by Carl Castell and seconded by W. R. Whitten, that the district would pay 50% of the cost of uniforms, with the employee's paying the other 50% Effective October 1, 1978. Motion carried.

APPROVAL
OF TAX
ROLL FOR
1978-79:

A motion was made by Carlos Moore and seconded by Charles Brown to approve the tax roll for 1978-1979. Motion carried.

208
PLANNING
RESOLUTION:

Paragraph A resolution and implementation statement under the Areawide Waste Treatment Management Plan was read to the Board by Charlie Zahn. After discussion, Carlos Moore moved that same be accepted and that the President and Secretary of the Board be authorized to execute the same. Charles Brown seconded the motion and the motion carried. (A copy of the resolution and implementation plan is on file in the district office).

FINANCIAL
REPORT:

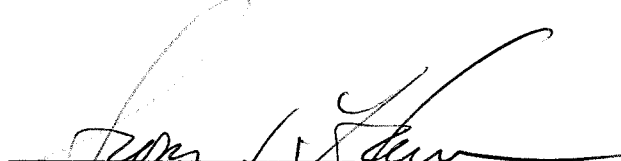
Financial report was given by Nona Sherrill to the Board. A motion was made by Carlos Moore and seconded by Carl Castell to approve same. Motion carried. (A copy is on file in the district office).

MANAGER'S
REPORT:


A motion was duly made and seconded to table the manager's report until the next Board meeting. Motion carried.

There being no further business to come before the Board upon motion duly made and seconded, meeting was adjourned at 12:30 p.m.

Nueces County Water Control &
Improvement District No.4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

A RESOLUTION AND ORDER

THE STATE OF TEXAS:
COUNTY OF NUECES:

WHEREAS, on December 10, 1959, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 duly passed an order appointing S. H. Laws, President, its agent to execute the agreements and instruments necessary to provide Social Security benefits to certain of the employees of the said Nueces County Water Control and Improvement District No. 4 and to carry out the provisions of House Bill 603, Acts 52nd Legislature, R. S. 1951, as amended, and Public Law 734, 81st Congress, ch. 809, 2d, H. R. 6000; and

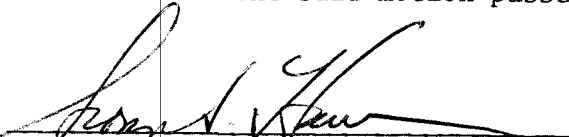
WHEREAS, the said S. H. Laws did, on December 10, 1959, execute an agreement with the State of Texas providing for coverage of all of the employees of the Nueces County Water Control and Improvement District No. 4 except those specifically excluded by law and those engaged in performing services of emergency nature, in part-time positions in positions compensated on a fee basis, and in elective positions; and

WHEREAS, it is deemed advisable and desirable by the Board of Directors of the Nueces County Water Control and Improvement District No. 4 to amend the above mentioned agreement so as to include and provide Social Security coverage for employees of the said Nueces County Water Control and Improvement District No. 4 performing services in part-time positions;

NOW THEREFORE, the Board of Directors of the Nueces County Water Control and Improvement District No. 4 on this 26th day of September, 1978, does hereby authorize George S. Hawn, President,
(Name) (Title)

of the Board of Directors to execute any and all necessary contracts, agreements, and instruments of every kind and character to bring about the desired result of including employees of said Nueces County Water Control and Improvement District No. 4 performing services in part-time positions.

On this 26 day of September, 1978, the above resolution and order was moved to be passed by Director Carlos W. Moore and seconded by Director W. R. Whitten, whereupon a vote of the Board of Directors of the Nueces County Water Control and Improvement District No. 4 was taken and the said motion passed unanimously.



President, Board of Directors



Director


Director



Director



Director



Director

MODIFICATION NUMBER 1

TO NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4

SOCIAL SECURITY (OASDHI) AGREEMENT

The Employees Retirement System of Texas and the Nueces County Water Control and Improvement District No. 4, acting through its agent designated to execute agreements and instruments providing for participation by Nueces County Water Control and Improvement District No. 4 employees in the plan of Federal Old Age, Survivors, Disability, and Health Insurance, agree to the following change in the original agreement, approved by Nueces County Water Control and Improvement District No. 4 on December 10, 1959, and by the State of Texas on December 18, 1959, and acknowledge the full applicability of the original agreement to the following change:

Item 4: The exclusion from coverage of employees performing services in part-time positions is deleted.

Item 6: The effective date of the change incorporated in Item 4 above is as of January 1, 1975

This Modification is agreed to

by Nueces County Water Control and Improvement District No. 4

(date) September 26, 1978

By: Don Roy Farley

Don Roy Farley, Manager
(Title)

by Employees Retirement System of Texas (date) _____

T. J. Compton
Director, Social Security Division

EXHIBIT VI-1

DRAFT RESOLUTION

A RESOLUTION OF THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT #4 (WC&ID#4) INDICATING ITS UNDERSTANDING OF THE 208 FACILITY MANAGEMENT AGENCY DESIGNATION PROCESS AND ITS WILLINGNESS TO PROCEED WITH IMPLEMENTATION OF DESIGNATED RESPONSIBILITIES UNDER THE CORPUS CHRISTI 208 AREAWIDE WASTE TREATMENT MANAGEMENT PLAN.

WHEREAS, the Board of Directors of the Nueces County Water Control and Improvement District #4, recognizes that pursuant to the Federal Water Pollution Control Act, as amended, the Governor shall designate one or more waste treatment management agencies to carry out appropriate portions of an Areawide Waste Treatment Management Plan for the Corpus Christi 208 Planning Area developed under Section 208 (b) of said Act; and

WHEREAS, said designated management agency must have the authority and capability to carry out applicable portions of the Areawide Waste Treatment Management Plan; and

WHEREAS, the designated management agency must indicate its willingness to proceed to carry out its responsibilities as identified in the Areawide Waste Treatment Management Plan.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Nueces County Water Control and Improvement District #4 does hereby agree to accept, assume and carry out certain responsibilities identified in the Corpus Christi 208 Areawide Waste Treatment Management Plan, as provided in Chapter VI (Report IX) of said plan, such responsibilities being attached hereto as Attachment "A" and made a part hereof by reference as though fully set out herein.

NUECES COUNTY WATER CONTROL
AND IMPROVEMENT DISTRICT NO. 4

By _____
George S. Hawn, President

Attest:

Secretary

IMPLEMENTATION STATEMENT

AGENCY: Nueces County Water Control and Improvement District #4 (WC&ID#4)

DESIGNATION:

Wastewater Facilities Management Agency for the district service area.

RESPONSIBILITIES:

To plan, design, construct, operate, maintain and finance wastewater collection and treatment facilities in the district service area. There are no new or modified responsibilities proposed for the district.

SCHEDULE:

Near Term

Ongoing - Operate and maintain existing wastewater facilities in Port Aransas area.

- 1982 - Construct collection system to expand service area on Mustang Island
- Construct new 2.7 MGD contact stabilization treatment plant on Mustang Island.

Long Range

- 1990 - Expand existing Port Aransas treatment plant to 1.76 MGD.
- Expand collection system to accomodate growth in Port Aransas area.

AUTHORITY:

A special district created pursuant to Article XVI, Section 59, of the Constitution of the State of Texas is authorized to engage in wastewater facility management activities. On November 24, 1952, the Commissioner's Court of Nueces County, Texas created the Nueces County Water Control and Improvement District #4 and established same under the terms and provisions of Article XVI, Section 59. Such legal authority specifically includes the following:

<u>208 Requirement</u>	<u>Citation of Legal Authority</u>
Section 208 (c)(2)(C) - To design, construct, operate and maintain treatment works.	TEX. WATER CODE ANN. Sec. 25.021 (1972).
Section 208 (c)(2)(D) - To accept and utilize grants and other funds.	TEX. WATER CODE ANN. Sec. 21.355 (a)(2) (1972).
Section 208 (c)(2)(E) - To raise revenues.	TEX. WATER CODE ANN. Sec. 21.356(b) (1972).
Section 208 (c)(2)(F) - To incur debt.	TEX. WATER CODE ANN. Secs. 51.339, 25.004, 25.051, 25.051(c) (1972).
Section 208 (c)(2)(G) - To insure that each participant pays its proportionate share.	TEX. WATER CODE ANN. Sec. 21.356 (b) (1972).
Section 208 (c)(2)(H) - To refuse to receive wastes of noncompliance.	TEX. REV. CIV. STAT. ANN. Art. 4413(32c).
Section 208 (c)(2)(I) - To treat industrial wastes.	TEX. WATER CODE ANN. Secs. 21.003(4) and (9), 21.356(a).

FINANCING PROGRAM:

The Nueces County WC&ID #4 is currently financing the existing wastewater system operations through user charges based on metered water volume sold.

The approximate average annual debt service on existing bonded indebtedness involving wastewater facilities is \$28,000 on combination tax and revenue bonds of the wastewater system. For the fiscal year ending 9/30/76 (FY 76), the net revenues of the wastewater system available for debt service were approximately \$12,000. Hence, the district is currently using tax revenues to support the debt service of the wastewater system.

As there is no coverage requirement and no statutory tax rate limitation for issuing additional combination tax and revenue bonds, the districts bonding capacity is constrained by the practical limits imposed by the market place.

The costs of the 1982 capital improvements (in 1977 dollars) have been estimated as follows:

	<u>Capital Costs</u>			<u>Annual O&M Costs</u>
	<u>Total</u>	<u>Local Share</u>	<u>Annual</u>	
Construct new treatment plant	\$2,500,000	\$625,000	\$51,000	\$190,000
Construct collection system trunk mains.	<u>1,760,000</u>	<u>440,000</u>	<u>35,000</u>	<u>6,000</u>
	\$4,260,000	\$1,065,000	\$86,000	\$196,000

Annual capital costs are based on the assumption that bonds for the local share (25 percent) would be issued at a 7 percent interest rate and 30-year maturity. Local share (25 percent) may be provided by any appropriate source with Federal regulations governing the Construction Grant Program. The balance of the capital costs for constructing these facilities (75 percent) would be eligible for federal grants under the EPA Construction Grants Program (P.L. 92-500, Section 201). The Nueces County

WCID #4 would be the sponsor for these projects as the designated facilities management agency. No cost estimates were available for the additional collection system facilities other than trunk mains. These additional facilities would probably not be eligible for EPA grants.

Current (FY 76) annual wastewater system O&M costs were estimated to be approximately \$82,000. The annual operating expenses of the wastewater system would be increased by about \$196,000 if the 1982 improvements were implemented (in 1977 dollars).

The required financial results of wastewater operations (in 1977 dollars) after implementing the 1982 improvements could be projected as follows:

Nueces County WC&ID #4
Projected Wastewater Operations
(in thousands of 1977 dollars)

Operating Revenues		\$410
Operating Expenses		
Administration	\$ 18	
Operation and Maintenance	<u>278</u>	<u>296</u>
Net Revenues		114
Debt Service		
Existing	28	
New	<u>86</u>	<u>114</u>
Net Income		<u><u>\$-0-</u></u>

Operating revenues for wastewater operations in FY 76 were approximately \$92,000. With about 850 wastewater customers, the average monthly bill per customer would be about \$9. Population projections for Mustang Island indicate a population of approximately 11,700 persons in 1982. Assuming an average household size of 2.98 persons per household, there could be 3,900 wastewater customers by 1982. With a projected annual

operating revenue requirement of \$410,000 (in 1977 dollars), the average monthly wastewater bill per customer would remain about \$9.

MINUTES OF
SPECIAL MEETING
SEPTEMBER 13, 1978

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

On this the 13th day of September 1978, the Board of Directors for 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:

Director	Carlos Moore
Secretary	Carl Castell
Director	W. R. Whitten
Absent:	
President	George S. Hawn
Vice President	Charlie J. Brown
Staff:	
Manager	Don Roy Farley
Executive Secretary	Nona Sherrill
Secretary	Betty Tow
Attorney	Charlie Zahn

MINUTES:

Meeting called to order at 4:00 p.m. Motion made by Carlos Moore and seconded by Carl Castell to approve the minutes of the previous meeting. Motion carried.

TAX
RATE
1978-79:

Motion made by W. R. Whitten and seconded by Carlos Moore to set tax rate for year 1978-79 at .65¢ per each One Hundred Dollars assessed valuation. Motion carried. Ayes: 3 - Naves: 0. (A copy of the resolution is attached hereto and becomes a permanent part of these minutes).

208 AREA-
WIDE
WASTE
TREATMENT
PLAN:

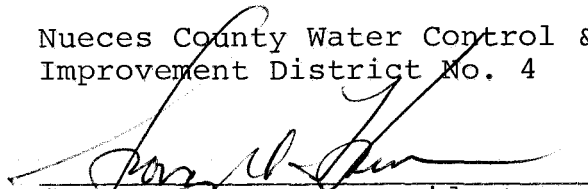
A motion was made by W. R. Whitten and seconded by Carlos Moore to table the resolution until the next Board meeting. Motion carried.

MANAGER'S
REPORT:

Manager's report was given by Don Roy Farley. (A copy is on file in the district office).

There being no further business to come before the Board, upon motion duly made and seconded, meeting was adjourned at 4:30 p.m.

Nueces County Water Control &
Improvement District No. 4

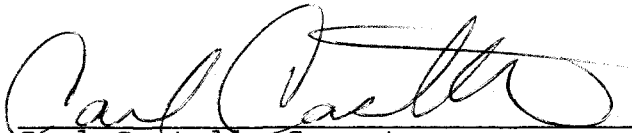

George S. Hawn, President

ATTEST:


Carl Castell, Secretary

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 set
NEW TAX RATE FOR YEAR 1978-79 for the Nueces County Water Control
& Improvement District No. 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 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 13th day of September, 1978.

A handwritten signature in cursive script, appearing to read "Carl Castell", written over a horizontal line.

Carl Castell, Secretary
Board of Directors
Nueces County Water Control &
Improvement District #4

(Seal)

RESOLUTION AND ORDER SETTING NEW TAX RATE FOR YEAR 1978-1979 FOR THE
NUECES COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NUMBER 4

On the 13th day of September, 1978, the Board of Directors for the Nueces County Water Control & Improvement District Number 4, convened in a Special session being open to the public at the regular meeting place thereof in said District, with the following members of the Board present:

Secretary	Carl Castell
Director	Carlos Moore
Director	W. R. Whitten

and the following absent:

President	George S. Hawn
Vice President	Charlie J. Brown

constituting a quorum, and among other proceedings had were the following,

The President of the Board presented a resolution and order setting new tax rate for year 1978-1979.

Minutes of September 13, 1978, reflect new tax rate for year 1978-79.

THEREFORE, The Board of Directors organized a resolution to legally establish the new tax rate for 1978-1979.

The resolution and order was read in full and, after full discussion thereof, W. R. Whitten made a motion that it be adopted. The motion was seconded by Carlos Moore. The motion, carrying with it the adoption of the resolution and order, prevailed by the following vote;

Ayes: 3
Nayes: 0

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

The resolution and order is as follows,

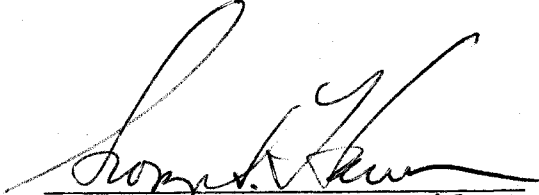
WHEREAS, Nueces County Water Control and Improvement District Number 4 set tax rate for 1978-1979 at .65¢ per each One Hundred Dollars assessed valuation.

AN ORDER LEVYING UPON THE ASSESSED VALUATION
OF THE PORPERTY WITHIN THE NUECES COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NO.4

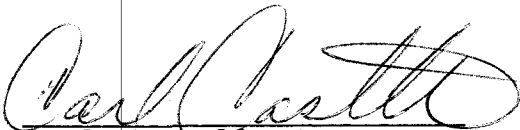
BE IT ORDERED BY THE BOARD OF DIRECTORS OF
THE NUECES COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NO.4 AS FOLLOWS:

There is hereby levied on each One Hundred Dollars
of the assessed value of all property, both real and personal,
within the boundaries of the Nueces County Water Control and
Improvement District No.4, except such property as may be by
law exempt from taxation, a tax rate of .65¢ per each One
Hundred Dollars assessed valuation for the purpose of meeting
the requirements of said district for the fiscal year ending
1978-1979.

PASSED AND APPROVED by the Board of Directors of the
Nueces County Water Control & Improvement District No.4 on the
13th day of September, 1978.


George S. Hawn, President
Board of Directors

ATTEST:


Carl Castell, Secretary

MINUTES OF
SPECIAL MEETING
SEPTEMBER 5, 1978

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

On this the 5th day of September, 1978, the Board of Directors for 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:

Secretary	Carl Castell
Director	W. R. Whitten
Director	Carlos W. Moore

Absent:

President	George S. Hawn
Vice President	Charles Brown

Staff:

Manager	Don Roy Farley
Executive Secretary	Nona Sherrill
Secretary	Betty Tow
Attorney	Charles Zahn
Financial Advisor	Laddie Janesek

MINUTES:

Meeting was called to order at 4:00 p.m. Motion was duly made and seconded to waive the reading of the minutes of previous meeting and approved the same. Motion carried.

ACCOUNTS
PAID OR
PAYABLE:

A motion was made by Carlos Moore and seconded by Carl Castell to approve:

June accounts payable	\$ 36,286.47
June expenditures	\$133,741.15
July accounts payable	\$ 35,466.84
July expenditures	\$141,622.90

and a bill from Truett F. Pritchard & Associates, Inc. for 1978 Appraisal Contract of \$3,840.98. Motion carried. (Copies of accounts payable and expenditures are on file in the district office)

NOTICE OF
SALE OF
BONDS 1.9
WATER &
SEWER:

Resolution was read by Laddie Janesek. After discussion, a motion was made by Carlos Moore and seconded by Bill Whitten to pass resolution authorizing and requesting First Southwest Company to prepare a Notice of Sale and bidding instructions, financial, economic and other data necessary and desirable to attract bids for 1,935,000.00 Water and Sewer General Obligation Unlimited Tax Bonds for Nueces County Water Control & Improvements District #4. Motion carried. (A copy of the resolution is attached hereto and becomes a permanent part of these minutes).

SALARY:

Don Roy Farley introduced the new employee, Betty Tow to the Board members. Mr. Farley recommended a starting salary of \$540 a month. Motion for approval made by Carlos Moore and seconded by Bill Whitten. Motion carried.

DISCOUNT
PAYMENT
ON TAXES:

After discussion of the Board, a motion was made by Bill Whitten and seconded by Carlos Moore to give a 3% discount for payments in the month of October for the 1978-79 Taxes and no discounts for November and December. Motion carried.

FINANCIAL
REPORT:

Financial report was given to the Board of Directors for their review.

MANAGER'S
REPORT:

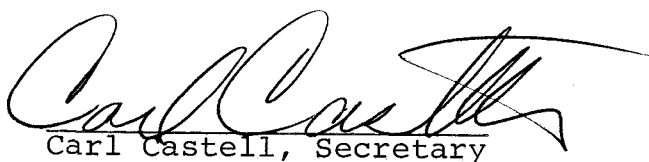
Don Roy Farley asked the Board to authorize him to work with the City of Corpus Christi and the Texas Park & Wildlife on the problems associated with early delivery of water to the Park and requested the Board's authorization be included in the minutes. A motion was made by Carlos Moore and seconded by Bill Whitten to approve request of authorization. Motion carried.

There being no further business to come before the Board, upon motion duly made and seconded, meeting was ajourned at 4:45 p.m.

Nueces County Water Control &
Improvement District No. 4


George S. Hawn, President

ATTEST:


Carl Castell, Secretary

RESOLUTION

WHEREAS, the Board of Directors of Nueces County Water Control and Improvement District No. 4 desires to receive bids for the purchase of its \$1,935,000 Water and Sewer General Obligation Unlimited Tax Bonds, Series 1978; and

WHEREAS, First Southwest Company, Dallas, Texas, has been authorized and requested to prepare a Notice of Sale and Bidding Instructions, Official Bid Form and Official Statement containing financial, economic and other data necessary and desirable to attract bids for said bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF NUECES COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4, PORT ARANSAS, TEXAS:

That the attached Notice of Sale and Bidding Instructions, Official Bid Form and Official Statement relative to \$1,935,000 Nueces County Water Control and Improvement District No. 4 Water and Sewer General Obligation Unlimited Tax Bonds, Series 1978, are hereby approved, both as to form and content, and said First Southwest Company is authorized to distribute said Notice of Sale and Bidding Instructions, Official Bid Form and Official Statement to prospective bidders for, and purchasers of, the bonds.

PASSED AND APPROVED this the 5th day of September, 1978, by the Board of Directors of Nueces County Water Control and Improvement District No. 4, Port Aransas, Texas, convened in Special session with a lawful quorum present.

ATTEST:


Secretary, Board of Directors


~~President~~, Board of Directors