



## **Board Actions – Special Meeting May 20, 2008**

The Brazos River Authority's Board of Directors held a special meeting on May 20, 2008. The following actions were taken:

### **POSSUM KINGDOM LAKE LESSEE PROTECTIONS**

The Board of Directors passed a resolution providing numerous lease and purchase protections to lessees of BRA land at Possum Kingdom Lake. They are:

1. A third-party purchaser must acknowledge and accept the terms and conditions of all existing leases on lands that are part of the sale,
2. the third-party purchaser must maintain the lease rate methodology adopted by the BRA Board in July 2007 for eight (8) years. Rates may be based upon assessed rather than appraised values, at the option of the third-party purchaser,
3. the third-party purchaser must provide each lessee a period of eight (8) years to purchase their leasehold property from the third-party purchaser, or its successor
4. the purchase price of any sale to the lessee will be for the value of the leased land only and will not include the value of improvements such as homes, docks and patios. The cost of the land purchase will be for no more than the fair market value of the unencumbered fee simple estate, and
5. the third-party purchaser will extend the term of any lease as necessary to allow each lessee the full eight-year (8) period of time to purchase their leased lot.

### **POSSUM KINGDOM LAKE SURVEYING SERVICES**

The Board of Directors authorized the General Manager/CEO to negotiate and execute a contract for surveying services at Possum Kingdom Lake for an amount not to exceed \$1,250,000.

### **AMENDMENT TO INTEGRA REALTY RESOURCES**

The Board of Directors passed a resolution suspending all work by Integra Realty Resources DFW, LLP, on its existing contract until further directed by the Board of Directors to proceed.

### **TEMPORARY MORATORIUM ON NEW LEASES**

The Board of Directors passed a resolution effective May 20, 2008 placing a temporary moratorium on entering into new leases, including those requested for financing purposes, during the period in which the Brazos River Authority is considering a sale to a third party purchaser. Leases that expire during the moratorium period will be renewed for one-year extension agreements. The Brazos River Authority will continue to manage requests for new leases for financing purposes made in writing prior to May 20 in accordance with the processes and procedures in place at the time the request was received.

### **REQUEST FOR PROPOSALS**

The Board of Directors authorized the General Manager/CEO to seek proposals from firms having the professional expertise to assist the Brazos River Authority in managing, marketing and evaluating bids for the sale of Brazos River Authority real property interests at Possum Kingdom Lake.

