

**MINUTES OF THE  
HARDIN COUNTY WATER DISTRICT NO. 2  
BOARD OF COMMISSIONERS' MEETING  
October 20, 2020**

The Board of Commissioners of Hardin County Water District No. 2 held its regular monthly meeting on October 20, 2020 at 4:00 p.m. at the Reesor Customer Service Center, 360 Ring Road, Elizabethtown, Kentucky. Present were Commissioners Mike Bell, Tim Davis, John Effinger, Morris L. Miller, and Cordell Tabb. Also present were Amber Pike, Forrest Pollock, Shaun Youravich, Jarrod Benningfield, and Vaughn Williams. Damon Talley attended via conference call. Chairman Bell declared that a quorum was present and called the meeting to order.

**VISITORS**

There were no visitors.

**MINUTES & FINANCIAL REPORT**

The Minutes of the September 15, 2020 Board meeting were reviewed. Motion was made by Commissioner Tabb and seconded by Commissioner Effinger to approve the Minutes as prepared. Motion carried unanimously.

The Financial Report for the month of September was reviewed. Motion was made by Commissioner Tabb and seconded by Commissioner Davis to accept the Financial Report as presented and to authorize payment of the bills that are due and payable at this time. Motion carried unanimously. The Commissioners also reviewed the status of the District's various investment accounts and the long-term debt payment requirements.

**REPORTS**

- 1. Engineering Report – Water.** Vaughn Williams with Kenvirons presented a status report for the City Springs Raw Water Intake Project. The Project is progressing well, but the contractor is behind schedule.

Alternate routes for the location of the water transmission main to connect the proposed Downtown Tank to the District's existing transmission mains near the Hardin Memorial Hospital are still being evaluated.

2. **Departmental Reports.** Shaun Youravich and Amber Pike presented the Departmental Reports.
3. **Project Reports.** Forrest Pollock presented a status report on various small projects which the District is constructing "in house."

## **OLD BUSINESS**

1. **Jenkins-Essex Pay Request.** Upon recommendation of General Manager Youravich, motion was made by Commissioner Davis and seconded by Commissioner Effinger to approve and authorize payment of Pay Request No. 3 submitted by Jenkins-Essex in the amount of \$121,650.64 for the proposed Customer Service and Operations Facility Project. Motion carried unanimously.

2. **Customer Service and Operations Facility Project.** Damon Talley presented a status report on the District's Application for a Certificate of Public Convenience and Necessity ("CPCN") to construct the proposed Customer Service and Operations Facility Project. He anticipates receiving the CPCN before October 30, 2020. (Note: The PSC issued an Order on October 21, 2020 granting the CPCN.)

## **NEW BUSINESS**

1. **T-Mobile Lease Extension Request.** General Manager Youravich presented the request of T-Mobile to extend the term of its existing lease to use the Helmwood Water Storage Tank for its wireless communication equipment. Following a lengthy discussion, the Board took no official action on this request.

2. **Surplus Truck.** Upon recommendation of General Manager Youravich, motion was made by Commissioner Tabb and seconded by Commissioner Miller to declare the District's 2015 Dodge 5500 utility truck, with mileage of 142,467, as surplus and to authorize District Staff to advertise it for sale via a sealed bid process. Motion carried unanimously.

**3. Bond Anticipation Note.** Damon Talley presented a proposed Project Timeline for the construction and interim financing of the new Customer Service and Operations Facility. The District's Bond Counsel and Financial Advisor have recommended that the District issue a Bond Anticipation Note (BAN) to provide the necessary interim financing. Bids will need to be received prior to the December Board meeting and the District will need to adopt a Resolution authorizing the BAN and to consider the bids on the BAN at its December Board meeting. Motion was made by Commissioner Davis and seconded by Commissioner Tabb to authorize the District's Financial Advisor and Bond Counsel to solicit bids from interested financial institutions, as required by the IRS, for consideration by the Board at its December meeting. Motion carried unanimously.

**4. Executive Session.** Motion was made by Commissioner Miller and seconded by Commissioner Davis to go into Executive Session to discuss real property acquisition and sale, pending litigation, potential litigation, and personnel matters involving one or more specific employees. Motion carried unanimously.

**\* \* \* EXECUTIVE SESSION DISCUSSION \* \* \***

Motion was made by Commissioner Miller and seconded by Commissioner Davis to return to open session. Motion carried unanimously. Chairman Bell announced that it would not be necessary to take action concerning any of the matters discussed in Executive Session.

**ADJOURNMENT**

There being no further business to come before the meeting, motion was made by Commissioner Effinger and seconded by Commissioner Miller to adjourn the meeting. Motion carried unanimously.

**HARDIN COUNTY WATER DISTRICT NO. 2**

BY: \_\_\_\_\_  
**Morris L. Miller, Secretary**

Date Approved: \_\_\_\_\_

BY: \_\_\_\_\_  
**Michael L. Bell, Chairman**

**RESOLUTION NO. 2020-10-01**

**RESOLUTION OF THE HARDIN COUNTY WATER DISTRICT NO. 2 APPROVING THE SALE OF REAL ESTATE LOCATED AT 315 RING ROAD, ELIZABETHTOWN, KENTUCKY AND AUTHORIZING CHAIRMAN TO EXECUTE DEED AND CLOSING DOCUMENTS**

**WHEREAS**, Hardin County Water District No. 2 (the “**District**”) is a water district organized under the provisions of KRS Chapter 74;

**WHEREAS**, on April 21, 2020 the District determined that the parcel of real estate located at 315 Ring Road, containing approximately 10 acres, and designated as Lot 1B of the Amended Record Plat of Hughes Commerce Center, Section 2, Lot 1A, as depicted on the plat of record in Plat Cabinet 1, Sheet 6619, in the office of the Hardin County Clerk (the “**Real Estate**”), is surplus property and listed it with Gold Star Realty; and

**WHEREAS**, the highest and best offer on the Real Estate is the offer from Dan Powers Steve Pawley, LLC for the sum of \$1,500,000.00;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE HARDIN COUNTY WATER DISTRICT NO. 2 AS FOLLOWS:**

**Section 1.** The facts, recitals, and statements contained in the foregoing preamble of this Resolution are true and correct and are hereby affirmed and incorporated as a part of this Resolution.

**Section 2.** It is hereby determined and declared to be necessary and in the public interest for the District to sell the Real Estate for the sum of \$1,500,000.00 to Dan Powers Steve Pawley, LLC.

**Section 3.** The Chairman of the District, Michael L. Bell, is hereby authorized, directed, and empowered, for and on behalf of the District, to execute the Deed, real estate Closing documents, and any and all other documents as may be reasonably necessary to effectuate the sale of the Real Estate.

**Section 4.** This Resolution shall take effect upon its adoption.

The Chairman declared the foregoing Resolution duly adopted on October 20, 2020.

**HARDIN COUNTY WATER  
DISTRICT NO. 2**

BY: \_\_\_\_\_  
**Michael L. Bell, Chairman**

ATTEST:

\_\_\_\_\_  
**Morris L. Miller,  
Secretary-Treasurer**

## CERTIFICATION

I, **Morris L. Miller**, Secretary-Treasurer of the Board of Commissioners of **Hardin County Water District No. 2**, do hereby certify that I have the care, custody and control of the official records of said District; the above and foregoing Resolution is a true and correct copy of the Resolution which was adopted by the Board of Commissioners of said District on October 20, 2020 at a regular meeting; that said Resolution has been duly recorded in the minute book of the District; and that said Resolution has not been modified or rescinded and is still in full force and effect.

This 11<sup>th</sup> day of March, 2021.

**HARDIN COUNTY WATER  
DISTRICT NO. 2**

BY: \_\_\_\_\_  
**Morris L. Miller, Secretary-Treasurer**