

**MINUTES OF THE  
GRANT COUNTY SANITARY SEWER DISTRICT  
AUGUST 2023 MEETING**

The August 2023 Meeting of the Grant County Sanitary Sewer District was called to order on August 20, 2023, at 3:00 p.m. at the District Headquarters, One Farrell Drive, Crittenden, Kentucky. Present at the meeting were the following: Chairman Charles Givin, Vice-Chairman Robert Worthington and Commissioners Rodger Bingham, Greg Powell and Michael Duley. Also present were HR Director Ashley Dyer, Dianne Cook, Counsel Thomas R. Nienaber, Mr. Benton Hanson of HMB Professional Engineers, Inc., and Superintendent Paul Harp.

The first order of business was a review of the July 2023 Minutes. After discussion, upon motion of Robert Worthington and second by Greg Powell, it was unanimously,

“RESOLVED: that the July 2023 Minutes be approved as attached.”

The next order of business was a review of the July 2023 Warrants, Maintenance and Operating Account and Profit and Loss Statement. After discussion, upon motion of Michael Duley and second by Rodger Bingham, it was unanimously,

“RESOLVED: that the July 2023 Warrants, Maintenance and Operating Account and Profit and Loss Statements be and the same are hereby approved as attached.”

The next order of business was a report by Counsel Thomas R. Nienaber as follows:

1. Mr. Nienaber gave a status report on the Grant Circuit Court litigation involving the Waller Dam matter. Mr. Nienaber reported that he has not heard anything from any counsel involved in the litigation. Mr. Nienaber stated that he has seen for the first time the attached Report issued by the Energy and Environment Cabinet relating to an inspection that occurred at the Waller Dam on June 1, 2023. A copy of the Report from the Cabinet dated August 1, 2023 is attached. Although a detailed review of the Report has not been made since Mr. Nienaber has just seen the Report for the first time, he will review the Report subsequent to the meeting and contact the District’s counsel regarding this matter. Mr. Nienaber reported that a cursory review of the Report would indicate that the District is not responsible for any of the issues at the Waller Dam. Rather, the issues with the Dam appear to be all regular maintenance related. In fact, at page 2 of the Report, the inspecting engineer, Marilyn Thomas, P.E., opines that:

“Vehicle access to the Dam should be limited to maintenance activities only. Vehicles can damage the structure and are also a public safety issue.”

Grant County Sanitary Sewer District  
Minutes  
August 17, 2023

access way to the Waller Drive Lift Station without any problems. Mr. Nienaber will contact the District's counsel to determine how the District shall move forward in this litigation.

2. Mr. Nienaber presented to the Board the Conditional Commitment Letter, Resolution, Certificate of Cost Base Rates and Auditing Statement, and Grant Assistance Agreement with KIA regarding Grant No. 22-CW-S100 in the amount of \$189,379.00. Mr. Nienaber reported that these documents need to be adopted by the District and fully executed. After discussion, upon motion of Rodger Bingham and second by Robert Worthington, it was unanimously,

“RESOLVED: That Chairman Givin be and he is hereby authorized to execute all attached documents relating to Grant No. 22-CW-S100 in the amount of \$189,379.00.”

3. Mr. Nienaber presented to the Board the Conditional Commitment Letter; Resolution; Certificate of Cost Base Rates and Auditing Statement; and Grant Assistance Agreement with KIA regarding Grant No. 21-CW-S041 in the amount of \$115,085.00. Mr. Nienaber reported that these documents need to be adopted by the District and fully executed. After discussion, upon motion of Michael Duley and second by Rodger Bingham, it was unanimously,

“RESOLVED: That Chairman Givin be and he is hereby authorized to execute all attached documents relating to Grant No. 21-CW-S041 in the amount of \$115,085.00.”

4. Mr. Nienaber reported that the District has filed its Revised Tariff with the Public Service Commission outlining the recently approved rates. As soon as word is received from the Public Service Commission, Mr. Nienaber will report.
5. Mr. Nienaber indicated that nothing new has occurred in the PFAS litigation. If any news is received, Mr. Nienaber will report.
6. Mr. Nienaber inquired as to the status of the Regional Facilities Plan. Mr. Benton Hanson reported that the Regional Facilities Plan is ready for submittal to the Kentucky Division of Water. After discussion, upon motion of Greg Powell and second by Robert Worthington, it was unanimously,

Grant County Sanitary Sewer District  
Minutes  
August 17, 2023

“RESOLVED: That HMB Professional Engineers, Inc., be and the same is hereby authorized and directed to submit to the Kentucky Division of Water the final Regional Facilities Plan as attached.”

The next order of business was a report by HMB Professional Engineers, Inc., Mr. Benton Hanson as follows:

1. Mr. Hanson reported that the Regional Facilities Plan will be submitted to the Kentucky Division of Water. Once that is approved, the District would be in a position to obtain grant funding for the purpose of paying invoices related to the WWTP Project. Mr. Hanson stated that the Chairman and Commissioners should begin lobbying for additional grant funding for the WWTP Project. Mr. Hanson is going to submit the WWTP Project Profile to the KIA in order to obtain a high ranking status for that project.

The next order of business was a report by Superintendent Paul Harp as follows:

1. Superintendent Harp shared with the Commissioners his Supervisor’s Report as attached.
2. Superintendent Harp reported that the VFDs have been installed. Recently, due to weather conditions, the VFDs need to be cooled. Mr. Harp stated that rather than purchasing a special cabinet for the VFDs, he is going to purchase a small storage building equipped with a window. This would allow the District to place the VFDs in a ventilated environment to provide adequate cooling. Mr. Harp reported that generally when temperatures exceed 90 degrees, the VFDs will need supplemental cooling.

The next order of business was a report by Ashley Dyer and Dianne Cook as follows:

1. Dianne Cook reported that the Bullock Pen Water District had issues with third-party bank fraud on one of the Bullock Pen Water District’s bank accounts at Forcht Bank. Dianne Cook reported that the District should purchase M&O Account Protection. This additional protection would cost \$50.00 per month. Dianne Cook was instructed to purchase that protection.
2. Dianne Cook reported that the next meeting is scheduled for September 21, 2023.

There being no further business to conduct, upon motion and second, the meeting was adjourned.

Grant County Sanitary Sewer District  
Minutes  
August 17, 2023

GRANT COUNTY SANITARY SEWER DISTRICT

BY: *Charles Givin*  
CHARLES GIVIN, CHAIRMAN

ATTEST:

*Greg Powell*  
GREG POWELL, SECRETARY