

**MINUTES OF THE
GRANT COUNTY SANITARY SEWER DISTRICT
APRIL 2024 MEETING**

The April 2024 Meeting of the Grant County Sanitary Sewer District was called to order on April 25, 2024, at 2:30 p.m. at the District Headquarters, One Farrell Drive, Crittenden, Kentucky. Present at the meeting were the following: Chairman Charles Givin, Commissioners Rodger Bingham, Greg Powell, Robert Worthington and Michael Duley. Also present were HR Director Ashley Dyer, Dianne Cook, Counsel Thomas R. Nienaber, HMB Professional Engineers, Inc., Mr. Benton Hanson, and Superintendent Paul Harp.

The first order of business was a review of the March Minutes. After discussion, upon motion of Greg Powell and second by Michael Duley, it was unanimously,

“RESOLVED: the March 2024 Minutes be approved as attached.”

The next order of business was a review of the March 2024 Warrants, Maintenance and Operating Account and Profit and Loss Statement. After discussion, upon motion of Robert Worthington and second by Rodger Bingham, it was unanimously,

“RESOLVED: the March 2024 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 reported that there have been no new developments in the Garrison litigation.
2. Mr. Nienaber reported that the second PFAS test confirmed the presence of PFAS in the District’s system. He reported that the Bullock Pen Water District is currently a party Plaintiff in the MDL litigation. Mr. Nienaber reported he communicated with Mr. Sam Wade, PFAS Coordinator with the firm of Napoli & Shkolnik. Mr. Wade reported that the District could join the MDL litigation as a party Plaintiff. Mr. Nienaber expects Napoli & Shkolnik to present a Complaint for the District to sign within the next few days. After discussion, upon motion of Greg Powell and second by Robert Worthington, it was unanimously,

“RESOLVED: Chairman Givin and/or Superintendent Harp be and the same are hereby authorized to execute any and all documents, including a Complaint, in order for the District to join the PFAS MDL litigation after approval of those documents by counsel Thomas R. Nienaber.”

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3. Mr. Nienaber reported that the MDL litigation has recently received another settlement notification from Tyco in the amount of \$750,000,000. This brings the total settlement to \$1,500,000,000. amongst three Defendants, including 3M, Dupont, and Tyco.

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

1. Mr. Hanson reported that the Facilities Plan has been reviewed by the state on April 22, 2024. It was placed on the State's website for public comments where it will remain until May 22, 2024. If there are no comments or inquiries which require a response, the Facilities Plan will then be formally approved by the State. This should occur within 5 weeks. Mr. Hanson reported that the general public is permitted to make comments and inquiries regarding the Facilities Plan. If those public comments require a response, Mr. Hanson will see that is done. A copy of the Facilities Plan has been provided to Superintendent Harp.
2. Mr. Hanson presented to the Board a possible funding summary for the WWTP Project as attached. Rural Development Funding is available at 3.5% based on a 40 year amortization. Assuming a WWTP Project cost of approximately \$6,750,000.00, the annual payment would be \$317,370.00. Kentucky Infrastructure ("KIA") Funding would be available at 2.25% based on a 20 year amortization term. The annual payment for KIA Funding would be \$420,200.00. Market Rate Funding would possibly be available at 2.75% based on a 20 year amortization period the annual payment would be approximately \$440,000.00. There is a possibility that the District would qualify for non-standard rates at 1.25% based upon a 20 year amortization. The annual payment would be \$382,100.00. Mr. Hanson reported that based on the median household incomes in Grant County, the District would probably not be eligible for grants due to the median household income being over the state average. Mr. Hanson received an email from Mr. John Bradley indicating that due to the current Agreed Order in place with DOW regarding the District's current WWTP, there is a possibility that the District would qualify for non-standard financing at 1.25%. Superintendent Harp inquired as to when rankings for various projects across the State were going to be released. Mr. Hanson reported that these rankings are typically published in October with notification to utilities by the end of November or early December. Chairman Givin expressed concern that the District's ability to provide sewer service to new customers and particularly businesses wanting to move to this area is limited because of the limitations of the current WWTP. Superintendent Harp reported that the initial loan for the current WWTP was paid off last year. Chairman Givin suggested that the District work closely with Mr. Hanson in order to develop ways of securing a higher ranking for the District's WWTP Project.

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3. Chairman Givin reported that he received a call from an individual inquiring as to whether or not the District would be interested in selling the sewer system. Chairman Givin stated that he returned the phone call on more than one occasion and has not heard back. In any event, Chairman Givin stated the District should move forward as quickly as possible in securing funding for the new WWTP Project. Commissioner Powell also indicated that it is imperative the District learn what source of financing would be used in order to determine if a rate increase would be necessary to finance the new WWTP Project.

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

1. Superintendent Harp reviewed with the Commissioners his monthly Report as attached.
2. Superintendent Harp reported that the VFD's at Greenview Lift Station have been installed. They should be placed online in the near future.

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

1. Ms. Dyer reported that the District's liability and property insurance coverage through KLC is up for renewal on May 14, 2024. She reported that the increase in premiums is approximately 4.37%. Based on the increase in property values of the District, the coverage through KLC is very good. She also reported that based upon the allocation of costs, the insurance premium should be split 25% to the District and 75% to the Bullock Pen Water District. Upon motion and second, it was unanimously,

“RESOLVED: that Ashley Dyer be and she is hereby authorized to renew the District's property and liability insurance package through KLC with a cost increase for premiums at 4.37%.”

2. Dianne Cook reported that the next meeting is scheduled for May 23, 2024.

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

GRANT COUNTY SANITARY SEWER DISTRICT

BY: 

CHARLES GIVIN, CHAIRMAN

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ATTEST:



GREG POWELL, SECRETARY