

RECEIVED

MAR 11 2013

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF JESSAMINE-SOUTH ELKHORN)
WATER DISTRICT FOR A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY TO)
CONSTRUCT AND FINANCE A WATERWORKS) CASE NO 2012-00470
IMPROVEMENTS PROJECT PURSUANT TO KRS)
278.020 AND 278.300)

**JESSAMINE-SOUTH ELKHORN WATER DISTRICT’S SUPPLEMENTAL RESPONSE
TO THE KENTUCKY PUBLIC SERVICE COMMISSION’S FIRST SET OF
REQUESTS FOR INFORMATION – REQUESTS NO. 2 AND 4**

Comes the Jessamine-South Elkhorn Water District (“Water District”), by counsel, and for its Supplemental Response to Requests No. 2 and No. 4 of the First Set of Requests for Information from the Kentucky Public Service Commission (“PSC”), answer as follows:

The Water District has not completed its investigation, discovery or analysis of all the facts of this case and has not completed preparation for the hearing. Accordingly, all of the following responses are provided without prejudice to its right to introduce at the hearing any evidence that is subsequently discovered relating to the proof of subsequently discovered material facts. Moreover, facts, documents and things now known may be imperfectly understood and, accordingly, such facts, documents, and things may not be included in the following responses. The Water District reserves the right to reference, discover, or offer into evidence at the time of hearing any and all facts, documents and things notwithstanding the initial responses and objections interposed herein. The Water District also reserves the right to reference, discover, or offer into evidence at the time of hearing any and all facts, documents, and things that it does not presently recall but may recall at some time in the future.

GENERAL OBJECTIONS

1. The Water District objects to the Public Service Commission's Requests on the grounds that it seeks disclosure of information protected by the attorney-client, work product, and any other applicable privileges. To the extent that The Water District inadvertently discloses information that may arguably be protected from discovery under attorney-client privilege, the work product doctrine, or any other applicable privilege, such inadvertent disclosure does not constitute a waiver of any such privilege.

2. The Water District objects to the PSC's Requests insofar as they seek information concerning matters unrelated to the subject matter of this Complaint, on the grounds that they are overly broad, unduly burdensome, and seek information that is neither relevant to the subject matter of this Complaint nor reasonably calculated to lead to discovery of admissible evidence.

3. The Water District objects to the PSC's Requests insofar as they seek confidential proprietary and/or trade secret information of the Water District that, if disclosed, could irreparably harm the Water District. Accordingly, the Water District objects to producing any such information absent entry of an appropriate Protective Order.

4. The Water District objects to the PSC's Requests on the grounds that they are not limited in time frame and are overly broad and unduly burdensome because they are more than inclusive of the time period at issue at this case.

5. The Water District objects to the PSC's Requests to the extent that they call for information or documents that are not currently in the Water District's possession, custody or control.

6. The responses set forth below are made without in any manner waiving (1) the right to object to the use of any response for any purpose, in this proceeding or any other action,

on the grounds of privilege, relevance, materiality, or any other appropriate grounds: (2) the right to object to any other documents requests involving or relating to the subject matter of the responses herein; and (3) the right to revise, correct, supplement or clarify any of the responses provided below, at any time.

The General Objections are applicable to each and every one of the following responses and objections, and failure to repeat an objection in response to a specific request shall not be deemed a waiver of the objection. Further, when the Water District specifically repeats one or more of these General Objections in response to a specific request, such specific request cannot be a waiver of these General Objections.

Subject to and without waiving these General Objections, and subject to and without waiving the specific objections noted below, the Water District responds as follows to PSC's Requests for Information in accordance with the Water District's understanding of the fair meaning of those Requests. The respondent or witness for each Response will be shown in bold-faced type following the Response or that portion of the Response for which the individual is responsible.

REQUESTS FOLLOW ON NEXT PAGE

Jessamine-South Elkhorn Water District

Information Request No. 2: Provide the minutes of each meeting of Jessamine-South Elkhorn District's Board of Commissioners in which the purchase of the one acre tract that is the proposed water storage tank site.

Amended Answer: See attached minutes.

[Witness: L. Nicholas Strong]

Jessamine-South Elkhorn Water District

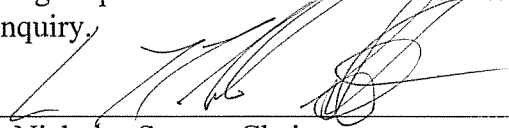
Information Request No.4: Provide a copy of the minutes of each meeting of Jessamine-South Elkhorn District's Board of Commissioners in which the proposed water storage tank site or the need for such tank was discussed.

Amended Answer: See attached minutes.

[Witness: L. Nicholas Strong]

CERTIFICATION

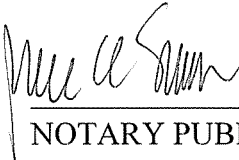
Comes L. Nicholas Strong, Chairman of the Jessamine-South Elkhorn Water District ("District") and after first being duly sworn states that he supervised the preparation of this response on behalf of the District and that the foregoing responses are true and accurate to his knowledge, information and belief after a reasonable inquiry.



L. Nicholas Strong, Chairman

COMMONWEALTH OF KENTUCKY
COUNTY OF JESSAMINE, SCT...

Acknowledged, subscribed and sworn to before me, a Notary Public in and before said County and State by L. Nicholas Strong, Chairman, this the 11th day of March, 2013.

 433 464

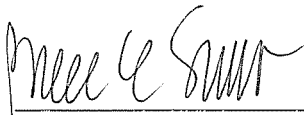
NOTARY PUBLIC NO.

Respectfully submitted,

W. Randall Jones, Esq.
Kentucky Home Trust Building
450 South Third Street
Louisville, Kentucky 40202

and

Bruce E. Smith, Esq.
201 South Main Street
Nicholasville, Kentucky 40356

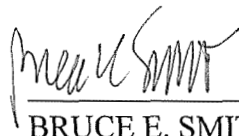


CO-COUNSEL FOR DISTRICT

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Jessamine-South Elkhorn Water District's Responses to Kentucky Public Service Commission's First Set of Requests for Information -- Requests No. 2 and No. 4 was served by UPS Overnight on March 12, 2013 and by e-mail without attachments, this the 11th day of March, 2013, to:

Robert M. Watt, III, Esq.
Stoll Keenon Ogden, PLLC
300 West Vine Street, Ste. 2100
Lexington, KY 40507-1801
robert.watt@skofirm.com



BRUCE E. SMITH

g:\...USEWD\Forest Hills\Certificate Proceeding\Supplemental Response to PSC First Set of Req. Final 0311013

September 3, 2003

The Board of Commissioners of the Jessamine South Elkhorn Water District met on September 3, 2003, with the following Commissioners present: Jerry Haws, George Dale Robinson, Leon Taylor, John Blackford, and Kenneth Noland. John Horne, Christopher Horne, Bruce Smith, Steve Stephenson, Michael Stephenson, Tom Smith, and Diana Clark were also present. Mr. Robinson had to leave the meeting early.

There was a discussion on the automatic payment plan; however, the item was tabled until October so Mr. Smith could check into the liability of the District and whether the District had insurance to cover the liability.

Adrian and Brian Mason addressed the Board with proposals for the overseeing of the operations and maintenance of the Southland Christian Church (SCC) **wastewater pump station**. The two proposals were discussed in length, but no action was taken until the District meets with all parties concerned.

A motion to approve the August bills was made by Mr. Robinson, seconded by Mr. Blackford - approved.

Mr. Horne reported to the Board on the meetings concerning the relocation and transfer of the SCC **wastewater system**. Mr. Horne recommended and the Board agreed the line should be relocated, inspected, and put into service, as well as, the telemetry installed before the District accepts the ownership.

There was a discussion on accepting the idea of the Mason's proposal verses hiring an additional water/wastewater operator.

There was a brief discussion on the revision of the Extension Procedure Packet and a motion to accept the changes was made by Mr. Taylor, seconded by Mr. Blackford - approved.

Mr. Smith passed out a draft copy of the county ordinance on the sewer lines for review and input from the Board.

Mr. Horne reported they were looking at several **tank sites**; however, no commitments or options have been obtained. Mr. Horne stated a 500,000 gallon tank could be placed on the existing tank site, but he was not for sure a million gallon tank would fit. He will have more information at the October meeting.

A motion to accept the minutes of the August meeting was made by Mr. Blackford, seconded by Mr. Taylor - approved.

There was a brief discussion on the request from **Ichthus** to be released to the City of Wilmore. Mr. Horne's recommendation is to deny deletion of the territory.



There was a discussion on the tariff concerning separate meters for lawn irrigation systems. A revised tariff sheet was presented from PSC for review by the Board. A motion to accept the tariff as written by PSC was made by Mr. Blackford, seconded by Mr. Taylor - approved.

A motion to approve the revised lawn irrigation checklist submitted by Mr. Horne was made by Mr. Taylor, seconded by Mr. Noland - approved.

There was a discussion on the **Southeast, Phase 2** project. One item which needs to be addressed is to compile and prioritize a list of the roads which need to be served.

Mr. Smith reported a proposed contract had been submitted to PEH Engineering. The penalty clause on the time frame issue was a question; however, the negotiations were ongoing. A motion to authorize Mr. Smith to negotiate the necessary lines of credit for engineering expenses for design of the **North Jessamine Sewer** project was made by Mr. Noland, seconded by Mr. Blackford - approved. A motion to authorize the signing of the PEH contract was made by Mr. Taylor, seconded by Mr. Blackford - approved.

A motion to authorize the signing of a standard RD contract with Horne Engineering on the **Southeast, Phase 2** project was made by Mr. Taylor, seconded by Mr. Noland - approved.

A motion to cancel the agreement with BGADD and obtain the services of KRWA on the Vulnerability Assessments and Emergency Response Plans was made by Mr. Blackford, seconded by Mr. Taylor - approved.

A motion to retain Mike Besten as auditor for the District was made by Mr. Taylor, seconded by Mr. Blackford - approved.

A letter of request from Bellerive Development Co. for sanitary sewer service for Brannon Crossing was presented. A motion to direct Mr. Horne to respond with a copy of the requirements under the unilocal agreement was made by Mr. Blackford, seconded by Mr. Taylor - approved.

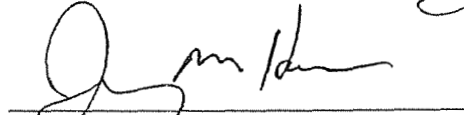
Tom informed the Board of a problem at the property of Dewayne Ingram, 95 Cambridge Ln. A combination of Mr. Ingram sowing some grass in a sinkhole and a culvert has caused a pond which covers several valves. Mr. Horne suggested either opening up the sinkhole or raising the sinkhole and gate valves. Tom was instructed to have a recommendation by the October meeting.

Minutes
September 3, 2003
Page 3

Stephenson Construction's contract was tabled until all Commissioners were present.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



November 5, 2003

The Board of Commissioners of the Jessamine South Elkhorn Water District met on November 5, 2003, with the following Commissioners present: Jerry Haws, Leon Taylor, John Blackford, and Kenneth Noland. John Horne, Christopher Horne, Bruce Smith, Steve Stephenson, Tom Smith, and Diana Clark were also present.

A motion to adopt Resolution WX2113004, Exhibit 2 of the Tobacco Settlement Grant 113004 (Southeast, Phase 2) was made by Mr. Taylor, seconded by Mr. Blackford - approved. The grant application was signed.

A motion to approve the October bills was made by Mr. Blackford, seconded by Mr. Taylor - approved.

Mr. Haws reported that Sue Switzer had agreed to sell the District one acre (\$40,000) for a tank site. A motion to approve the purchase of this lot was made by Mr. Noland, seconded by Mr. Taylor - approved. The District can now proceed with PSC on an impact fee.

Jason Banks addressed the Board with a request for a continuing service letter due to a zone change for Equestrian Woods Country Club. Letter was granted and signed.

Mr. and Mrs. Chuck Ross, Ft. Bramlett, addressed the Board with a request for water service. They were told the grant money was for existing customers, not for development lots. Therefore, they were given a request for an extension packet.

A motion to accept the minutes of the October meeting was made by Mr. Blackford, seconded by Mr. Taylor - approved.

Mr. Claggett, Hunters Ferry Rd, addressed the Board with another request for water service. He was told his road was being considered, but no decision had been made.

Jim Hughes and several engineers from CDP and Palmer addressed the Board with questions on the **Brannon Crossing** sewer development. Mr. Hughes presented two options - 1) installing a pump station and a force main to the treatment facility or 2) upgrading a LFUCG trunk line and using a gravity fed line. It was suggested that they pursue both avenues to determine which is going to be the most advantageous and quickest to complete. The plans would have to be submitted to the District for review and then the District would present the recommendation to LFUCG. Mr. Hughes requested a letter or minutes from this meeting stating the District would provide sewer service to the development. Mr. Smith stated he and Mr. Horne would discuss this and get back in touch with him. After Mr. Hughes' group left the meeting, there was a lengthy discussion on his proposal. Mr. Smith suggested an interim agreement instead of a letter.

A motion to authorize Mr. Horne to write a letter to Planning and Zoning requesting future development on Brannon Road contain utility easements was made by Mr. Taylor, seconded by Mr. Noland - approved.

Minutes
November 5, 2003
Page 2

A motion to authorize Mr. Smith to apply for the KIA, Fund A loan for the North Jessamine Sewer project was made by Mr. Blackford, seconded by Mr. Taylor - approved.

After a review and discussion of the proposed 2004 budget, a motion to accept the budget was made by Mr. Taylor, seconded by Mr. Blackford - approved with Mr. Haws voting against the proposed budget.

Mr. Haws reported to the Board that the District was required to have a certified operator for the sewer district.

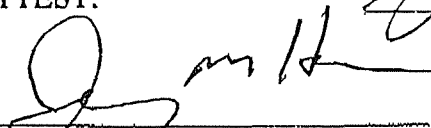
Tom reported that he had talked to Sherman Peel concerning the Ingram sinkhole, but nothing had been resolved to date.

Diana presented updated rate tariff sheets for review by the Board. After a discussion, some adjustments needed to be made and the sheets will be presented again during the December meeting for approval.

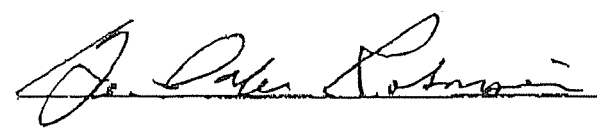
Mr. Horne reviewed the territorial boundaries between the District and the City of Wilmore. The agreement states where Wilmore is presently serving, the District gives to them. If there is no service at present, the property would be served by JSEWD. The District gets everything outside the present corporate limits, Wilmore gets everything inside the present corporate limits. As soon as Wilmore signs the agreement, the District will sign and present to Judge Cassity. (See attachments)

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



March 3, 2004

The Board of Commissioners of the Jessamine South Elkhorn Water District met on March 3, 2004, with the following Commissioners present: Leon Taylor, George Dale Robinson, John Blackford, Kenneth Noland, and Nick Strong. John Horne, Bruce Smith, Christopher Horne, Steve Stephenson, Tom Smith, and Diana Clark were also present.

Jason Banks addressed the Board with a request to sign the final plat for **The Lakes** (formerly known as the **McChesney Farm**). A motion to authorize Mr. Taylor to sign the plat was made by Mr. Robinson, seconded by Mr. Strong - approved.

Mr. Horne requested the signing of the interim agreements for sewer services for **Man O War** and **Brannon Crossing** developments. A motion to authorize Mr. Taylor to sign the agreements was made by Mr. Robinson, seconded by Mr. Blackford - approved.

Mr. Horne presented a proposal from QORE Property Sciences for geotechnical exploration of the Switzer **tank site** in the amount of \$4625. A motion to accept and authorize Mr. Taylor to sign the proposal was made by Mr. Blackford, seconded by Mr. Robinson - approved. Mr. Horne also stated he was working on getting a plat for recording and the encroachment permit which would fulfill the agreement with Mrs. Switzer.

Mr. Horne stated he was completing the **Southeast, Phase 2** application.

Mr. Horne outlined the agreement between Corman-McQueen Golf, Inc and the District for the Parks Lane tank site. He recommended that the connection fees remain at \$150 for each preset meter and the 2/28/92 agreement amount of \$21,875 be applied to the **Harrods Ridge** (formerly Harrods Club) extension invoice. Any cost over the \$21,875 will be paid by Corman-McQueen. Any remaining amount after all reimbursements would be retained by the District. Mr. Horne will present a letter at the next meeting for Board approval.

The April meeting will be changed to the 14th. Randall Wright, the District's insurance agent, will attend that meeting to present options for the health insurance plans.

There was a brief discussion on the invoices for Kevin Kruer and Dontro Farm. Neither responded to the invitation to attend this meeting. The Board instructed Mr. Smith to write letters to each giving ten (10) days from the letter date to pay the invoice or service would be discontinued.

A motion to accept the minutes of the February meeting was made by Mr. Robinson, seconded by Mr. Noland - approved.

A motion to approve the February bills was made by Mr. Blackford, seconded by Mr. Robinson - approved.


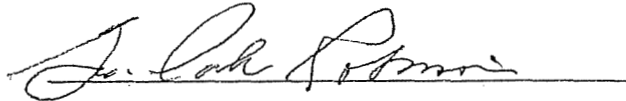
Minutes
March 3, 2004
Page 2

There was a discussion on an aerial flyover requested by PEH on the sewer project location. The cost would be from \$8,000 - \$10,000. This is a line item already approved in their contract; however, PEH needs approval for payment up front, before the design is completed and funding in place, in order to complete the flyover while the leaves are off of the trees. Mr. Smith was instructed to obtain an actual amount for the flyover. A motion to approve the payment for the flyover was made by Mr. Robinson, seconded by Mr. Blackford - approved.

Mr. Horne reported that the **Paddock Shops** had been flushed and tested and needed to complete the punchlist. Tom asked about an existing service on the property which needed to be located. This service needs to remain on the property; however, it needs to be locked.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman

December 7, 2005

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on December 7, 2005, with the following Commissioners present: Nick Strong, George Dale Robinson, John Blackford, Kenneth Noland, and Jerry Haws. Bruce Smith, Christopher Horne, John Horne, Tom Smith, and Diana Clark were also present.

Jason Banks and Barry Mangold, **Barker Farm**, addressed the Board with a request for water service. This extension will be two tracts, each developed by separate owners, Mr. Mangold and C.V. Ethington. A motion to approve the extension contingent on the hydraulic analysis was made by Mr. Haws, seconded by Mr. Noland - approved.

Barry Mangold, **Forest Hills**, addressed the Board with a request for the relocation of the new **tank site**. Mr. Mangold agreed to give the District another suitable piece of property and reimburse the District for expenses already incurred on the existing lot. Mr. Horne recommended that the District consider the request and respond back to Mr. Mangold.

Rachel King, **Stonebridge**, addressed the Board with a request for water service. A motion to approve the extension was made by Mr. Blackford, seconded by Mr. Haws - approved. This extension will solve the problem of serving the Bradshaw property and looping to end of Pacer.

Mr. Sawyer and Mr. Elder, addressed the Board with a concern on an invoice issued for repair of an air relief valve in **Legacy Estates**. After a discussion the Board agreed since the valve was within the box and damage was caused by Sawyer and Elder, they will be responsible for the amount invoiced.

Mr. Smith was instructed to write Sam Sternberg, **Legacy Estates**, a letter giving thirty days to complete the items on the punchlist or the District will make the repairs and bill the developer.

Mr. Strong reported that he was still working on the insurance coverage for the Commissioners.

Mr. Smith reported that the tariff and water user agreements had been worked on by the staff, but drafts would not be completed for at least another month.

Mr. Horne reported that Judge's position was the City should serve Bethany Rd and he would press the City to serve that area.

There was a discussion on the Lowry property on Chrisman Mill and their request for water service. The City currently serves this property. It was suggested that the District serves provided the City releases the entire farm and the City serve Bethany Rd within a reasonable length of time. Mr. Horne suggested before serving that an agreement be signed that one meter serves one house and the Lowry's pay an individual tap fee plus any required extra cost for running a service line to



the property. Mr. Smith was instructed to first contact the City for an agreement. A motion to cover the above conditions was made by Mr. Blackford, seconded by Mr. Robinson - three Commissioners voted yes, two voted no.

A motion to clarify the October motion on Territory Deletion to the **City of Wilmore**, as follows:

It is moved that the boundary agreement between the District and the City of Wilmore, as described by the attached description and as depicted upon the attached diagram, be adopted as an amendment to the November and December, 2003, resolutions of this Board, and further moved that the District's counsel prepare and pursue a Petition to Delete Territory with the Jessamine County Judge-Executive to give effect to this boundary agreement after a formal agreement with Wilmore has been signed.

was made by Mr. Blackford, seconded by Mr. Haws - approved. (See attachments to Minutes)

There was a brief discussion on the **Darley Farm** loop easements. It was suggested that the District perform a pressure test on Tashamingo before the beginning of the project for comparison once the project is completed.

There was a discussion on the District's participation of over-sizing the line in **Forest Hills** to accommodate for the new tank. Mr. Smith is to revise the agreement.

Jeff Peters, **Cave Run Estates**, addressed the Board with a request for approval of the final plat. A motion to authorize the signing of the plat was made by Mr. Blackford, seconded by Mr. Robinson - approved.

There was a brief discussions on setting the fire hydrant on Troy Seale's property.

A motion to approve the minutes of the November meeting was made by Mr. Haws, seconded by Mr. Blackford - approved.

The Commissioners were given the following reports for review: Water loss, Income Statement, Balance Sheet, contractual payables for pre-approval, and Customer Accounts spreadsheet. A motion to approve the November bills and December contractual payables was made by Mr. Robinson, seconded by Mr. Noland - approved.

Mr. Horne reported that the design for the **Unserved Rural Water** project would be completed by spring of 2006.

Mr. Haws stated that Lake Water District in Mercer Co. had approached him with a request to serve River Road. After a discussion it was recommended by Mr. Horne to release the River Rd territory and Mr. Haws was given the authority to notify that district to proceed with a formal request.

There was a discussion on the salary for Commissioners and what had been approved by Fiscal Court.

There was a discussion on **Legacy Estates**. A letter was sent from District #1 stating they were ready to take over this extension. Mr. Smith is going to review the agreement.

There was a question asked if the Commissioners were bonded. Mr. Smith will review this issue.

A motion to re-elect the present officers by acclamation was made by Mr. Haws, seconded by Mr. Robinson - approved - Mr. Blackford voted against the motion.

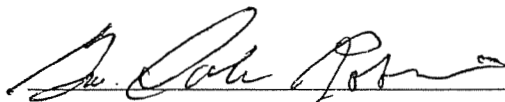
There was a brief discussion on obtaining an office building for the District.

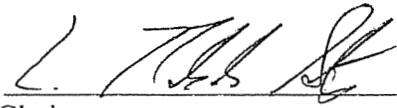
A motion to pay the Treasurer an extra \$200 for services was made by Mr. Haws, seconded by Mr. Strong - approved.

The Commissioners went into Executive Session to discuss Christmas bonuses for the District's employees.

There being no further business to come before the Board, meeting adjourned.

ATTEST:





Chairman

January 4, 2006

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on January 4, 2006, with the following Commissioners present: Nick Strong, George Dale Robinson, John Blackford, Kenneth Noland, and Jerry Haws. Bruce Smith, Christopher Horne, John Horne, Tom Smith, and Diana Clark were also present.

Mr. Horne furnished a copy of the January 3, 2006, Fiscal Court minutes with the motion to approve the pay schedule of \$3600 for the JSEWD Commissioners.

Christian Ach, **Forest Hills**, addressed the Board with the comparison material price list requested. Mr. Ach was asked to allow the Board to discuss the difference and get back in touch with him. Mr. Ach left the meeting at this time. There was a discussion on the difference in the footage of pipe. It was suggested that Horne Engineering verify the correct footage by the February meeting. Mr. Smith was instructed to respond back to Mr. Ach.

There was a discussion on moving the tank site within the **Forest Hills** extension at the request of Barry Mangold. Mr. Horne had looked at the new site and was satisfied with it. He also talked to Mr. Mangold about reimbursing the District for expenses already incurred due to surveying, testing, etc. Mr. Mangold agreed to reimburse the District. Mr. Horne suggested that Mr. Smith prepare an agreement for Mr. Mangold to sign at the February meeting. Mr. Mangold also agreed to pay for the subsurface core drilling. There was a discussion on the access road. Mr. Horne will work out the agreement for the road. A motion to enter into an agreement to move the tank site was made by Mr. Blackford, seconded by Mr. Robinson - approved.

Mr. Smith reported that he had written the letter giving a 30-day deadline for the completion of the punchlist on **Legacy Estates**. Christopher had spoken to the contractor and was assured that it would be completed.

There was a discussion on the agreement for the takeover of **Legacy Estates** by District #1. Since the takeover would leave the JSEWD with a long dead end line, it was suggested that Mr. Noland approach Carl Waits with a request for JSEWD to keep the customers in its territory in order to have a looped line.

There was a brief discussion on the Lowry service on Chrisman Mill. Mr. Smith had talked to the City about giving up the entire farm to the District provided the District service Mr. Lowry. The City was not willing to give up any of their service area. Mr. Lowry had filed a formal complaint with PSC.

Christopher gave an update on the **Darley Farm** loop. They had not submitted the Request for an Extension; however, if they do before the February meeting, Christopher asked permission to submit the plans to Division of Water. The Board agreed. Christopher anticipated that the representatives of the farm would be at the February meeting to discuss the District's cost participation.

Minutes
January 4, 2006
Page 2

A work session for the staff will be scheduled for the near future.

Mr. Smith gave a report on the bonding of Commissioners. Mr. Strong will follow up on quotes.

A motion to approve the December minutes was made by Mr. Robinson, seconded by Mr. Haws - approved.

A motion to approve the December bills and the preapproval of Horne Engineering and Stephenson Construction's bills was made by Mr. Noland, seconded by Mr. Haws - approved.

Kevin Montgomery submitted a written request for an easement release. This was tabled until the February meeting for staff review.


The Commissioners were given the following reports for review: Water loss and contractual payables for pre-approval. Financial statements will not be given until the close of the year.

Christopher presented the preliminary plat for **The Oaks** showing the loops. A motion to sign the plat was made by Mr. Haws, seconded by Mr. Noland - approved.

There was a brief discussion on acquiring a permanent office location

There being no further business to come before the Board, meeting adjourned.

ATTEST: 


Chairman

March 1, 2006

The Board of Commissioners of the Jessamine South Elkhorn Water District met on March 1, 2006, with the following Commissioners present: Nick Strong, George Dale Robinson, John Blackford, and Jerry Haws. Bruce Smith, John Horne, Christopher Horne, Michael Stephenson, Tom Smith, and Diana Clark were also present.

Mrs. Harrison, Burton Ln (**Southeast**), addressed the Board for an update on the water project. She reported the easements, with the exception of Mr. Burton's, had been delivered to Bruce Smith. She was told the design, bid and commencement of construction would be during this year.

Mr. Strong reported on the insurance coverage for the Commissioners. A motion to obtain \$3,000,000 liability coverage and \$1,000,000 EPL coverage was made by Mr. Haws, seconded by Mr. Robinson - approved. Mr. Strong abstained from voting due to his connection with insurance companies.

Mr. Strong presented forms to be completed by each Commissioner for the \$5000 Public Official bond.

There was a brief discussion on the water service for **Darley Farm**. The loop through the farm previously discussed is now a voided issue.

Mr. Smith reported to the Board that **Troy Seale** now refuses to pay his share of the waterline repairs. Mr. Smith had been in contact with PSC and recommended pursuing an administrative process with PSC.

There was a discussion on the relocation of the **tank site**. Mr. Smith will prepare a revised extension contract for **Forest Hills** with the participation items included and a contract on the tank relocation which will be delivered to Mr. Horne to obtain Barry Mangold's signature or instruct him to attend the April meeting in order to settle both issues. The water line easement needed by Mr. Mangold was also discussed due to the modifications made by the Switzer family.

Mr. Smith gave a report on the Letter of Credit from Town Square Bank. Mr. Smith is going to proceed to initiate this program for the District's funds with Town Square.

Mr. Horne reported a procurement for Engineering Services would have to be conducted for the new **tank** project. The ad will run in the Lexington Herald Leader on March 8 and March 15 with the scoring of responses on April 5, 2006.

Mr. Horne reported on a study of the storage within the District and the water demand in some of the more recent subdivisions. This study is being done to evaluate the demand **Forest Creek** would have on the existing District. There was a discussion on the four options presented to the developer for this extension: (1) 12 inch main, (2) maximum looping, (3) onsite storage tank along with options 1 and 2, or (4) direct supply from Wilmore with the onsite storage tank, if needed. The District would choose the option. Christopher recommended waiting until the analysis is completed before contracting with Forest Creek. It was also suggested contacting Ky Am Water and City of Wilmore regarding their positions on the source of water for that area.

Mr. Horne gave a report on the DWSRF for the **Keene Waterline** project. He suggested waiting until the next meeting to make a decision on this project giving him time to complete some of the initial paperwork.



Minutes
March 1, 2006
Page 2

Mr. Strong suggested Horne Engineering give the Board an agenda on the outstanding projects stating approximate time frame for design, bidding, construction, etc.

James Kelley, Mr. Kelley, Bobby Gullette, and Rick Moore, **Forest Creek**, addresses the Board to discuss the proposed project. Mr. Gullette stated the developer is requesting that the District enter into an agreement with City of Wilmore to sell the water to the District. Mr. Haws brought to their attention that Ky Am Water would have to be brought into the discussion since there is a contract with them to supply the water to the District. Mr. Strong also offered the option for a storage tank on site provided by the developer. There was discussion on the time frame of getting agreements and approvals from all involved. The analysis on the four options will be presented at the next meeting. Rick Moore will provide the Board with preliminary development plans. The representatives left the meeting at this time. There was a discussion on the responsibility of all expenses for the project. Mr. Smith is going to prepare a letter putting the developer on notice that all outstanding expenses and all future expenses from the District on this project are the responsibility of the developer until the project is completed. Christopher Horne will contact Ky Am Water.

A motion to approve the amended minutes of the February meeting was made by Mr. Blackford, seconded by Mr. Robinson - approved.

There was a brief discussion on the transfer of **Legacy Estates**. Mr. Strong reported that District #1 was not interested in dividing the subdivision. Mr. Smith will write a letter stating the District is ready whenever they are ready.

There was a discussion on the repairs for 2410 Clear Creek on Stephenson's invoice. The Board agreed that the phone company should be billed for reimbursement of charges.

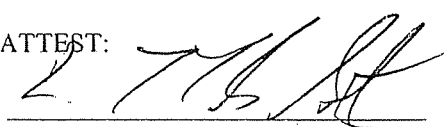
A motion to approve the February bills and pre-approval of contractual bills was made by Mr. Haws, seconded by Mr. Robinson - approved.

The following reports were presented to the Board for review: Water Loss, Summary of Accounts Receivable Transactions, Check Register, and Income Statement. Other financial statements will be presented after the annual audit closing for 2005.

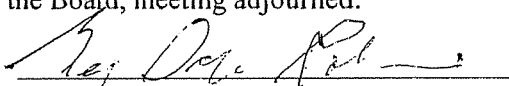
A request was sent in to allow Blue Grass Energy to move their lines into the District's easement at the back of 14 Court of Champions. Tom was instructed to check it out and contact Blue Grass Energy to keep their lines on one side of the District's easement provided the move did not impact the District's water lines.

Mr. Horne was instructed to re-evaluate the cost of completing a hydraulic analysis.

There being no further business to come before the Board, meeting adjourned.

ATTEST:


Chairman



April 11, 2006

Special Board Meeting

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met at 9:00 AM on April 11, 2006, with the following Commissioners present: Nick Strong, John Blackford, J F Hall, and Jerry Haws. Bruce Smith, Tom Smith, and Diana Clark were also present.

Randall Wright, insurance agent, addressed the Board with quotes for the renewal of employee health and life insurance coverage due May 1st. A motion to remain with John Alden was made by Mr. Haws, seconded by Mr. Blackford - approved.

The meeting was called to review the Engineering Procurement for the **Elevated Storage Tank Project**. The sealed Statements of Qualifications were opened at 9:30 AM by Mr. Haws and distributed to the Commissioners present. Each Commissioner reviewed and confidentially scored the two applicants. The scoring sheets were collected and tallied. Based on the scores a motion was made at 10:45 AM to award the engineering services to Horne Engineering Inc. The motion was made by Mr. Haws, seconded by Mr. Blackford - approved.

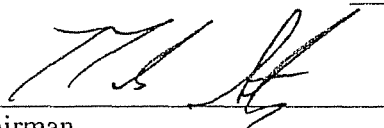
There was a discussion on the system service fee to assist in paying for the new elevated storage tank.

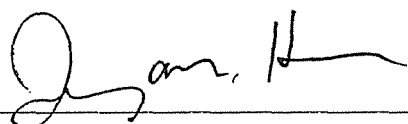
There was a discussion on the conveyance of **Legacy Estates** to District #1. JSEWD is sending a letter to the customers of Legacy explaining the situation. The Board agreed to bill District #1 for the hydrant flow testing, but not for any of the legal fees for the transfer.

There was a discussion on the invoice for legal charges for **Darley Stud Farm**. The Board agreed to void the legal charges of \$468.75 from their invoice since an interim agreement had not been signed.

The meeting adjourned at 11:00 AM.

ATTEST:


Chairman


Secretary

May 3, 2006

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on May 3, 2006, with the following Commissioners present: Nick Strong, George Dale Robinson, John Blackford, J F Hall and Jerry Haws. Bruce Smith, John Horne, Christopher Horne, Steve Stephenson, Tom Smith, and Diana Clark were also present.

Mike Besten, auditor, addressed the Board to review the 2005 annual audit.

Bobby Gullette and representative of **Forest Creek** addressed the Board with an update on the project. Christopher Horne gave a report on the hydraulic analysis. The study concluded that service from the City of Wilmore would be more feasible with a proposed storage tank and pump station. The contract for water service between JSEWD and City of Wilmore is a work in progress.

Mr. Horne stated the application for the **Keene Project** has been submitted and depending on the DWSRF ranking, the project should be ready to go to bid by May, 2007.

The signed agreement with Barry Mangold concerning the **tank site** has not been returned.

The Archaeological Survey report, **Unserved Rural Water Project**, should be submitted by the June meeting.

Mr. Strong gave a report on the PSC response to the submittal of the System Development Charge. There was a discussion on the implementing of this charge to the Northwest customers as they request water service.

Mr. Smith gave a report on the KAWC contract amendment to increase the amount of water they would sell to us. He has not received a response back from them. Christopher is going to see if he can get anything from them.

There was a discussion on the Lowery PSC complaint to obtain water service. The main house and tenant house on the Lowery property is already being served by the City of Nicholasville. The City did not want to relinquish the entire Lowery farm to the District. Due to the past history of the service line between the tenant house and trailer, the City did not want to serve the portion of the property in question. There was also a political item concerning Bethany Rd which needed a response. Mr. Smith will respond back to PSC with answers to their questions.

Mr. Horne reported that a grant of \$80,000 had been awarded to extend the water line down **Tankersley Lane**.

There was a discussion on the water loss.

A motion to approve the minutes of the March 29th meeting was made by Mr. Blackford, seconded by Mr. Haws - approved.

The Commissioners were given the following reports for review: Water loss, Income Statement, Balance Sheet, contractual payables for pre-approval, and Customer Accounts summary.



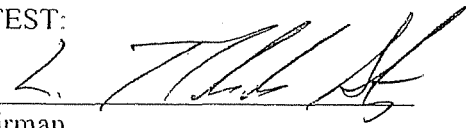
Minutes
May 3, 2006
Page 2

A motion to approve the April bills and pre-approve the contractual payables was made by Mr. Robinson, seconded by Mr. Hall - approved.

Diana reported that the final readings had been taken on **Legacy Estates** and the customer histories and plat would be copied to turn over to District #1. The Board agreed to waive all expenses incurred with the conveyance and the Deed was signed by the Chairman.

There being no further business to come before the Board, meeting adjourned.

ATTEST:


Chairman



June 7, 2006

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on June 7, 2006, with the following Commissioners present: Nick Strong, George Dale Robinson, John Blackford, J F Hall and Jerry Haws. John Horne, Michael Stephenson, Tom Smith, and Diana Clark were also present.

Jennifer Patterson, BGADD, addressed the Board with project profiles to update. Mr. Horne took the list and will update and respond back.

David Carlstedt, **City of Wilmore**, addressed the Board concerning the Water Purchase Agreement. There was a discussion on the rate schedule and the connection fee per customer. The City of Wilmore's current policy is to collect the fee prior to customer obtaining a building permit. A motion to adopt the Agreement was made by Mr. Haws, seconded by Mr. Robinson - approved. The COW is then to publish the Agreement as a City Ordinance before submitting to PSC.

Rick Moore, **Renaissance Run**, addressed the Board to find out what needed to be completed. A copy of the signed interim agreement had been turned in, but the contract was missing a page so could not be turned over for signature. A motion to approve the extension was made by Mr. Blackford, seconded by Mr. Hall - approved.

Mr. Horne made a recommendation to the Board to give Barry Mangold a deadline on signing the **tank** relocation agreement.

Mr. Horne reported the Archaeological Survey (**Unservd Rural Water Project**) should be completed within the month.

Mr. Horne presented an ongoing projects list and will provide an update monthly.

There was a brief discussion concerning the **Tankersley Ln** project. Mr. Horne anticipated this going in as a change order on the **Unservd Rural Water Project** provided the necessary paperwork is submitted.

A motion to approve the minutes of the May 3rd meeting was made by Mr. Robinson, seconded by Mr. Blackford - approved.

A motion to approve the May bills and pre-approve the contractual payables was made by Mr. Robinson, seconded by Mr. Hall - approved.

The Commissioners were given the following reports for review: Water loss, Income Statement, Balance Sheet, contractual payables for pre-approval, and Customer Accounts summary.

Tom reported that Judge Cassity had requested a fire hydrant on Sugar Creek be moved at the County's expense.

There being no further business to come before the Board, meeting adjourned.

ATTEST:

Chairman

July 5, 2006

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on July 5, 2006, with the following Commissioners present: Nick Strong, George Dale Robinson, John Blackford, J F Hall and Jerry Haws. Bruce Smith, John Horne, Christopher Horne, Tom Smith, and Diana Clark were also present.

Mr. Smith reported that the **City of Wilmore** Purchase Agreement had been submitted to PSC. Mr. Horne questioned whether it should have been submitted along with a tariff package. Mr. Smith is going to contact PSC on this issue. There was some questions on the coordination of collecting the \$1000 COW connection fee which will be worked out with the City at a later date.

There was no contact with Barry Mangold concerning the relocation of the **tank site** agreement. Mr. Horne suggested contacting Mr. Mangold with a deadline for signing the agreement or void the transaction. A motion to authorize Mr. Horne to contact Mr. Mangold was made by Mr. Robinson, seconded by Mr. Blackford - approved.

Mr. Smith reported that he had not received any word that the Lowery's had responded to the PSC notice.

Mr. Smith had not received word back from KAWC on the contract amendment.

A motion to approve the **Renaissance Run** extension and sign the contract was made by Mr. Blackford, seconded by Mr. Hall - approved.

There was a discussion on setting up a Depreciation Account. Mr. Smith suggested contacting KRWA and Mike Besten for guidance.

A status report was given on the ongoing projects.

Mr. Smith and Mr. Horne made comments on the PSC response to the System Development Charge (SDC). Mr. Horne will respond back to PSC.

There was a discussion on the water meters and electric transformers on opposite lot lines. A motion to establish a tariff to enforce the policy set by the District not to allow water services to be placed on the same lot line with the electric transformers was made by Mr. Robinson, seconded by Mr. Blackford - approved.

Mr. Horne presented a Project Profile Summary.

Mr. Horne suggested starting the process of acquiring easements for the **Unservd Rural Water Project**. A motion to appoint Mr. Smith as the attorney and prepare the easement for the project was made by Mr. Haws, seconded by Mr. Robinson - approved.

There was a discussion on the issue of River Rd (**Unservd Rural Water Project**). Mr. Horne stated a 6" main line could not be installed without the added expense of digging up and resurfacing a large portion of the road. One suggestion was to rock saw a trench and place a 2" service line which would not provide fire protection to the customers. The line would be a dead-end line which would create problems of stale

water due to so few customers on the line. The District has a policy to not allow anything less than a 6" main. Mr. Horne is going to poll the customers pertaining to this line to see if they are planning to use the water when available. The signed agreement with these customers would be a 2" line and no fire protection.

A motion to hire Carryn Lee, KRWA, to assist with the development of a **System Development Charge** and wastewater rates was made by Mr. Blackford, seconded by Mr. Robinson - approved.

A motion to hire Horne Engineering as the engineer for the **US 68 Relocation Project** was made by Mr. Blackford, seconded by Mr. Robinson - approved.

A motion to approve the minutes of the June 7th meeting was made by Mr. Robinson, seconded by Mr. Blackford - approved.

There was a discussion on the prior authorization for **Stephenson Construction** to perform tie-ins for extensions. The Board authorized a written notice to Steve.

Mr. Horne recommended lowering of the 12" main to serve the **Keene Manor** project and subsequently coordinating the tie-in be performed by Dix and Associates due to equipment needed, timing, and scope of procedure. A motion to authorize Horne Engineering to negotiate with Dix to lower the line for the Keene Manor extension's primary entrance was made by Mr. Haws, seconded by Mr. Robinson - approved.

A motion to approve the June bills and pre-approve the contractual payables was made by Mr. Hall, seconded by Mr. Haws - approved.

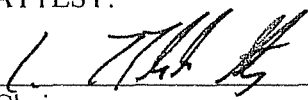
The Commissioners were given the following reports for review: Water loss, Income Statement, Balance Sheet, contractual payables for pre-approval, and Customer Accounts summary.

A motion to designate Diana Clark as project administrator for the **Tankersley Lane** Extension was made by Mr. Haws, seconded by Mr. Robinson - approved.


Mr. Smith presented a Cambridge East, Phase 2 easement release.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



August 2, 2006

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on August 2, 2006, with the following Commissioners present: Nick Strong, George Dale Robinson, John Blackford, J F Hall and Jerry Haws. Bruce Smith, Christopher Horne, Tom Smith, and Diana Clark were also present.

Mr. Smith reported that PSC was about to respond back to the District concerning the **City of Wilmore** contract. Jerry Wuetcher's suggestion was to wait for the response before submitting a tariff.

There was a discussion on the Barry Mangold agreement concerning the **tank** relocation. PSC did respond back that the Application for System Development Charge (Case # 2006-00156) for the new tank was denied and the case is closed. A contingent motion to authorize Chairman Strong to sign the **Forest Hills** contract after meeting with Mr. Mangold to reach an agreement on the tank location was made by Mr. Haws, seconded by Mr. Robinson - approved. Mr. Smith is to request a meeting with Mr. Mangold to discuss the agreements and easements.

Mr. Smith reported that PSC received a late reply from the **Lowery's** and have not responded back to the District as of this date.

There was a discussion on the setup of Depreciation Accounts. Mr. Smith reported that Mike Besten stated funds could be transferred to a depreciation account and designated for a specific purpose. This would not make these funds restricted; however, they would not be as readily accessible. The funds would be moved from current assets to long term assets on the balance sheet. Mr. Besten's recommendation was 30-40% of the Accumulative Depreciation be set aside into these accounts. He also suggested passing a resolution reflective in the minutes stating the purpose of these funds. These would be self-imposed restrictions on the funds and may not be recognized by PSC. It was suggested to review the current status of the Citizens loan and compare to the investment returns before making a decision.

There was a discussion on the tariff covering the water meters vs. electric transformers. Mr. Smith will prepare the tariff and present in September.

There was a discussion on the additional surveying required for the **Unserved Rural Water Project**. A motion to amend the existing engineering contract to include the additional surveying services was made by Mr. Blackford, seconded by Mr. Robinson - approved.

Mr. Smith stated the COW/JSEWD Boundary Public Hearing will be scheduled in September.

Mr. Smith will submit an Attorney Contract for the **Unserved Rural Water Project** in September.

Mr. Haws requested a list of roads included in the **Unserved Rural Water Project**.

A motion to approve the minutes of the July 5th meeting was made by Mr. Haws, seconded by Mr. Hall - approved.

A motion to approve the July bills and pre-approve the contractual payables was made by Mr. Blackford, seconded by Mr. Robinson - approved.

The Commissioners were given the following reports for review: Water loss, Income Statement, Balance Sheet, contractual payables for pre-approval, and Customer Accounts summary.

Minutes
August 2, 2006
Page 2

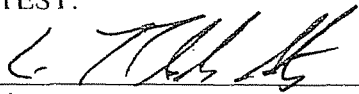
There was a discussion on the overtime equipment charges on the Stephenson Const invoice. This item will be discussed at the time of the contract renewal.

Tom reported to the Board that the District had been inspected by PSC and DOW with no deficiencies.

The final plat for **Renaissance Run** was presented for signature by the Chairman.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman

June 6, 2007

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on June 6, 2007, with the following Commissioners present: Nick Strong, George Dale Robinson, John Blackford, Jerry Haws, and J F Hall. Bruce Smith, John Horne, Christopher Horne, Tom Smith and Diana Clark were also present.

Rick Moore, **Indian Falls Estates**, addressed the Board with a request for a new extension. Mr. Moore was told to obtain a release in writing from the City of Nicholasville before the District could consider this extension request.

There was a brief discussion on the new connection fees tariff. A notice will be published in the Jessamine Journal according to regulations.

Mr. Horne reported that several items needed to be signed for the **Keene Reconstruction Project**. Each Commissioner was given a summary of the bid status. There was a brief discussion on the process of awarding the bid. A questionnaire was sent to the low bidder which will be reviewed before awarding. The project will go before the KIA committee for approval June 21st. A motion to authorize the signing of the Notice of Intent, Project Review and Cost Summary was made by Mr. Robinson, seconded by Mr. Blackford – approved.

The July meeting will be moved to June 27th due to the July 4th holiday. A notice will be published in the Jessamine Journal.

Mr. Horne reported the easement for **Renaissance Run** had been signed. A motion to accept this extension contingent on signing of the Deed of Conveyance and payment of the invoice was made by Mr. Haws, seconded by Mr. Hall – approved.

Mr. Horne reported on the **Henry Ln** easement. Mr. Henry has refused to sign an easement allowing water service to potential customers. Mr. Smith was instructed to ask Mr. Henry if he will sign the easement and if not, he should proceed with condemnation. This project is not a part of any other project. A motion to authorize Mr. Smith to proceed to obtain the easement was made by Mr. Haws, seconded by Mr. Robinson – approved.

1:30 PM – Representative of the bidding contractors and Dave Ewen, BGADD joined the meeting. The bids for the **Unservd Rural Water Project** were opened. Four bids were presented with D F Bailey Inc submitting the lowest bid. Other bidders were K Carrender Construction, Silver Oaks Ventures, and Smith Contractors Inc.

A motion to authorize the signing of **The Oaks** waterline extension contract was made by Mr. Blackford, seconded by Mr. Hall – approved.

Mr. Horne reported that the District needed to obtain User Agreements for Ben Wilson on Hwy 169 and Ebenezer Church on Ebenezer Ln for the **Keene Waterline Project**.

A motion to adopt the requirements for as-built submittals was made by Mr. Hall, seconded by Mr. Robinson – approved.

A motion to authorize the signing of the preliminary plat for **Stonebridge** was made by Mr. Haws, seconded by Mr. Hall – approved.



There was a discussion on re-visiting the issue of a new **tank**. Mr. Smith was instructed to contact Tom Buford in regard to obtaining state funding versus an impact fee to build a new tank.

A motion to reclassify \$320,000 from Cash to Restricted Reserve was made by Mr. Haws, seconded by Mr. Robinson - approved.

There was a brief discussion on the billing software update. It was agreed upon to wait until after moving the office to make a decision.

There was a brief discussion on the Sawyer Elder invoice regarding repairs on an air relief valve. The Board stated the amount would stand as invoiced.

There was a discussion on the maintenance contractor's agreement which will be up for consideration. A dress code is one item under consideration to add to the agreement.


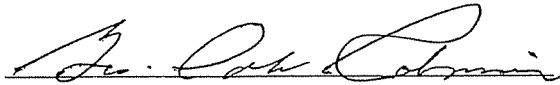
A motion to approve the minutes of the May meeting was made by Mr. Robinson, seconded by Mr. Hall - approved.

A motion to approve the May bills and pre-approve the contractual payables was made by Mr. Haws, seconded by Mr. Hall - approved.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, contractual payables for pre-approval, Water Loss, and Customer Accounts summary.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman

March 5, 2008

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on March 5, 2008, with the following Commissioners present: Nick Strong, George Dale Robinson, John Blackford, Jerry Haws and J F Hall. Bruce Smith, John Horne, Christopher Horne, Tom Smith and Diana Clark were also present.

There was a discussion on the **Henry Lane** condemnation. No alternate access was presented at this time.

There was a discussion on several road extensions within the **Unservd Rural Water Project**. It was suggested if funds are available at the completion of the project, Collier Lane should be priority on the list.

Mr. Smith stated the **Leak Adjustment Tariff** had been submitted to PSC.

Mr. Strong reported that he had talked to KACo concerning the District's coverage. KACo suggested to evaluate all structure values on the policy.

Mr. Strong reported on obtaining the Farmers Bank building for the District's new office location. A motion to instruct Horne Engineering to perform a site survey was made by Mr. Robinson, seconded by Mr. Hall – approved.

A motion to approve Pay Estimate #5 for B P Pipeline (**Keene Reconstruction**) was made by Mr. Robinson, seconded by Mr. Blackford – approved.

A motion to approve Pay Estimate #5 for D F Bailey (**Unservd Rural Water**) was made by Mr. Hall, seconded by Mr. Haws – approved.

There was a discussion on the **US 68** bids. Mr. Horne requested qualifications and references from the three low bidders. A motion to authorize the Chairman to sign the agreement with the State Highway Dept allowing the relocation of the lines was made by Mr. Blackford, seconded by Mr. Hall – approved. Also, there was a discussion concerning easements on the project. Mr. Horne asked the Highway Dept if **condemnation of an easement** became an issue, would the cost be reimbursable to the District. Mr. Horne was told by Don Lawson that the District would be reimbursed for the cost of acquiring those easements. Mr. Horne requested that Mr. Smith contact Mr. Lawson to obtain a written confirmation of the above stated reimbursements plus court costs on condemnations. A motion to authorize condemnation of an easement when necessary on State Highway projects with reimbursement costs to the District was made by Mr. Haws, seconded by Mr. Robinson – approved. An amendment to this motion to include placement of easements off right-of-way prior to condemnation was made by Mr. Robinson, seconded by Mr. Blackford – approved.

The Board agreed that a **condemnation policy** for easements other than State Highway funded projects should be on a case by case basis.

April 8th, 10:00 AM, was set for a presentation by American Flow to approve their items (hydrants, gate valves, etc) to be used by the District.

April 9th was set for the monthly meeting due to Spring Break.



A motion to authorize the Chairman to sign Eligibility Certificate, Environmental Application and Debarment Certification forms to submit to RD for the **Catnip Hill Tank** was made by Mr. Robinson, seconded by Mr. Blackford – approved. A motion to authorize the construction of a one-million gallon elevated storage tank on the Catnip Hill Property and instruct Horne Engineering, Inc to prepare application and other support material for submittal to RD was made by Mr. Blackford, seconded by Mr. Robinson – approved.

Mr. Horne presented an estimate of the upgrades and extensions of the **1972 lines** based on cost related to the US 68 waterline relocation project. He did state that the hydraulics had not been performed and estimates could change. Mr. Horne suggested dove-tailing units 5 and 6 of the proposed upgrades along with the US 68 construction time in anticipation of road bores, etc. A motion to allow Horne Engineering to proceed with the hydraulics, prepare plans, and begin preliminary negotiations was made by Mr. Hall, seconded by Mr. Blackford – approved.

Mr. Horne presented a Summary of Cost to **upsized the 3" and 4" lines** which will be replaced during the **US 68** project. The cost to upsize to the required 6" lines would be the responsibility of the District. A motion to approve the upsizing of the lines was made by Mr. Robinson, seconded by Mr. Blackford – approved.

Mr. Horne stated the lines on the **US 68** project that fell in the right-of-way were moved off to follow the policy of the District. A motion to delete the portion of Sheet 9 of the plans which the State designated as a 'betterment' was made by Mr. Robinson, seconded by Mr. Hall – approved.

There was a discussion on approaching City of Wilmore and City of Nicholasville concerning the purchase of additional water for the District. A motion to authorize Mr. Smith to pursue discussions with **City of Wilmore** was made by Mr. Hall, seconded by Mr. Robinson – approved.

A motion to approve the minutes of the February meeting was made by Mr. Hall, seconded by Mr. Blackford - approved.

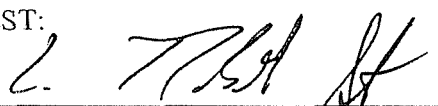
A motion to approve the February bills and pre-approve the contractual payables was made by Mr. Blackford, seconded by Mr. Hall - approved.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss and contractual payables for pre-approval.

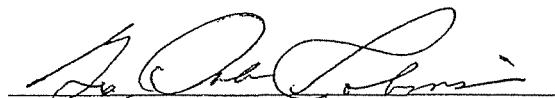
The Board went into closed session. A motion to approve the evaluation of **Patty Hazelett** was made by Mr. Haws, seconded by Mr. Hall – approved.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



Secretary

October 1, 2008

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on October 1, 2008, with the following Commissioners present: Nick Strong, George Dale Robinson, J. F. Hall, John Blackford, and Jerry Haws. Bruce Smith, John Horne, Christopher Horne, Tom Smith and Diana Clark were also present.

Jihad Hallany, Forest Brooks, addressed the Board with a request to review and approve the amended plat.

Mr. Smith reported that the District was dismissed from the lawsuit by C J Curtsinger and substituted D F Bailey as contractor on the **Unserved Rural Water Project**. Mr. Curtsinger wants to file a class action suit, but stated he would wait two weeks to see if the District would pay his claim. Mr. Bailey filed a counter suit against Mr. Curtsinger.

Christopher gave a report on the new office building. Mr. Strong is checking on the sign and drive-thru window.

A motion to approve Pay Estimate #12 for D F Bailey (**Unserved Rural Water**) was made by Mr. Blackford, seconded by Mr. Robinson – approved.

Mr. Horne gave an update on the **US 68** project. The scheduled completion date is October 7, 2008. The progress is running slowly.

Mr. Horne reported that he had met with Ron Eldridge on replacement of the **1972 grey pipe**. Mr. Horne will be monitoring the field progress and pay estimates. Mr. Horne recommended purchasing all materials from Hayes Pipe Supply and the fire hydrants from C I Thornburg. Mr. Horne will be paying for the supplies and submitting a bill to the District for reimbursement. A motion to accept the proposal from the two suppliers was made by Mr. Robinson, seconded by Mr. Hall – approved.

Mr. Horne reported on the Collier Lane Change Order (**Unserved Rural Water Project**). An easement on Goody Short's property will need to be signed. A conditional motion on the Change Order was made by Mr. Robinson, seconded by Mr. Hall – approved.

There was a discussion on the additional 12" stored material pipe which is not going to be used on the project. This pipe would be the responsibility of the contractor. A motion to approve Pay Estimate #4 for Leak Eliminators (**US 68**) was made by Mr. Hall, seconded by Mr. Robinson – approved.

A motion to approve Change Orders 5, 6, and 7 on the **US 68** Project was made by Mr. Robinson, seconded by Mr. Hall – approved.

There was a discussion on the **Ramsey Farm** Quarry Pond. The line relocation has been cancelled in that area; however, Mr. Horne recommended billing Ramsey Farm for engineering cost associated with this project. A motion to bill Ramsey Farm was made by Mr. Robinson, seconded by Mr. Hall – approved.

A motion to approve the minutes of the September meeting was made by Mr. Robinson, seconded by Mr. Hall - approved.

A motion to approve the September bills and pre-approve the contractual payables was made by Mr. Blackford, seconded by Mr. Robinson – approved.

Minutes
October 1, 2008
Page 1

Mr. Horne recommended bagging **fire hydrants** which are temporarily out of service. He suggested buying a supply of orange bags. The Board agreed.

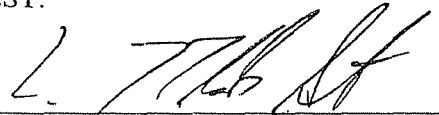
There was a discussion on the **City of Nicholasville** rate increase. Due to the previous rate increase which included the CON supplied customers, the Board agreed not to increase on the first tier of the pass-through.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss, contractual payables for pre-approval, and a preliminary 2009 Budget.

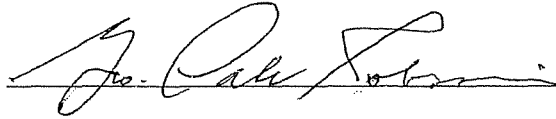
The Board asked for a proposal from BGADD as Project Administrator for the \$1,000,000 **Storage Tank** grant.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



Secretary

November 5, 2008

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on November 5, 2008, with the following Commissioners present: Nick Strong, J. F. Hall, John Blackford, and Jerry Haws. Bruce Smith, John Horne, Christopher Horne, Tom Smith and Diana Clark were also present.

There was a discussion on the repairs to the Davis property on West Lane. No action was taken by the Board.

There was an update on the new office building and moving the telemetry.

Mr. Horne reported that Collier Lane would be ready to go when easements were signed and money collected for cost.

A motion to approve Pay Estimate #13 for D F Bailey (**Unservd Rural Water**) was made by Mr. Hall, seconded by Mr. Haws – approved.

A motion to approve a policy that all property owners affected by the **US 68** water line relocation sign a Property Owner Release form was made by Mr. Haws, seconded by Mr. Blackford – approved.

A motion to approve Pay Estimate #5 for Leak Eliminators (**US 68**) was made by Mr. Blackford, seconded by Mr. Hall – approved. Mr. Haws voted no. There was a discussion on approving future pay estimates prior to reimbursement of water usage and completion of the project.

There was a discussion on the damage to the Goodman septic system. **Leak Eliminators** repaired the damages and wanted a signed release. Mr. Smith has reviewed and modified the release and requested the signing of a new easement which the Goodmans are refusing to sign.

There was a discussion on the **Forest Brooks** construction plans. Mr. Horne recommended that the Board refuse signing any plans until a full set of development plans are submitted and reviewed.

There was a discussion on the **2009 Budget**. A motion to approve the 2009 Budget was made by Mr. Haws, seconded by Mr. Hall – approved.

A proposal from BGADD for administrative management of the **Catnip Hill Tank** Project was presented for review.

A contingent motion to approve Pay Estimate #1 for Ron Eldridge (**1972 Line Replacement**) was made by Mr. Haws, seconded by Mr. Blackford – approved.

A motion to approve the minutes of the October meeting was made by Mr. Hall, seconded by Mr. Haws - approved.

A motion to approve the October bills and pre-approve the contractual payables was made by Mr. Haws, seconded by Mr. Blackford – approved.

Tom reported that Ronnie Johnson, 151 Pearl Lane, had removed the meter to water nursery trees. Tom had the sheriff meet him out there to witness the incident of locking the service until Mr. Johnson pays all charges. A police report will be made.

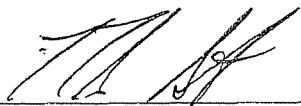


Minutes
November 5, 2008
Page 2

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss, contractual payables for pre-approval, and a preliminary 2009 Budget.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



March 4, 2009

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on March 4, 2009, with the following Commissioners present: Nick Strong, J. F. Hall, John Blackford, George Dale Robinson and Jerry Haws. Bruce Smith, John Horne, Tim Bullock, Ron Eldridge, Tom Smith and Diana Clark were also present.

Mrs. Charles Minars, 375 Keene Troy Rd, addressed the Board to request additional help with a large water bill due to a leak. The Minars were given a leak adjustment according to the tariff; therefore, no additional adjustment was granted.

Bobby Gullette representing **Forest Creek**, David Carlstedt, and Kim Dyer addressed the Board to try to resolve the issue of running water and sewer lines in the right-of-ways as opposed to easements. Mr. Gullette was told the Board's position was the project should use easements wherever one could be obtained. Mr. Gullette asked for a month's grace period for them to obtain as many of the easements as possible. Mr. Smith will prepare the easements and Mr. Horne will review the descriptions. Mr. Horne understood that the Board wanted him to review and make his recommendation based on a complete set of plans which he does not have as of this date.

Mr. Smith reported on the meeting with Mr. Henry (**Unserved Rural Water**). Mr. Smith had received the settlement documents; however, the item concerning a free water meter would need to be removed. There was an issue with the confidentiality agreement which David Marshall had removed the item of Mr. Henry giving up the settlement amount if the agreement was broken. The settlement amount will be turned in as a reimbursement from the project funding.

There was a discussion on the administrative proposal for the **Catnip Hill Tank**. A motion to appoint Glenn T. Smith as the Project Administrator was made by Mr. Robinson, seconded by Mr. Blackford – approved.

Mr. Horne recommended deferring the item on the D F Bailey (**Unserved Rural Water**) retainage reduction until the April meeting.

Mr. Horne presented the **US 68** audit. There was a discussion on the substantial completion date of the project. Other items pertaining to the project were also discussed. Mr. Horne suggested having a meeting with Leak Eliminators to resolve several issues.

Tom informed the Board that Danny McQueen had issues with the cleanup and vegetation of the **US 68** project along Keene Manor. He is willing to re-vegetate and replace trees and sign off on the cleanup of his property for \$500. There was a question whether this was in addition to what Mr. McQueen had already submitted for cleanup. Tom is going to check with Mr. McQueen and report back on the issue.

Mr. Horne presented the Punchlist Inspection Procedure and Checklist for review by the Board and Staff.

A motion to consider the **Camp Nelson** Service Area was made by Mr. Haws, seconded by Mr. Hall – approved.

Mr. Horne informed the Board that BP had completed the punchlist on the **Keene Reconstruction** Project and have requested to close out the project. Mr. Horne requested permission to contact KIA in regard to submitting the Pekin Ln project as a change order to the Keene project and requesting a change order pricing from BP if they are interested. Otherwise, the project would be closed out.

Minutes
March 4, 2009
Page 2

A motion to approve the Engineering Design Contract for WX21113029 **Northwest Watermain Replacement Extensions** was made by Mr. Haws, seconded by Mr. Robinson – approved.

A motion to approve the minutes of the January meeting was made by Mr. Blackford, seconded by Mr. Hall - approved.

A motion to approve the February bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Robinson – approved.

A motion to approve the December bills was made by Mr. Robinson, seconded by Mr. Blackford – approved.

Due to the ice storm the February meeting was cancelled. A special meeting was held on February 4th with the following Commissioners present: Nick Strong and John Blackford. Mr. Strong called J F Hall on the phone during the meeting to approve the January bills and pre-approval for the contractual payables. The motion was made by Mr. Blackford, seconded by Mr. Strong – approved.

A proposal from T & K to seal and stripe the parking lot was presented.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss, and contractual payables for pre-approval.

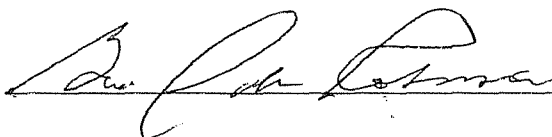
The Executive Board went into closed session to approve evaluations on Glenn T. Smith, Diana Clark, and Patty Hazelett.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



October 7, 2009

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on October 7, 2009, with the following Commissioners present: Nick Strong, J. F. Hall, John Blackford, George Dale Robinson, and Jerry Haws. John Horne, Tom Smith, Ron Eldridge, Tim Bullock and Diana Clark were also present.

Chris Ranvier, plumbing contractor for **Tommie Pulliam, 56 Ave of Champions**, addressed the Board to get a follow-up on the request for a 2" meter service. There was a discussion on the irrigation system and check valve to the system. An inspection of the system will need to be made before final approval is made. A motion to approve the 2" meter service contingent on approval of the shop drawings of the irrigation system connections was made by Mr. Haws, seconded by Mr. Blackford – approved.

Mr. Strong gave a report on the **US 68** arbitration status. A settlement of \$155,000 was made with Leak Eliminators. Money owed to the District is to be credited. A motion to approve the settlement was made by Mr. Robinson, seconded by Mr. Blackford – approved.

Mr. Horne reported that meetings had taken place with COW and CON to discuss water supply. There was a discussion on preliminary plans. Horne Engineering is to proceed with phase studies and analysis.

Mr. Horne reported on the final Pay Estimate and zero Change Order for the **US 68** project. Even though a settlement has been made with Leak Eliminators, the project will not be closed out at this time.

There was discussion on the invoice owed by Allen Co. The Board directed Mr. Horne to contact the company before notifying the State of the issue.

There was a discussion on the design of **Barkley Woods, Unit 7**. A motion to approve the design based on QORE's review and to set the pre-set connection fee at \$150 was made by Mr. Robinson, seconded by Mr. Blackford – approved.

A motion to authorize Cultural Resource Analysts Inc to conduct the Archaeological Study and Hal Bryan to conduct the Habitat Assessment for the **Elevated Storage Tank and Unserved Rural Areas II** projects based on Horne Engineering's recommendation was made by Mr. Robinson, seconded by Mr. Blackford – approved.

There was a discussion on the Luther Deaton entrance. A conditional motion to prepare and submit a Change Order (**U S 68**) for maintenance on the entrance was made by Mr. Hall, seconded by Mr. Haws – approved.

A motion to approve Pay Estimate #1 for the **Catnip/Mathews Loop** was made by Mr. Blackford, seconded by Mr. Robinson – approved.

A motion to approve the minutes of the September meeting was made by Mr. Blackford, seconded by Mr. Hall - approved.

A motion to approve the September bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Haws – approved.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Accounts Receivables Listing and contractual payables for pre-approval.

Minutes
October 7, 2009
Page 2

A motion to approve the signing of the Interim Agreement for **Francis Asbury Society** was made by Hall, seconded by Mr. Robinson – approved.

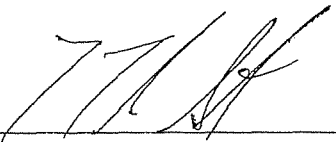
The **2010 Budget** was presented to the Board. After a brief discussion it was tabled until the November meeting.

The Board agreed to contract PCC Recovery Inc as a collection agency for any water accounts over \$100. The contractor invoices will be discussed before turning over for collection. Bruce is to send a collection letter to Cave Springs Development Co Inc.

The Board went into Closed Session.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



November 4, 2009

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on November 4, 2009, with the following Commissioners present: Nick Strong, J. F. Hall, John Blackford, and Jerry Haws. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Ron Eldridge, Tim Bullock and Diana Clark were also present.

Tom McMillen, 350 Haggin Ln, addressed the Board with concerns on clean-up with his property. Mr. Horne agreed to meet Mr. McMillen to evaluate the situation. Mr. McMillen also requested a leak adjustment which was denied due to a previous adjustment.

There was a brief discussion on the 409 Priority Listing.

There was a discussion on the **Ft Bramlett/Camp Nelson** extension. The District's position is that funding for this project should come from grant funds.

There was a discussion on the relocation of the watermain at the **Ramsey Farm waste area**. Mr. Horne had contacted Allen Co concerning the problem of them covering the watermain. There was an agreement between Allen Co and Ramsey Farm to fill the waste area. Horne Engineering recommended submitting proposal from Ron Eldridge on relocating the lines or moving out of the waste area with Ramsey and Allen bearing the full cost. A motion to approve the recommendation was made by Mr. Haws, seconded by Mr. Blackford – approved.

There was a discussion on the Allen Co outstanding invoice. Mr. Horne is talking to both the Allen Co and the State Highway Dept to get confirmation on who is going to pay for the damages.

There was a discussion on the outstanding invoice on Cave Springs Development Co.

A motion to approve the contract for the **Francis Asbury Society** extension was made by Mr. Hall, seconded by Mr. Blackford – approved.

A motion to approve the recommended project listing for the SRF 2011 was made by Mr. Haws, seconded by Mr. Hall – approved.

A motion to approve Pay Estimate #2 for the **Catnip/Mathews Loop** was made by Mr. Haws, seconded by Mr. Hall – approved.

A motion to approve the amended minutes of the October meeting was made by Mr. Hall, seconded by Mr. Blackford - approved.

A motion to approve the October bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Haws – approved.

The Christmas party was set for December 4th.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Accounts Receivables Listing and contractual payables for pre-approval.

Minutes

November 4, 2009

Page 2

Mr. Horne recommended that the 12" pipe leftover from the US 68 project be installed by Ron Eldridge on the new tank site project. He also recommended to install the pipe as soon as possible under the current maintenance rate. A motion to approve the recommendation was made by Mr. Haws, seconded by Mr. Blackford – approved.

There was a discussion on the use of road right-of-way for water and sewer lines. Mr. Horne recommended writing a tariff that the primary rule needs to be on private easement; however, in certain situation and at the Board's discretion, the road right-of-way could be granted. A motion to authorize Mr. Horne to prepare the tariff was made by Mr. Blackford, seconded by Mr. Hall – approved.

Mr. Horne set up a dinner meeting to meet with Representative Damron prior to the Legislative Session to discuss some possible funding for future projects.

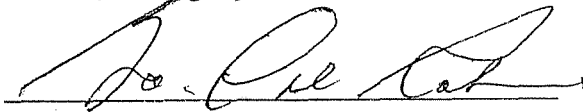
After a discussion, a motion to approve the 2010 **Budget** was made by Mr. Hall, seconded by Mr. Haws -- approved.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



June 9, 2010

The Board of Commissioners of the Jessamine South Elkhorn **Water** District reconvened the June 2nd meeting on June 9, 2010, with the following Commissioners present: Nick Strong, George Dale Robinson, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Ron Eldridge, Tim Bullock and Diana Clark were also present.

Gary Hardin, Thoroughbred Fencing, addressed the Board with concerns on an invoice for breaking a main line while fencing for Village on the Green homeowners. The invoice will stand until paid by either Thoroughbred or the Homeowners Association.

Leta Mattingly and Nancy Clark, auditors, presented and briefly reviewed the 2009 audit to the Board. The auditor's recommendations were presented to the Board and copies will be distributed by mail to each Commissioner.

Terry Meckstroth, Sonny Bates, Logan Davis, Adel Star, and Lloyd McMillen, **Forest Hills**, addressed the Board with concerns for the new tank site which is adjacent to the subdivision. There was a length discussion of this item. The representatives were asking for any other options for this water tank location. Mr. McMillen was willing to talk to the Board concerning an alternative site. The representatives were told they could present a proposal for an alternative site but it had to be done in a timely manner.

Jeff Scates, 100 Lindleigh, addressed the Board concerning the unauthorized use of a water meter. Mr. Scates stated, unknown to him that the meter was unlocked while the house was being bricked and the meter was leaking. After an investigation, it was determined that the preset meter was not authorized to use. Mr. Scates was told the Board would discuss the matter further and a letter would be sent to him with the determination.

Mr. and Mrs. Melvin Jones, contractor for the **Unservd II** project, addressed the Board with a concern on obtaining the construction bond.

There was a review of the Aged Receivables. Mr. Smith presented a check for the Cooperhill invoice. A motion to pay **Silver Oaks** the difference of what JSE owes them for the Flagship stub and Invoice 0499 which they owe to JSE was made by Mr. Robinson, seconded by Mr. Blackford – approved.

There was a discussion on the past-due invoice for Forest Creek LLC. The Board had stated and Mr. Smith had sent a letter stating that no further services would be allowed until the invoice was paid in full.

Mr. Horne presented the final pay estimate and affidavit signed by D F Bailey on the **Unservd Rural Water** Project. A motion to authorize the signing of the final pay estimate and establish June 9, 2010, as the beginning of the warranty period was made by Mr. Blackford, seconded by Mr. Robinson – approved. A joint check to Great American Insurance Co and D F Bailey will be issued. The remaining funds will be transferred to the **Unservd II** Project.

There was a discussion on the **Unservd II** Project. This project will be completed in the following order: Pekin Ln, Barkley Estates, 169, Rhineheimer Ln and Murphy Ln. A motion to drop the Ichthus loop from the project was made by Mr. Haws, seconded by Mr. Robinson – approved.

There was a further discussion on the **Forest Hill / tank site**. It was decided that it was left up to the residents to acquire a useable alternative tank site at no cost to the District and all current District cost to be reimbursed.

June 9, 2010

The Board of Commissioners of the Jessamine South Elkhorn **Water** District met on June 9, 2010, with the following Commissioners present: Nick Strong, George Dale Robinson, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Ron Eldridge, Tim Bullock and Diana Clark were also present.

Gary Hardin, Thoroughbred Fencing, addressed the Board with concerns on an invoice for breaking a main line while fencing for Village on the Green homeowners. The invoice will stand until paid by either Thoroughbred or the Homeowners Association.

Leta Mattingly and Nancy Clark, auditors, presented and briefly reviewed the 2009 audit to the Board. The auditor's recommendations were presented to the Board and copies will be distributed by mail to each Commissioner.

Terry Meckstroth, Sonny Bates, Logan Davis, Adel Star, and Lloyd McMillen, **Forest Hills**, addressed the Board with concerns for the new tank site which is adjacent to the subdivision. There was a length discussion of this item. The representatives were asking for any other options for this water tank location. Mr. McMillen was willing to talk to the Board concerning an alternative site. The representatives were told they could present a proposal for an alternative site but it had to be done in a timely manner.

Jeff Scates, 100 Lindleigh, addressed the Board concerning the unauthorized use of a water meter. Mr. Scates stated, unknown to him that the meter was unlocked while the house was being bricked and the meter was leaking. After an investigation, it was determined that the preset meter was not authorized to use. Mr. Scates was told the Board would discuss the matter further and a letter would be sent to him with the determination.

Mr. and Mrs. Melvin Jones, contractor for the **Unservd II** project, addressed the Board with a concern on obtaining the construction bond.

There was a review of the Aged Receivables. Mr. Smith presented a check for the Cooperhill invoice. A motion to pay **Silver Oaks** the difference of what JSE owes them for the Flagship stub and Invoice 0499 which they owe to JSE was made by Mr. Robinson, seconded by Mr. Blackford – approved.

There was a discussion on the past-due invoice for Forest Creek LLC. The Board had stated and Mr. Smith had sent a letter stating that no further services would be allowed until the invoice was paid in full.

Mr. Horne presented the final pay estimate and affidavit signed by D F Bailey on the **Unservd Rural Water** Project. A motion to authorize the signing of the final pay estimate and establish June 9, 2010, as the beginning of the warranty period was made by Mr. Blackford, seconded by Mr. Robinson – approved. The remaining funds will be transferred to the **Unservd II** Project.

There was a discussion on the **Unservd II** Project. This project will be completed in the following order: Pekin Ln, Barkley Estates, 169 and Murphy Ln. A motion to drop the Ichthus loop from the project was made by Mr. Haws, seconded by Mr. Robinson – approved.

There was a further discussion on the **Forest Hill / tank site**. It was decided that it was left up to the residents to acquire a useable alternative tank site.

Minutes
June 9, 2010
Page 2

A motion to ratify the award of the **Unservd II** Contract to Melvin Jones Excavating during the regular meeting on June 2, 2010, was made by Mr. Haws, seconded by Mr. Blackford – approved.

A motion to accept the conveyance of the **Francis Asbury Society** waterline extension was made by Mr. Hall, seconded by Mr. Blackford – approved.

Ron reported on the installation of leak detector meters.

There was a further discussion on the Jeff Scates issue. Mr. Smith will send a letter stating the additional charges which the District did not charge for theft of water. The Board is not allowing the once-in-a-lifetime adjustment for this situation.

A motion to approve the minutes of the May meeting was made by Mr. Hall, seconded by Mr. Blackford - approved.

There was a discussion on the W Brannon sinkhole and who was responsible for the expenses to repair. The contractor broke the mainline repairing the sinkhole and is responsible for lab fees, water loss, and part of repairing the line.

A motion to approve the May bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Robinson – approved.

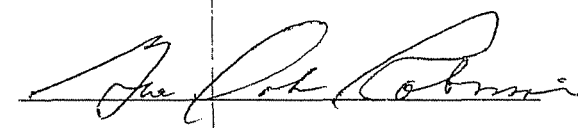
The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables and contractual payables for pre-approval.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



July 7, 2010

The Board of Commissioners of the Jessamine South Elkhorn **Water** District on July 7, 2010, with the following Commissioners present: Nick Strong, George Dale Robinson, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Ron Eldridge, Tim Bullock and Diana Clark were also present.

Sonny Bates and Logan Davis, Forest Hills, (**tank site**) addressed the Board with a proposed alternate tank site for the new water tower. There was a discussion on the expenses already incurred by the District and the testing of the soil. The representatives are going to do some more research.

Leta Mattingly and Nancy Clark, auditors, addressed the Board to answer any questions concerning the audit. One item of discussion was separating the water and sewer divisions, which is partially already being done. Other items discussed were creating a written policy record and the depreciation schedule.

Melvin Jones addressed the Board with concerns on the construction bond for the **Unservd II** project. A motion to allow an additional week for Mr. Jones to obtain the bond and if unsuccessful Mr. Smith would have the authority to pull the bid bond was made by Mr. Blackford, seconded by Mr. Robinson – approved.

There was a review of the Aged Receivables. The administrative charge on the Pulliam account was discussed. A motion to drop the charge was made by Mr. Haws, seconded by Mr. Blackford – approved. There was also a discussion on the Richard Clay account. Mr. Smith is going to review the invoice.

Ron reported that one by-pass meter had been installed.

There was a discussion on the earthquake insurance quotes. It was decided to hold off on the additional insurance at this time.

Christopher gave a report on the fire hydrant security devices. The cost was not justified by the Board.

A conditional motion, based on the outcome of the Melvin Jones bond, to authorize Horne Engineering to redesign the **Unservd II** project omitting Murphy Ln and Ichthus in order to rebid the project was made by Mr. Haws, seconded by Mr. Blackford – approved.

Christopher presented and reviewed the Preliminary Engineering Report for the Northwest Hydraulic.

Mr. Horne suggested that the Board authorize Horne Engineering to check into funding programs from Rural Water and Rural Development for the new **tank**. A motion on this recommendation was made by Mr. Robinson, seconded by Mr. Blackford – approved.

There was a discussion to reduce the **Southeast** Surcharge. A motion to reduce the surcharge failed to get a second.

A motion to accept the **12" Catnip Hill loop** and establish July 7th as the beginning of the warranty period was made by Mr. Robinson, seconded by Mr. Hall – approved.

A motion to accept the Voss-Goodman (**US 68**) waterline relocation and establish July 7th as the beginning of the warranty period was made by Mr. Hall, seconded by Mr. Haws – approved.



Minutes
July 7, 2010
Page 2

A letter was presented from KIA giving notice of the balance from the funding on **Haggin Ln.** A copy of the letter was given to Mr. Horne.

The Grant Assistance papers for **Tankersley Ln** were given to Mr. Horne for review.

A motion to approve the minutes of the June meeting was made by Mr. Robinson, seconded by Mr. Blackford - approved.

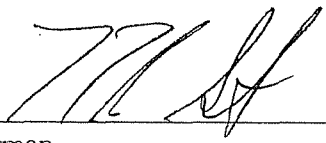
A motion to approve the June bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Hall – approved.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables and contractual payables for pre-approval.

The Board went into Closed Session to discuss an evaluation on Larry Wagoner. A motion to approve the evaluation was made by Mr. Hall, seconded by Mr. Haws – approved.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman





August 11, 2010

The Board of Commissioners of the Jessamine South Elkhorn **Water** District on August 11, 2010, with the following Commissioners present: Nick Strong, George Dale Robinson, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Ron Eldridge and Diana Clark were also present.

Bobby Gullette and Jihad Hallany, **Forest Creek**, addressed the Board to discuss several items with their project. One item discussed was selecting Option 1 for installing the services. It was explained to the representatives that selecting Option 1 included designing of the project by the District's engineer and a portion of the expenses are paid up front and on a timely basis with a bond or Letter of Credit posted. It was also stated that nothing further would be done on the project until the outstanding invoices were paid in full. A meeting was also set for Tuesday, August 17th, 9:00 a.m. to redline the plans for both offsite and onsite. There was a discussion on the project after the representatives left the meeting. It was suggested that the Chairman write a letter to the owners of the development explaining the options available and stating payment of invoices will need to be made at the meeting.

Sonny Bates, Logan Davis and Lloyd McMillan, **Forest Hill (tank site)**, addressed the Board with an option for relocating the tank site. There was a discussion on the funding and the expenses. It was stated that the District is positive to moving the tank to an acceptable location provided it does not cost the District any money. Other locations were pointed out to the representatives.

There was a discussion of the Aged Receivables.

It was agreed not to pursue Earthquake Insurance.

There was a discussion on the funding options for the **Catnip Hill Tank**. A motion to authorize Horne Engineering to complete application for funding through KRWA Finance Corp and for the Chairman to sign the application was made by Mr. Robinson, seconded by Mr. Blackford – approved.

Mr. Horne reported that the bid opening for the **Unservd II** project would be September 7th. A motion to approve Pay Request #15 for the Unservd II/Keene project was made by Mr. Robinson, seconded by Mr. Blackford – approved.

There was lengthy discussion on the Northwest line prioritization list and the funds available to complete any item(s) on the list.

Water Policies were handed out for review to be discussed at a later date. These will be kept on file for future reference.

The September Board Meeting was rescheduled to September 8th.

Mr. Smith reported that the Melvin Jones Excavating Inc Bond (**Unservd II**) had been recalled and was under review.

It was reported that the hard drive had been replaced on the Sewer Telemetry computer. A support agreement was submitted from Netcomm; however, the Board felt the quote was too high. Mr. Smith will have another computer support company submit a quote. Christopher gave a report on switching to satellite in place of radio communication which was too expensive.

Minutes

August 11, 2010

Page 2

A motion to adopt a resolution to authorize the Chairman to sign a Professional Service Agreement with Horne Engineering to be Project Administrator for the grant portion of the **Unservd II** project and to authorize the signing by the Chairman for the necessary draw requests and other documents was made by Mr. Hall, seconded by Mr. Haws – approved.

A motion to adopt a resolution to authorize the Chairman to sign a Professional Service Agreement with Horne Engineering to be Project Administrator for the grant portion of the **Catnip Hill Tank** project and to authorize the signing by the Chairman for the necessary draw requests and other documents was made by Mr. Robinson, seconded by Mr. Blackford – approved.

Mr. Horne also made the arrangements for the remaining grant funds from the **Haggin Ln** project to be used on the **Unservd II** project.

The September Board Meeting was rescheduled to September 8th.

A motion to approve the amended minutes of the July meeting was made by Mr. Robinson, seconded by Mr. Hall - approved.

A motion to approve the July bills and pre-approval for the contractual payables was made by Mr. Haws, seconded by Mr. Blackford – approved.

A motion to give Jerry Haws voting credentials at the KRWA Annual Conference was made by Mr. Robinson, seconded by Mr. Blackford – approved.

There was a discussion on the purchase of a new truck to replace Larry's. A motion to authorize Tom to order a new truck with the requirement that it be washed once a week was made by Mr. Haws, seconded by Mr. Hall – approved.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables and contractual payables for pre-approval.

The Board went into Closed Session to discuss a personnel matter.

There being no further business to come before the Board, meeting adjourned.

ATTEST:

Chairman

September 8, 2010

The Board of Commissioners of the Jessamine South Elkhorn **Water** District on September 8, 2010, with the following Commissioners present: Nick Strong, George Dale Robinson, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Tim Bullock, Ron Eldridge and Diana Clark were also present.

Pam Miller, 200 Morgan Ct, addressed the Board with a concern of putting in an additional meter service for the irrigation system. Mrs. Miller requested a self-owned meter to be placed before the irrigation system, but was told the District did not allow in her case. After a discussion Mrs. Miller was told she did not have to put in the additional meter service.

Mr. Horne gave an update on the design and funding application of the ~~tank site~~. No response was received by the **Forest Hill** residents and they cancelled the meeting which was scheduled for August 17th..

There was a review of the Aged Receivables.

There was a discussion on the leak detection.

There was a discussion on the **Unservd II** contract bids. A contingent motion to award the Staton contract, contingent on them submitting proper references and financial statements, for the Pekin Ln, Rhineheimer and Barkley Estates was made by Mr. Haws, seconded by Mr. Robinson – approved.

There was a discussion on reviewing and adopting a Policy Book. Mr. Smith is going to do some research before any action is taken.

A motion to approve Pay Request #16 for the **Unservd II** project was made by Mr. Hall, seconded by Mr. Robinson – approved.

A proposal was submitted from Clark Technologies for computer maintenance on an as needed basis.

A motion to approve the amended minutes of the August meeting was made by Mr. Robinson, seconded by Mr. Blackford - approved.

A motion to approve the August bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Haws – approved.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables and contractual payables for pre-approval.

There being no further business to come before the Board, meeting adjourned.

ATTEST:

Chairman

October 6, 2010

The Board of Commissioners of the Jessamine South Elkhorn **Water** District on October 6, 2010, with the following Commissioners present: Nick Strong, George Dale Robinson, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Tim Bullock, Ron Eldridge and Diana Clark were also present.

Sam Harris, **Emerald Estates**, addressed the Board with a request to abandon a line going through a lot off of Sapphire Ct and adding a fire hydrant at the dead end. A motion for Eldridge Excavating to perform the work with the total cost as Mr. Harris' responsibility and paid up front was made by Mr. Robinson, seconded by Mr. Hall – approved.

A representative from Morgan Keegan, KRWFC, addressed the Board with information for funding on the new **tank**.

There was a review of the Aged Receivables. Mr. Smith reported that he had written to the Olde Village Homeowners and the Thoroughbred Center concerning an outstanding invoice. Mr. Smith is also waiting for a response from PSC on support of the tariff.

Christopher gave an update on the leak detection. Each month a branch of lines will be monitored for leaks with a detection meter. Christopher also recommended that once the drought is over, flow tests need to be performed on designated hydrants to make sure closing of valves has not affected the capacity.

A contingent motion to authorize the signing of the **Unservd II** contract with Staton Construction was made by Mr. Haws, seconded by Mr. Robinson – approved.

There was a discussion on the KY AM contract renegotiation. One option was to agree upon a daily water purchase amount and the District would not be subject to the KAWC rate increases. It was also discussed purchasing more from City of Nicholasville.

There was a discussion on the KY AM rate increase which would be a pass-through for the District. A motion to make the pass-through increase effective October 5th was made by Mr. Haws, seconded by Mr. Hall – approved.

There was a brief discussion on the Christmas party being held at Giuseppe's. The date will be announced later.

A motion to approve the minutes of the September meeting was made by Mr. Hall, seconded by Mr. Blackford - approved.

A motion to approve the amended minutes of the September meeting was made by Mr. Hall, seconded by Mr. Robinson – approved.

A motion to approve the September bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Robinson – approved.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables and contractual payables for pre-approval.

Minutes
November 4, 2009
Page 2

Mr. Horne recommended that the 12” pipe leftover from the US 68 project be installed by Ron Eldridge on the new tank site project. He also recommended to install the pipe as soon as possible under the current maintenance rate. A motion to approve the recommendation was made by Mr. Haws, seconded by Mr. Blackford – approved.

There was a discussion on the use of road right-of-way for water and sewer lines. Mr. Horne recommended writing a tariff that the primary rule needs to be on private easement; however, in certain situation and at the Board’s discretion, the road right-of-way could be granted. A motion to authorize Mr. Horne to prepare the tariff was made by Mr. Blackford, seconded by Mr. Hall – approved.

Mr. Horne set up a dinner meeting to meet with Representative Damron prior to the Legislative Session to discuss some possible funding for future projects.

After a discussion, a motion to approve the 2010 **Budget** was made by Mr. Hall, seconded by Mr. Haws – approved.

There being no further business to come before the Board, meeting adjourned.

ATTEST:

Chairman

October 6, 2010

The Board of Commissioners of the Jessamine South Elkhorn Water District on October 6, 2010, with the following Commissioners present: Nick Strong, George Dale Robinson, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Tim Bullock, Ron Eldridge and Diana Clark were also present.

Sam Harris, **Emerald Estates**, addressed the Board with a request to abandon a line going through a lot off of Sapphire Ct and adding a fire hydrant at the dead end. A motion for Eldridge Excavating to perform the work with the total cost as Mr. Harris' responsibility and paid up front was made by Mr. Robinson, seconded by Mr. Hall – approved.

A representative from Morgan Keegan, KRWFC, addressed the Board with information for funding on the new tank.

There was a review of the Aged Receivables. Mr. Smith reported that he had written to the Olde Village Homeowners and the Thoroughbred Center concerning an outstanding invoice. Mr. Smith is also waiting for a response from PSC on support of the tariff.

Christopher gave an update on the leak detection. Each month a branch of lines will be monitored for leaks with a detection meter. Christopher also recommended that once the drought is over, flow tests need to be performed on designated hydrants to make sure closing of valves has not affected the capacity.

A contingent motion to authorize the signing of the **Unservd II** contract with Staton Construction was made by Mr. Haws, seconded by Mr. Robinson – approved.

There was a discussion on the KY AM contract renegotiation. One option was to agree upon a daily water purchase amount and the District would not be subject to the KAWC rate increases. It was also discussed purchasing more from City of Nicholasville.

There was a discussion on the KY AM rate increase which would be a pass-through for the District. A motion to make the pass-through increase effective October 5th was made by Mr. Haws, seconded by Mr. Hall – approved.

There was a brief discussion on the Christmas party being held at Giuseppe's. The date will be announced later.

A motion to approve the minutes of the September meeting was made by Mr. Hall, seconded by Mr. Blackford - approved.

A motion to approve the amended minutes of the September meeting was made by Mr. Hall, seconded by Mr. Robinson – approved.

A motion to approve the September bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Robinson – approved.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables and contractual payables for pre-approval.

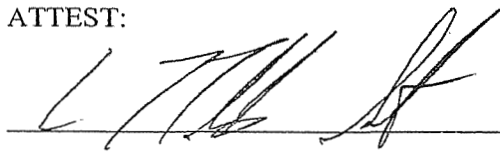


Minutes
October 6, 2010
Page 2

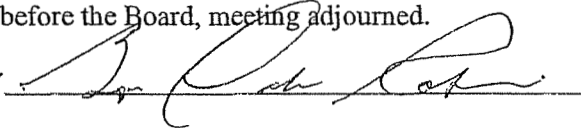
The 2011 Budget was presented for review to be approved at the November meeting.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



November 3, 2010

The Board of Commissioners of the Jessamine South Elkhorn Water District on November 3, 2010, with the following Commissioners present: Nick Strong, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Tim Bullock, Ron Eldridge and Diana Clark were also present.

Bobby Gullette, representing James Kelley, addressed the Board with a request from Mr. Kelley for a refund on the months he did not have usage on the sprinkler meter at 207 Golf Club. Mr. Smith will research the tariff and respond to Mr. Kelley. A history of Mr. Kelley's usage was presented to the Board for review.

Sonny Bates and another representative from Forest Hill addressed the Board to further discuss the relocation of the **tank site**.

Mr. Smith reported on the PSC response to the Codification of Adopted Policies. PSC stated that any policy associated with funds or charges must be included in the Tariff. Mr. Smith and Mr. Horne will review the policies and present new or amended tariffs to the Board for approval.

There was a review of the Aged Receivables.

Tom reported on the leak detections throughout the month.

Mr. Horne reported Danny McQueen had not taken steps to take over the **Keene Manor Cluster System** as yet.

A motion to sign the Grant Agreement for the **Unserved Rural II**, WX21113038, to reallocate remaining funds from previous grants was made by Mr. Haws, seconded by Mr. Hall – approved.

A motion to sign the Grant Agreement for the **Catnip Hill Tank**, WX21113016, was made by Mr. Haws, seconded by Mr. Hall – approved.

A motion to execute the resolution for KRWFC bonding contingent on a 30-year amortization to refinance a previous loan was made by Mr. Hall, seconded by Mr. Blackford – approved.

A financial meeting was scheduled for November 23rd, 10:00 AM.

Mr. Horne reported that the contract for the **Unserved II** project had been signed and the Notice to Proceed had been given. The area will be videoed before starting the construction.

Mr. Horne reported that he had discussed with Doug Blackford the possibility of City of Nicholasville supplying more water to the District. This was a positive discussion and further studies would be proposed.

There was a discussion on the **Purchased Water Agreement** due to the increase on rates with both KyAm and City of Nicholasville. A motion to approve the PWA with both rate increases was made by Mr. Hall, seconded by Mr. Haws – approved.

There was a discussion on the 2011 Budget. A motion to approve the budget was made by Mr. Hall, seconded by Mr. Blackford – approved with one opposition.

Mr. Smith presented a drawing to request building a pool deck in our easement at 105 Crosswoods Place. There is no water line there at present. A motion to allow this action was made by Mr. Hall, seconded by Mr. Blackford – approved.

Mr. Strong gave an update on the meeting with Forest Creek representatives. The District is waiting for an evaluation from Jerry Wuetcher, PSC, on the funding options of an extension. This item was tabled until Mr. Smith and Mr. Horne have the conference call later during the Board Meeting. After the conference call, Mr. Smith reported back on the PSC standings. Mr. Horne pointed out that there would be no existing unserved customers in this project. PSC did state that an approved agreement could be made between the District and the developer; however, the tariff does need to be amended to include the options available.

The Christmas dinner was set for December 2nd, 6:30 PM, to be held at Giuseppe's.


A motion to approve the minutes of the October meeting was made by Mr. Hall, seconded by Mr. Blackford - approved.

A motion to approve the October bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Hall – approved.

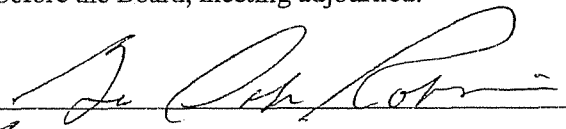
The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables and contractual payables for pre-approval.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



December 1, 2010

The Board of Commissioners of the Jessamine South Elkhorn **Water** District on December 1, 2010, with the following Commissioners present: Nick Strong, George Dale Robinson, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Tim Bullock, Ron Eldridge and Diana Clark were also present.

Sonny Bates and Mr. McMillen from Forest Hill addressed the Board to further discuss the relocation of the **tank site**. They are talking to both Mrs. Switzer and Mr. Brown about a possible tank site. They were informed time is of the essence. Bids at present site are to be advertised in January 2011.

There was a review of the Aged Receivables.

There was a discussion on the Olde Village outstanding invoice. Mr. Smith had discussed this issue with PSC who responded that the Olde Village Neighborhood Association was not a customer of the District so the PSC was not involved. The alternative option is to sue the fencing installer and the neighborhood association for damages. A motion to instruct Mr. Smith to file suit in Small Claims Court was made by Mr. Haws, seconded by Mr. Robinson – approved.

Tom gave a report on the leak detector meter which was inconclusive at this time.

Mr. Horne reported on the **Keene Manor** takeover. Mr. McQueen indicated that the Homeowners Association would either pursue the takeover or install separate irrigation meters and remain with the District.

The Purchased Water Agreement had been submitted to PSC with rates to increase with the December billing.

Mr. Smith gave an update on the Forest Brook (**Forest Creek**) status and there was a discussion of the letter, hand-delivered by Forest Creek's counsel just prior to the meeting, threatening litigation by the close of business this date. Forest Creek had requested an extension under Option II in 2007. Over three (3) years later in August 2010, Forest Creek requested that it be permitted to proceed under Option I contrary to the agreement signed by it with the District. The letter from Forest Creek's counsel indicated that Forest Creek intended to proceed under Option I without the District's consent and file suit if the District did not cooperate. A motion to authorize Mr. Smith to file a declaratory judgment action requesting that the agreement be confirmed with Forest Creek to proceed under Option II was made by Mr. Haws, seconded by Mr. Robinson – approved.

A motion to authorize Mr. Horne to proceed with the bid process on the **Catnip Tank** and to set bid date as of January 26, 2011 was made by Mr. Haws, seconded by Mr. Hall – approved.

Mr. Strong reported that after a review of the bonding figures presented by KRWFC, the rates were very good and it was suggested that one or more of the existing water bonds be rolled over to KRWFC.

A motion to approve Pay Estimate #1 for Staton's Construction (**Unserved II**) was made by Mr. Blackford, seconded by Mr. Robinson – approved.

Christopher reported on the points of supply of water from City of Nicholasville. A motion to authorize Horne Engineering to perform the necessary analysis was made by Mr. Blackford, seconded by Mr. Robinson – approved.

Christopher reported on the fire hydrant flows which was inconclusive due to certain valves were not closed. Test to be repeated, weather permitting, with all valves confirmed closed.

Three customers had signed up on Pekin Lane (Unserved II).

A motion to pre-approve Home Engineering invoices due to late submittal was made by Mr. Blackford, seconded by Mr. Hall – approved.

The KACo insurance coverage was given to Mr. Strong for review.

A motion to approve the minutes of the November meeting was made by Mr. Blackford, seconded by Mr. Hall - approved.

A motion to approve the November bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Robinson – approved.

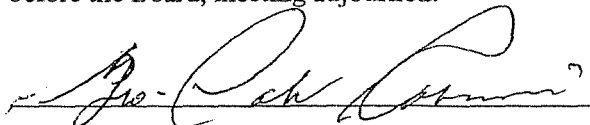
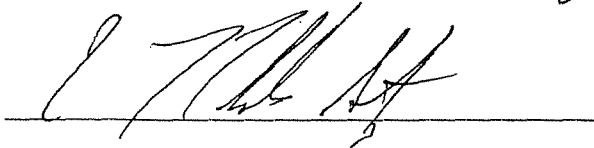
The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables, and contractual payables for pre-approval.

Ron presented a request from District #1 to use JSEWD's generator in case of emergency. No formal agreement is going to be signed; however, consideration would be made based on the situation.

Tom brought up the fact that the pump pits need to be wired for the generator before an emergency arises. Once a decision is made on the water supply, wiring for the generator would be put into place.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman

January 5, 2011

The Board of Commissioners of the Jessamine South Elkhorn **Water** District on January 5, 2011, with the following Commissioners present: Nick Strong, George Dale Robinson, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Ron Eldridge and Diana Clark were also present.

Sonny Bates, Forest Hills, addressed the Board concerning the relocation of the **Catnip Hill Tank**. He presented a letter from the Forest Hills Owners Association (FHOA) requesting to relocate. He also presented a letter from Ronald Brown giving the intent to sell the property to the FHOA to be transferred to the District in exchange for the present tank site. Mr. Strong asked Mr. Horne to evaluate the existing expenses which the District has incurred on the present site and which will be required to bring the new site to equal value if the relocation takes place. This evaluation will be presented to the FHOA for review before the next meeting.

There was a review of the Aged Receivables.

Mr. Smith filed a suit against **Forest Creek, LLC**. No response had been received. There was a discussion on revising the extension tariff.

Mr. Strong is reviewing the KACo insurance coverage.

Mr. Horne reported that the **Catnip Hill Tank** is back on the table with RD funding. The RD loan application is being resubmitted. One requirement of the loan process is an Environmental Report. A motion to authorize Horne Engineering to investigate and present proposals from firms on the environmental study was made by Mr. Blackford, seconded by Mr. Robinson – approved. A motion to approve the KIA Grant Draw 1 was made by Mr. Robinson, seconded by Mr. Blackford – approved. A motion to approve the KIA Engineering contract was made by Mr. Hall, seconded by Mr. Blackford – approved. Mr. Horne reported the design had been approved; however, with the possibility of relocation of the site, the project would have to be redesigned and approved before going to bid.

A motion to approve Pay Estimate #2 for Staton's Construction (**Unservd II**) was made by Mr. Robinson, seconded by Mr. Blackford – approved.

A motion to approve the KIA Grant Draw 1 for the **Unservd II** project was made by Mr. Haws, seconded by Mr. Blackford – approved.

A motion to approve the KIA Grant Draw 2 for the **Unservd II** project was made by Mr. Robinson, seconded by Mr. Blackford – approved.

Mr. Smith is working on submitting the documents for the Melvin Jones Bond Forfeiture (**Unservd II**).

There was a discussion on the Purchased Water Adjustment. A motion to approve the adjusted rate increase, based on the approval of KY AM Water rates, City of Nicholasville rates, and the KY AM meter service rate, was made by Mr. Robinson, seconded by Mr. Hall – approved. The effective date of the adjustment is January 5, 2011.

A motion to approve the amended minutes of the December meeting was made by Mr. Robinson, seconded by Mr. Haws - approved.

A motion to approve the December bills and pre-approval for the contractual payables was made by Mr. Robinson, seconded by Mr. Blackford – approved.

Mr. Hall and Mr. Haws requested attending the KRWA conference in February.

The original GMAC bond was paid in full. The remaining funds in the Bond and Sinking Fund will be transferred to Capital Construction.

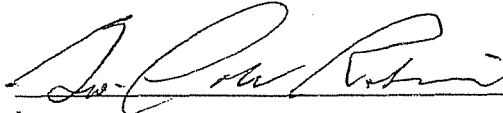
The agreement for Fain, Mattingly & Associates was signed by the Chairman for the 2010 audit services.

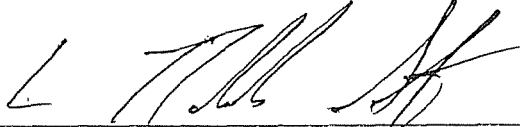
The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables, and contractual payables for pre-approval.

The Board went into closed session. A motion to approve a raise of 4% for Glenn T. Smith was made by Mr. Haws, seconded by Mr. Hall – approved.

There being no further business to come before the Board, meeting adjourned.

ATTEST:





Chairman

May 4, 2011

The Board of Commissioners of the Jessamine South Elkhorn Water District on May 4, 2011, with the following Commissioners present: Nick Strong, Jerry Haws, J. F. Hall, George Dale Robinson and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Ron Eldridge, Tim Bullock and Diana Clark were also present.

There was a review of the Aged Receivables.

The audit was distributed to the Board members for review. The auditors are scheduled to appear before the Board during the June meeting.

Mr. Smith reported that Forest Hill Group had filed a complaint with the PSC concerning the **tank site** relocation.

Mr. Smith presented a check for \$26,750.00 from the Melvin Jones (**Unservd II**) Bond Forfeiture.

Christopher reported on the PRV vaults and the repairs to the vaults. It was suggested the vaults be cleaned annually. Christopher reported that repairing the PRV vaults and putting them in service should reduce the water loss.

There was a discussion on the water loss report. The Board authorized Tom, Ron and Christopher to develop a program of leak detection and present during the June meeting. Tom suggested that the master meters first be tested by Dyer to check the accuracy. Tom requested authorization that if the testing was under \$1000, he could go ahead and have the testing done.

A motion to approve Pay Estimate #6 for Staton's Construction (**Unservd II**) was made by Mr. Blackford, seconded by Mr. Hall – approved.

A motion to approve the KIA Grant Draw 6 for the **Unservd II** project was made by Mr. Haws, seconded by Mr. Robinson – approved.

Mr. Horne reported that the City of Nicholasville supply connection discussion is still on-going.

A motion to authorize the signing of a letter to Rural Dev concerning the withdrawal of the loan application for the Catnip Hill **tank site** was made by Mr. Hall, seconded by Mr. Robinson – approved.

A motion to approve the minutes of the April meeting was made by Mr. Blackford, seconded by Mr. Robinson – approved.

A motion to approve the minutes of the Special meeting was made by Mr. Robinson, seconded by Mr. Blackford – approved.


A motion to approve the April bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Robinson – approved.

There was a discussion on updating the billing system which has to be done before the end of year.

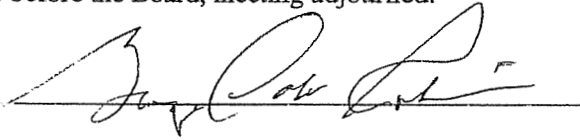
The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables, and contractual payables for pre-approval.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Two handwritten signatures in black ink, one above the other, positioned to the left of a horizontal line.



A large, stylized handwritten signature in black ink, positioned above a horizontal line.

Chairman

June 1, 2011

The Board of Commissioners of the Jessamine South Elkhorn Water District on June 1, 2011, with the following Commissioners present: Nick Strong, Jerry Haws, J. F. Hall, George Dale Robinson and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Ron Eldridge, Tim Bullock and Diana Clark were also present.

Leta Mattingly and Nancy Clark, auditors, addressed the Board with a review of the 2010 audit. Mr. Strong signed the Management Assertion letter stating all records were made available to them.

There was a review of the Aged Receivables. Mr. Smith is sending a letter to R & J Petersen concerning his outstanding balance.

Mr. Smith reported that Forest Hill Group had filed a complaint with the PSC concerning the tank site relocation and Mr. Smith has answered the complaint. Due to the complaint, the District has put a hold on the tank project.

Ron and Christopher reported on the progress of the PRV vaults.

A motion to approve the KIA Grant Draw 7 for the **Unserved II** project was made by Mr. Robinson, seconded by Mr. Blackford – approved.

Christopher reported on the Leak Detection Program directed by the Board. The first issue was to have the master meters tested by Dyer's Meter Service. Tom reported that Ky Am Water refused to allow the District to test the meters and KAWC would have the meters tested by their service with Tom, Ron and Christopher present. If necessary, PSC would be asked to step in and test the meters. Secondly, Christopher also suggested checking the stream crossing meters for leaks. Thirdly, Christopher reviewed the outline of dividing the system into thirteen segments with testing done monthly on each segment. Each segment would cost approximately \$4600 and would be prioritized based on high pressure areas and age of lines.

Christopher reported that Tom Calkins had been approached by an engineer to solicit him for the project of changing the District's water supply from Ky Am to the City of Nicholasville.

A motion to approve the minutes of the May meeting was made by Mr. Blackford, seconded by Mr. Robinson – approved.

A motion to approve the May bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Robinson – approved.

There was a brief discussion on bidding the audit.

The Marefats, 355 E Cambridge, requested to possibly disconnect their irrigation system from that meter and connect to their house meter. Options were given and will be passed on to the customer.

There was a discussion on the insurance coverage. Proposals were submitted by KACo and Old Colony Insurance Services. A motion to accept the proposal from Scottsdale Indemnity Co and Kemi Insurance was made by Mr. Robinson, seconded by Mr. Hall – approved. Mr. Strong abstained from voting.

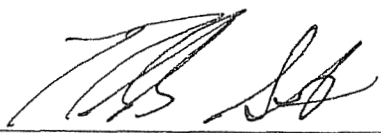
The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables, and contractual payables for pre-approval.



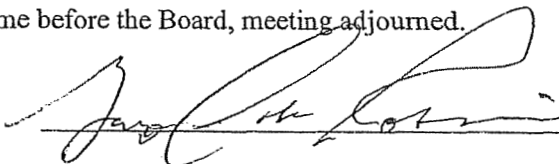
Minutes
June 1, 2011
Page 2

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman





September 12, 2011

The Board of Commissioners of the Jessamine South Elkhorn **Water** District on September 12, 2011, with the following Commissioners present: Nick Strong, George Dale Robinson, Jerry Haws and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tim Bullock, Tom Smith, Ron Eldridge and Diana Clark were also present.

Ron reported on the repairs and settings of the PRV vaults. There were several complaints from customers concerning the low pressures.

There was a review of the Aged Receivables.

Mr. Smith reported that he had filed a motion to dismiss the **Forest Hill** Group complaint. No decision has been received from PSC.

Mr. Smith reported that PSC had issued an order extending the time to answer the complaint on the Forest Creek case after the Jessamine Circuit Court had ruled that PSC had jurisdiction. It was discussed whether to appeal the Circuit Court's ruling and to request the PSC to hold the complaint before it in abeyance. A motion to appeal the Circuit Court's ruling and ask the PSC to hold the complaint in abeyance pending the outcome of the appeal was made by Mr. Haws, seconded by Mr. Blackford – approved.

Mr. Horne presented a copy of the SRF Loan Application. A motion to authorize the execution of the SRF Loan Application WX21113029/21113039 for the **Northwest Watermain / Dixon Town** project and to authorize the resolution as of the August 3, 2011 meeting to be ratified and approved was made by Mr. Robinson, seconded by Mr. Blackford – approved.

A motion to authorize a Change Order for additional inspection time on the **Unserved II** project was made by Mr. Blackford, seconded by Mr. Robinson – approved.

Christopher and Tom reported on a local IT repair on the water telemetry.

Mr. Horne reported on surplus funds from the **Unserved II** project. He requested using the funds for existing problems within the District. The State responded that it was possible to use the funds and anything under \$100,000 could be used by obtaining bids.

There was a discussion on a request from Staton's for reduction of the retainage. A contingent motion based on review of necessary documents to reduce the retainage to 5% on the Staton's Construction contract (**Unserved II**) was made by Mr. Blackford, seconded by Mr. Robinson – approved.

Mr. Blackford brought up the issue of a heavy piece of equipment left by D F Bailey during the Southeast II project that has not been removed for several years and is sitting on the District's easement. Ron was instructed to remove it.

The Christmas party has been set for December 16th at Giuseppe's.

Tom requested permission to have an old meter service removed from 9006 Harrodsburg Rd. This is considered a general maintenance issue.

A motion to approve the minutes of the August meeting was made by Mr. Blackford, seconded by Mr. Robinson – approved.


Minutes
September 12, 2011
Page 2

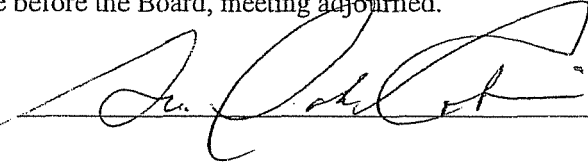
A motion to approve the August bills and pre-approval for the contractual payables was made by Mr. Robinson, seconded by Mr. Blackford – approved.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables, and contractual payables for pre-approval.

There being no further business to come before the Board, meeting adjourned.

ATTEST:





Chairman

October 5, 2011

The Board of Commissioners of the Jessamine South Elkhorn **Water** District on October 5, 2011, with the following Commissioners present: Nick Strong, George Dale Robinson, J F Hall, Jerry Haws and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tim Bullock, Tom Smith, Ron Eldridge and Diana Clark were also present.

Ron reported that both PRV vaults were up and working and the pressures had be set to balance out the system. Christopher gave a report on a pressure survey.

There was a review of the Aged Receivables. There was a discussion on the JAH and Peterson invoices.

Action by the PSC on the **Forest Hill** Group complaint motion to dismiss is still pending.

Mr. Smith reported that the Circuit Court decision on the **Forest Creek** lawsuit had been appealed. The PSC decision on the motion to dismiss is still pending.

Christopher reported on the leak detection program which is on hold at the present. He recommended using the remaining funds from the **Unservd II** project to install an additional PRV. A motion to purchase a new PRV contingent on approval from KIA to use the funds was made by Mr. Hall, seconded by Mr. Blackford – approved.

Ron reported on recovering the excavator on Hunters Ferry.

Mr. Strong reported that the retainage for Staton's Construction (**Unservd II**) is being reduced down to 5% based on a previous contingent motion and on their follow-through with the warranty bond and releases. The District has accepted the property releases which have been presented.

A motion to approve Change Order #6 on the **Unservd II** project was made by Mr. Hall, seconded by Mr. Robinson – approved.

A motion to approve KIA/SRF Draw #23 (**Unservd II**) was made by Mr. Robinson, seconded by Mr. Blackford – approved.

The estimates for repairing the front sidewalk were presented. A motion for Gary Morgan to complete the work was made by Mr. Haws, seconded by Mr. Blackford – approved.

Preliminary figures for the 2012 Budget were presented to the Board.

A motion to approve the amended minutes of the September meeting was made by Mr. Robinson, seconded by Mr. Blackford – approved.

A motion to approve the September bills and pre-approval for the contractual payables was made by Mr. Robinson, seconded by Mr. Hall – approved.


The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables, and contractual payables for pre-approval.



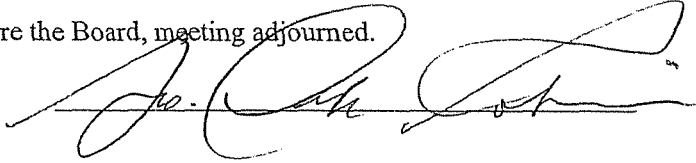
The Board went into special session to evaluate the SRF Engineer Statements of Qualification. After a discussion a motion to award the engineering services to Horne Engineering for the Northwest and Dixon Town projects was made by Mr. Hall, seconded by Mr. Robinson - approved.

There being no further business to come before the Board, meeting adjourned.

ATTEST:



Chairman



March 2, 2011

The Board of Commissioners of the Jessamine South Elkhorn **Water** District on March 2, 2011, with the following Commissioners present: Nick Strong, Jerry Haws, J. F. Hall, and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Ron Eldridge, Tim Bullock and Diana Clark were also present.

A motion to approve the minutes of the February meeting was made by Mr. Blackford, seconded by Mr. Hall - approved.

Sonny Bates and Logan Davis, Forest Hills, addressed the Board with concerns on the **Catnip Hill Tank** relocation. Several issues were discussed: 1) The timeline for funding, 2) A clear title on the proposed site, and 3) The impact of Forest Hills residents and Harrods Ridge residents. There was a continued discussion after the representatives left the meeting. The consensus of the Board was to proceed with the original site. Mr. Smith will send a letter.

There was a review of the Aged Receivables.

Mr. Smith reported that **Forest Brook** had filed a counter claim with Jessamine Circuit Court and the District had answered the counter claim.

Mr. Smith reported the tariff amendments were ready to file subject to his review.

A motion to approve Pay Estimate #4 for Staton's Construction (**Unservd II**) was made by Mr. Blackford, seconded by Mr. Haws – approved.

A motion to approve the KIA Grant Draw 4 for the **Unservd II** project was made by Mr. Blackford, seconded by Mr. Hall – approved.

Christopher outlined the City of Nicholasville supply connections. He also supplied a construction cost comparison. The City has adequate capacity to supply the District. It was suggested to set up a meeting to obtain a commitment from the City.

Christopher gave a follow up on the flow tests.

A motion to approve the February bills and pre-approval for the contractual payables was made by Mr. Blackford, seconded by Mr. Hall – approved.

A financial meeting was set for Tuesday, March 8th, 10:00 AM.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables, and contractual payables for pre-approval.

There being no further business to come before the Board, meeting adjourned.

ATTEST:

_____ Chairman

April 12.2011

Special Meeting

A Special Meeting was held April 12, 2011 with the following Commissioners present: Nick Strong, John Blackford, Jerry Haws and George Dale Robinson. John Horne was also present.

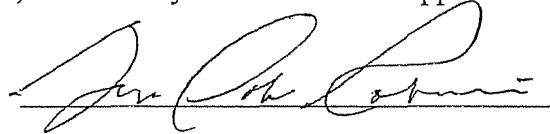
A motion to adopt the resolution of Kentucky Rural Water Finance Corporation for bond issue of \$1,565,000 for financing of the Catnip Hill elevated tank was made by Mr. Robinson, seconded by Mr. Blackford – approved.

A motion to adjourn was made by Mr. Haws, seconded by Mr. Robinson – approved.

ATTEST:



Chairman



March 7, 2012

The Board of Commissioners of the Jessamine South Elkhorn **Water** District on March 7, 2012, with the following Commissioners present: Nick Strong, George Dale Robinson, J F Hall, Jerry Haws and John Blackford. John Horne, Bruce Smith, Christopher Horne, Tom Smith, Ron Eldridge and Diana Clark were also present.

There was a review of the Aged Receivables.

There was a brief discussion on obtaining bids for the 2013 auditor.

There was a brief discussion on the **Forest Hill** Group status which was no change. It was suggested that a letter be sent to PSC to request an excuse for not building the storage tank since the District cannot get a ruling on the case. Tom reminded the Board that the PSC inspection was coming up and the inspector would ask about the tank since the District is in violation of sufficient storage. Mr. Smith will provide the case number to reference if the question comes up during the inspection. It was suggested to wait until the PSC inspection and then write the letter if necessary.

Tom presented pressure data charts for review. It was suggested to install chart recorders and transducers for the same time.

There was a discussion on the easements for the **KY 169** waterline relocation.

Mr. Smith reported on the **City of Nicholasville Water Purchase Contract Amendment**. A motion to authorize the signing of the revised amendment was made by Mr. Robinson, seconded by Mr. Blackford – approved.

Mr. Horne reported on the upcoming sale of the new bond to replace the Series 2000 RD Bond.

Ron reported on the water leaks found during the last month.

A motion to approve the minutes of the February meeting was made by Mr. Haws, seconded by Mr. Hall – approved.

A motion to approve the February bills and pre-approval for the contractual payables was made by Mr. Hall, seconded by Mr. Blackford – approved.

The Commissioners were given the following reports for review: Income Statement, Balance Sheet, Water Loss Report, Aged Receivables, and contractual payables for pre-approval.

The Board went into closed session for an employee's evaluation.

There being no further business to come before the Board, meeting adjourned.

ATTEST:

Chairman