

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

MAR 10 2014

PUBLIC SERVICE
COMMISSION

In the Matter of:

REQUEST TO FILL VACANCIES ON WESTERN) CASE NO.
PULASKI COUNTY WATER DISTRICT BOARD) 2014-00040
OF COMMISSIONERS)

ORDER

Don Calder, Chairman of Western Pulaski County Water District ("Western Pulaski District"), has advised the Commission in writing of the existence of one vacancy on Western Pulaski District's Board of Commissioners due to the expiration of the incumbent's term; has requested that the Commission fill the vacancy; and has proposed a candidate for appointment. More specifically, Mr. Calder requests that the incumbent, Randall Wilson, be appointed to fill the unexpired term.

Commission records indicate that the term of Mr. Wilson ended on October 4, 2013.¹ Commission records do not reflect the appointment of any successor upon the expiration of his term.²

KRS 74.020(4), which addresses the appointment of members to the boards of commissioners of water districts, states:

Vacancies shall be filled by the same appointing authority which is empowered to make the original appointment. Vacancies resulting from cause other than expiration of the term shall be filled for the unexpired term only.

¹ *Annual Report of Western Pulaski County Water District to the Kentucky Public Service Commission for the Year Ended December 31, 2011* at 6.

² KRS 74.020(9) requires water districts to report to the Commission all vacancies resulting from the expiration of a term or the death, resignation, or removal of the incumbent and all appointments within 30 days of the appointment or the occurrence of the vacancy.

Notwithstanding the provisions of KRS 67.710, a vacancy resulting from the expiration of a term or the death, resignation, or removal of the incumbent shall be filled by the Public Service Commission if, within ninety (90) days following the vacancy, the vacancy has not been filled by the appropriate county judge/executive with approval of the fiscal court.

Finding that the Commission appointed commissioners to Western Pulaski District's Board of Commissioners due to expiration of terms³ and information regarding Western Pulaski District was filed in the prior case, the prior case should be incorporated by reference. The Commission further finds that a proceeding should be initiated to consider the request.

IT IS THEREFORE ORDERED that:

1. This proceeding is initiated to fill the existing vacancy on Western Pulaski District's Board of Commissioners.

2. Pulaski County Judge/Executive Barty Bullock, Pulaski County Fiscal Court, Western Pulaski District and Randall Wilson are made parties to this proceeding.

3. Case No. 2012-00052, *Request to Fill Vacancies on Western Pulaski County Water District Board of Commissioners* (filed Feb. 14, 2012) shall be incorporated into the record.

4. Any party filing documents with the Commission shall serve a copy of those documents upon all other parties.

5. Randall Wilson shall file with the Commission an original and ten copies of the information listed in Appendix A. A party's failure to file the requested information in

³ See Case No. 2012-00052, *Request to fill Vacancies on Western Pulaski County Water District Board of Commissioners* (Ky. PSC Jan. 16, 2013).

a timely manner shall be considered as notice that the party does not wish to be considered for appointment to Western Pulaski District's Board of Commissioners.

6. Western Pulaski District shall file with the Commission the original and ten copies of the information listed in Appendix B.

7. a. The information requested herein is due on or before March 15, 2014. Responses to requests for information shall be appropriately bound, tabbed and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided.

b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

c. Any party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

e. Careful attention should be given to copied material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of

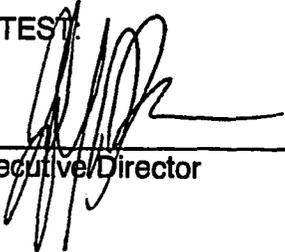
that information when responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations.

8. Any party who wishes to nominate a person to fill the vacancy shall submit such nomination to the Commission in writing within 20 days of the date of this Order.

By the Commission

ENTERED
FEB 27 2014
KENTUCKY PUBLIC SERVICE COMMISSION

ATTEST:



Executive Director

Case No. 2014-00040

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2014-00040 DATED **FEB 27 2014**

1. Provide your resume or curriculum vitae.
2. State your date of birth.
3. State your current street address and your current mailing address (if different from your street address).
4. State whether you have ever been convicted of violating any law (other than minor traffic offenses). If yes, list the conviction, the date of the conviction, the sentence, and the court that entered the sentence.
5. State whether you reside in Western Pulaski District's territory.
6. State whether you have fought a duel with deadly weapons or sent or accepted a challenge to fight a duel with deadly weapons, acted as second in carrying a challenge, or aided or assisted any person doing so.
7. State whether you are a customer of Western Pulaski District.
8. Describe your educational background.
9. Describe your experience in operating or managing a water utility.
10. Describe your experience in managing or operating organizations similar to a water utility.
11. List all positions that you currently hold with any local, state, or federal governmental entity.
12. a. List all non-governmental organizations and non-profit corporations for which you serve as an officer.

b. For each organization and corporation listed, state whether the organization or corporation transacts business with Western Pulaski District.

13. List all contracts that you have ever entered into with Western Pulaski District to provide goods or services. Provide a copy of each contract.

14. List all business transactions that you have had with Western Pulaski District in a personal or non-official capacity.

15. List all family members that Western Pulaski District currently employs and the position that each family member holds. State the date on which each family member began his or her employment with Western Pulaski District.

16. List all family members that Western Pulaski District has previously employed and the position that each family member held. State the dates on which each family member began and ended his or her employment with Western Pulaski District.

17. List all business transactions that family members have had with Western Pulaski District in a personal or non-official capacity.

18. List all courses of water district management training that you have attended since January 1, 2001.

APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2014-00040 DATED **FEB 27 2014**

1. Provide all documents of the Fiscal Courts of Pulaski, Russell, and Wayne counties that address the most recent appointment to Western Pulaski District's Board of Commissioners of: Randall Wilson.
2. State the date on which Randall Wilson's term expired.
3. Provide all correspondence with the Pulaski County Judge/Executive regarding the expiration of Randall Wilson's last term.
4. List all contracts that Randall Wilson has entered into with Western Pulaski District to provide goods or services. Provide a copy of each contract and the minutes of the meeting of the Western Pulaski District Board of Commissioners in which the contract was approved.
5. List all business transactions that Randall Wilson has entered into with Western Pulaski District in a personal or non-official capacity.
6. List all family members of Randall Wilson that Western Pulaski District currently employs and the position that each family member holds. State the date on which each family member began his or her employment with Western Pulaski District.
7. List all family members of Randall Wilson that Western Pulaski District has previously employed and the position that each family member held. State the dates on which each family member began and ended his or her employment with Western Pulaski District.

March 06, 2014

To: KY Public Service Commission

From: Randall Wilson

Subject: Appendix A, Answers to 18 Questions

Case No. 2014-00040

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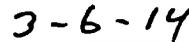
MAR 10 2014

PUBLIC SERVICE
COMMISSION

1. I have resided at Nancy, KY all of my life. My wife, Donna Wilson, and I have 1 child. I have worked for Pepsi Cola since August 24, 1976 to present. I am currently an Express Manager.
2. My DOB is [REDACTED]
3. Current address is 164 Anderson Rd., Nancy, KY 42544
4. No convictions
5. I currently reside in Pulaski County.
6. No
7. I am currently a customer of Western Pulaski Water District.
8. Completed 12th grade at Nancy High School.
9. I have served on the Western Pulaski County Water District's board since October 2009.
10. None
11. None
12. A. None B. None
13. None
14. None
15. None
16. None
17. None
18. None



Randall Wilson, Treasurer



Date

Western Pulaski County Water District

Western Pulaski County Water District
1059 W. Hwy 80
Somerset, KY 42503
606-679-1569
Fax 606-677-9449

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COMMISSION

"This institution as an equal opportunity provider and employer."

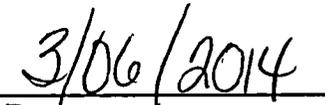
March 06, 2014
Public Service Commission
211 Sower Blvd.
Frankfort, KY 40601
ATTN: Jeff Derouen

Case No. 2014-00040 Subject: Appendix B

1. see attached
2. 10/04/2013
3. There has been no correspondence.
4. None
5. Mr. Wilson purchased 1 meter set for 164 Anderson Rd., Nancy, KY
6. None
7. None



Don Calder, Chairman



Date

ORDERS

FULASKI COUNTY FISCAL

COURT

Term, TUESDAY Day, 24TH. Day of NOVEMBER 19 2009

NON COOPER CO.

COURTHOUSE
SOMERSET, KY.

FULASKI CO. FISCAL COURT MET IN REGULAR SESSION ON TUESDAY, NOVEMBER 24, 2009 AT 10:00 A.M. WITH JUDGE BARTY BULLOCK PRESIDING AND THE FOLLOWING MAGISTRATES WERE PRESENT:

ISAACS WILSON BARNETT MAXEY STRUNK

MOTION WAS MADE BY MAGISTRATE BARNETT AND SECONDED BY MAGISTRATE WILSON TO APPROVE THE MINUTES OF THE PREVIOUS MEETING. MOTION CARRIED.

- (1) MOTION WAS MADE BY MAGISTRATE ISAACS AND SECONDED BY MAGISTRATE STRUNK TO APPROVE THE POLICIES AND PROCEDURES MANUAL FOR THE DETENTION CENTER. MOTION CARRIED.
- (2) MOTION WAS MADE BY MAGISTRATE MAXEY AND SECONDED BY MAGISTRATE STRUNK TO ACCEPT BID IN AMOUNT OF \$30,000.00 FOR ROC BUILDING PENDING SPECIFICATION APPROVAL. MOTION CARRIED.
- (3) MOTION WAS MADE BY MAGISTRATE MAXEY AND SECONDED BY MAGISTRATE ISAACS TO ACCEPT 180' OF JOSHUA'S WAY INTO THE COUNTY ROAD MAINTENANCE SYSTEM. MOTION CARRIED.
- (4) MOTION WAS MADE BY MAGISTRATE WILSON AND SECONDED BY MAGISTRATE BARNETT TO ACCEPT .4 MILE OF JONHAY DRIVE INTO THE COUNTY ROAD MAINTENANCE SYSTEM. MOTION CARRIED.
- (5) MOTION WAS MADE BY MAGISTRATE WILSON AND SECONDED BY MAGISTRATE MAXEY TO REJECT REQUEST TO REMOVE CLINES ROAD OUT OF THE COUNTY ROAD MAINTENANCE SYSTEM. MOTION CARRIED.
- (6) MOTION WAS MADE BY MAGISTRATE MAXEY AND SECONDED BY MAGISTRATE BARNETT TO ACCEPT STREETS IN COUNTRY ACRES SUBDIVISION: 2,663' OF COUNTRY ACRES DRIVE, 339' OF CORNER DRIVE, 466' OF COUNTRY VIEW DRIVE, AND 476' OF FIELD DRIVE. MOTION CARRIED.
- (7) MOTION WAS MADE BY MAGISTRATE ISAACS AND SECONDED BY MAGISTRATE WILSON TO APPROVE THE BILL LIST MUNC-PRO-TUNC. MOTION CARRIED.
- (8) MOTION WAS MADE BY MAGISTRATE STRUNK AND SECONDED BY MAGISTRATE MAXEY TO PLACE A 3-WAY STOP SIGN AT JACKSON ROAD AND BRONSTON SCHOOL ROAD. MOTION CARRIED.
- (9) MOTION WAS MADE BY MAGISTRATE WILSON AND SECONDED BY MAGISTRATE BARNETT TO APPROVE THE ROAD WORK REQUEST. MOTION CARRIED.
- (10) MOTION WAS MADE BY MAGISTRATE WILSON AND SECONDED BY MAGISTRATE STRUNK TO APPROVE 1,500 TON OF ROCK REQUEST. MOTION CARRIED.
- (11) MOTION WAS MADE BY MAGISTRATE ISAACS AND SECONDED BY MAGISTRATE MAXEY TO APPOINT RANDALL WILSON AS WESTERN WATER DISTRICT BOARD MEMBER MUNC-PRO-TUNC ON OCTOBER 4, 2009. ISAACS-YES, WILSON-MAY, BARNETT-NO, MAXEY-YES, AND STRUNK-YES. MOTION CARRIED.
- (12) MOTION WAS MADE BY MAGISTRATE ISAACS AND SECONDED BY MAGISTRATE WILSON TO ADJOURN. MOTION CARRIED.

EXECUTIVE ORDER

*Barty Bullock
Pulaski County Judge Executive*

November 24, 2009

RE: Western Water Board Members

It appearing to the Pulaski County Fiscal Court that a vacancy exists on the Western Pulaski County Water Districts Board and it further appearing to the court that this vacancy needs to be filled.

IT IS THEREFORE ORDERED by the Pulaski County Fiscal Court that Randall Wilson be appointed to a four year term to expire October 4, 2013.

*Barty Bullock
Barty Bullock
Pulaski County Judge Executive*