

**Goss  
Samford**

ATTORNEYS AT LAW | PLLC

**Mark David Goss**  
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(859) 368-7740

December 5, 2018

RECEIVED

DEC 05 2018

PUBLIC SERVICE  
COMMISSION

**VIA HAND-DELIVERY**

Gwen R. Pinson, Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
P.O. Box 615  
Frankfort, KY 40602

Re: IN THE MATTER OF: AN INVESTIGATION INTO THE FEASIBILITY OF  
PROPOSED MERGER OF CAWOOD WATER DISTRICT AND BLACK MOUNTAIN  
UTILITY DISTRICT PURSUANT TO KRS 74.361 - Case No. 2018-00068

Executive Director Pinson:

Please find enclosed and accept for filing in the above-styled matter an original and six (6) copies of Cawood Water District's Response to Commission Staff's Sixth Request for Information propounded November 21, 2018.

I appreciate your assistance with this matter, and please do not hesitate to contact me with any questions or concerns.

Respectfully submitted,



Mark David Goss

Enclosure

**CERTIFICATE OF SERVICE**

Pursuant to 807 KAR 5:001 Section 6, the undersigned certifies that, consistent with 807 KAR 5:001 Section 4(8), true and accurate copies of this letter and its enclosure have been placed into the custody and care of the United States Postal Service on December 5, 2018, for service upon the following:

Black Mountain Utility District  
609 Four Mile Road  
Baxter, KY 40806-8437

Charles H. Guyn  
Guyn Accounting Services  
Suite 306 Hendrickson Building  
P.O. Box 1566  
Harlan, Kentucky 40831



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Mark David Goss  
*Counsel for Cawood Water District*

**RECEIVED**

**COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION**

**DEC 05 2018**  
PUBLIC SERVICE  
COMMISSION

**IN THE MATTER OF:**

**AN INVESTIGATION INTO THE FEASIBILITY )  
OF PROPOSED MERGER OF CAWOOD WATER ) CASE NO. 2018-00068  
DISTRICT AND BLACK MOUNTAIN UTILITY )  
DISTRICT PURSUANT TO KRS 74.361 )**

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**CAWOOD WATER DISTRICT'S RESPONSE TO  
COMMISSION STAFF'S SIXTH REQUEST FOR INFORMATION**

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**Filed: December 5, 2018**

**Cawood Water District  
Case No. 2018-00068  
Commission Staff's Sixth Request for Information**

1. Provide a copy of the Cawood District Board of Commissioners' meeting minutes for August, September, and October 2018.

**Response:**

The requested meeting minutes are attached.

## **August 2018, Board Meeting, Cawood Water District**

### **Members Present:**

**Howard Farmer**

**Harold Sellers**

**Tim Engle**

**Tim Rice**

**Mike Thomas**

### **Visitors:**

**Richard Scruggs**

**Terry Sellers**

### **Motion to open:**

**Tim Engle 1<sup>st</sup>**

**Harold Sellers 2<sup>nd</sup>**

**All yes**

**Richard Scruggs is interested in accepting responsibility as the financial officer for CWD. Mr. Scruggs would like to speak to the PSC for the purpose of learning the guidelines and requirements that he would be responsible for to their agency. Ronnie Williams**

**will contact Erin Donges at the PSC for Mr. Scruggs to open communications.**

- Terry Sellers offered his assistance to Mr. Scruggs and CWD for a simple income and disbursement program if so desired.**

**Minutes Approval:**

**Mike Thomas 1<sup>st</sup>**

**Howard Farmer 2<sup>nd</sup>**

**All yes**

**Reportable Purchases:**

**2 – 2019 Dodge Ram pickups were ordered from Tim Short Auto in Middlesboro, KY on 8/7/2018.**

**Motion for matter of Lana Pace:**

**Tim Rice 1<sup>st</sup>**

**Howard Farmer 2<sup>nd</sup>**

**All yes**

**Motion was made during the July 2018 CWD Board Meeting that Lana Pace would have a letter of resignation prepared to be turned in at the August 2018 CWD Board Meeting. Mrs. Pace was not present at the**

August Board Meeting nor did she have her letter of resignation sent to the board.


This motion was made to have Mrs. Pace comply with the July Board Meeting motion of her resignation.

Motion to Adjourn:

Harold Sellers 1<sup>st</sup>

Mike Thomas 2<sup>nd</sup>

All yes



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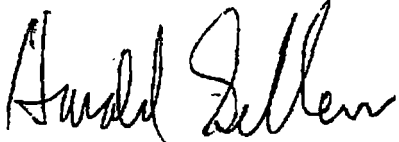
Mike Thomas

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## **Sept. 2018 Board Mtg. Cawood Water District**

### **Members Present:**

**Howard Farmer**

**Harold Sellers**

**Tim Engle**

**Mike Thomas – Not Present**

### **Visitors:**

**Ken Taylor**

**Richard Scruggs**

**Terry Sellers**

### **Motion to open:**

**Harold Sellers 1<sup>st</sup>**

**Tim Rice 2<sup>nd</sup>**

**All yes**

### **Project updates:**

**Ken Taylor:**

- **Asbury Hollow, no new updates at this time.**
- **Fire Station completed and all water samples have returned clean.**



- Suggests meetings with M. Calebs (engineer) of Ky. State Hwy. Dept. concerning Hwy. 421 water line project.

Lana Pace:

- Turned in her letter of retirement to the board which will take place on 12/31/2018.

Richard Scruggs:

- Mr. Scruggs is working closely with Lana Pace concerning the transition of Lana's retirement and Richard taking on her duties.
- Water loss reports are as follow:
  - o Cawood -32.9%
  - o Pathfork -19.8%

Howard Farmer:



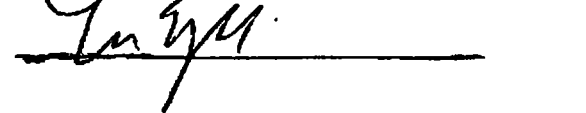
- Will contact Dan Mosley (Judge Executive) concerning a meeting with M. Calebs from Ky. Hwy. Dept.


Motion to Adjourn:

Tim Rice 1<sup>st</sup>

Tim Engle 2<sup>nd</sup>

All yes

  
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**October 2018 Board Meeting Cawood Water District**

**Members Present:**

**Howard Farmer**

**Tim Engle**

**Harold Sellers**

**Tim Rice**

**Mike Thomas**

**Also Present:**

**Ken Taylor**

**Richard Scruggs**

**Motion to open:**

**Tim Engle 1<sup>st</sup>**

**Howard Farmer 2<sup>nd</sup>**

**All yes**

**Minutes Approval:**

**Tim Engle 1<sup>st</sup>**

**Mike Thomas 2<sup>nd</sup>**

**All yes**

**Invoice Approval:**

**Tim Rice 1<sup>st</sup>**

**Harold Sellers 2<sup>nd</sup>**

**All yes**

**Project Updates:**

**Ken Taylor:**

- **Asbury Hollow**
  - **3 out of the 4 residents want city water**
  - **Coal Severance monies can be used to pay for tap on fees**
  - **Plumbing permits must be obtained by resident**
  - **After discussions board wants to have a meeting with Judge Executive Dan Mosley for discussion of project and coal severance monies**
- **Booster Pump stations:**
  - **Billy Moore – Longway Drive, Cawood Hill**
  - **Tim Rice – Tway Hill**
  - **Allen Johnson – Ready Mix Road**
  - **After discussions of these stations board would also like to discuss projects with Judge Mosley**

**Chlorine Analyzer:**

**Rebuild old unit - \$3604.40 for parts and labor**

**New unit - \$4074.00 for unit and labor for install**

**Mike Thomas 1<sup>st</sup>**

**Howard Farmer 2<sup>nd</sup>**

**All yes in favor for new unit to be installed**

**Water loss:**

**Cawood – 35%**

**Pathfork – 55%**

**Richard Scruggs –**

**Updated board on working with Lana Pace. Work is progressing well and will continue until Lana's retirement at the end of 2018.**


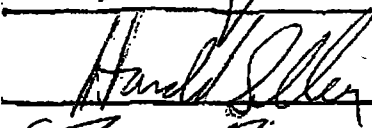

**Ronnie Williams – Gen. Man. Of C.W.D has turned in letter of resignation and will stay with company until end of 2018 to help train new hire if company so desires.**

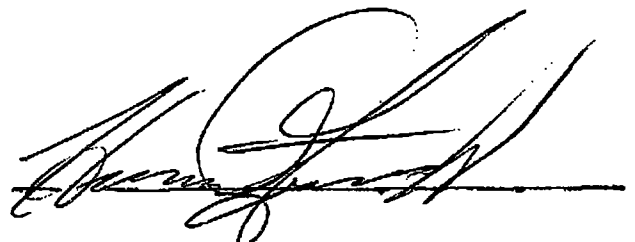
**Motion to adjourn:**

**Tim Rice 1<sup>st</sup>**

**Tim Engle 2<sup>nd</sup>**

**All yes**

  
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**COMMONWEALTH OF KENTUCKY**  
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 DISTRICT PURSUANT TO KRS 74.361 )**

**CASE NO. 2018-00068**

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**VERIFICATION OF LANA PACE**


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COMMONWEALTH OF KENTUCKY )  
 )  
 COUNTY OF HARLAN )

Lana Pace, being duly sworn, states that she has supervised the preparation of the response of Cawood Water District to Commission Staff's Sixth Request for Information propounded in the above-referenced proceeding and that the matters and things set forth in that response are true and accurate to the best of her knowledge, information and belief, formed after reasonable inquiry.

  
 \_\_\_\_\_  
 LANA PACE

The foregoing Verification was signed, acknowledged and sworn to before me this 4<sup>th</sup> day of December, 2018, by Lana Pace.

  
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 NOTARY PUBLIC  
 Commission Expiration: 9-28-19