



City of Livingston

August 7, 2025

P.O. Box 654

Livingston, KY 4045

606-453-2061

cityoflivingston@windstream.net

CASE NO. 2024-00359

In response to the Public Service Commission's request for information from the City of Livingston, I, Samantha Smoker – City Clerk, attest that this response is true and accurate to the best of my knowledge, information, and belief formed after a reasonable inquiry.

1. There is currently an outstanding debt balance of \$28,503.72 for the purchase of water from Wood Creek Water District (Wood Creek District) owed by Livingston. There is also a current balance due of \$4,762.32 that is due on August 15th, 2025.
2. There have not been any agreements entered into with Wood Creek District regarding the payment of accrued arrearage.
3. The City of Livingston intends to pay the remaining debts owed to Wood Creek District using the KYWWaters funding recently approved by the Kentucky Infrastructure Authority. The information for this grant can be found on the WRIS under WX21203534. <https://wris.ky.gov/portal/DwPrjData/WX21203534>
4. The average monthly bill for residential customers was \$56.06 from September of 2024 to August of 2025. The average bill for commercial customers was \$978.47 from September of 2024 to August of 2025. The average amount collected per month for



residential customers for August of 2024 to July 2025 is \$7,121.92. The average amount collected per month for commercial customers for August of 2024 to July of 2025 is approximately \$1,600.00. The system used for calculations is reflecting \$12,408.54 as the average collection amount for commercial customers, but this number is clearly not accurate. The City of Livingston has five commercial customers: the family dollar, the post office – both of which have bills that are \$49.91 every month, the gas station which has an average bill of \$80.00, Livingston Manor apartment complex which averages around \$800, and Kentucky American who averages between \$600-\$700.00 monthly. Adjustments were made to dates for calculations of receivables due to the collection for this month not yet being complete. Discrepancies in averages will exist due to adjustments for readings not taken into consideration when a new water operator updated all readings.

5. The City of Livingston is currently awaiting completion of the bidding process for Livingston Municipal Water Works and Livingston Wastewater Treatment Plant. This will commence on Friday, August 15th, 2025, at 4:30, when sealed bids will be publicly opened. The intention is to sell both systems to a qualified buyer capable of operating the systems in the best interest of the public.

Samantha Smoker
City Clerk

Samantha Smoker



LIVINGSTON MUNICIPAL WATER WORKS
LIVINGSTON WASTEWATER TREATMENT PLANT

9226 MAIN STREET, SUITE 3
LIVINGSTON, KENTUCKY 40445

P.O. BOX 654
LIVINGSTON, KENTUCKY 40445

606-453-2061

CITYOFLIVINGSTON@WINDSTREAM.NET

BID PACKAGE

Bid Form

LIVINGSTON MUNICIPAL WATER WORKS & WASTEWATER TREATMENT PLANT

LOCATIONS:

Livingston Wastewater Treatment Plant – 9487 Main Street, Livingston, Kentucky 40445

Sewer Lift Station – In the curve of Mullins Street, behind Marathon Gas Station

Water Tower – On or about 325 Mahaffey Hill Road, Livingston, Kentucky 40445

Water Lines – In & Out of City Limits, a full customer list will be provided upon winning bid

REFERENCE:

Legal Advertisements posted to Facebook and in the Mount Vernon Signal Pg. 2

Responsible Bidder Information Form Pg. 3

Bidding Information Pg. 4-5

Bidder Acknowledgement Form Pg. 6

Certificate of Availability of Funds Pg. 7

Attach the bid you / your company has prepared with the above documents and place in a sealed envelope with “Sealed Bid” on the outside and hand deliver to City Hall or mail to P.O. Box 654, Livingston, Kentucky 40445.

INTENT TO SELL AD:

Bid of Sales for Livingston Municipal Water Works System:

To Whom It May Concern:

The City of Livingston is posting its intent to sell the entirety of Livingston Municipal Water Works and Livingston Wastewater Treatment Plant.

Bidding will open on Wednesday, August 6th, 2025, at 9 AM and commence on Friday, August 15th, at 4:30 PM, where sealed bids will be opened during a special-called meeting.

Sealed Bids may be hand-delivered to the City of Livingston City Hall, located at 9226 Main Street, Suite 3, Livingston, KY 40445, or mailed to P.O. Box 654, Livingston, KY 40445. All bids must be marked on the envelope with the words "Sealed Bid" and specifications of your bid included.

A comprehensive package of bidding documents may be located in City Hall, and requests for documentation can be made by calling 606-453-2061 or emailing cityoflivingston@windstream.net. The same may be contacted for any questions or concerns.

The City of Livingston reserves the right to reject bids outside of contractual agreements, bidders incapable of owning and operating a water and/or wastewater system, bids that are lower than the minimum bidding threshold, and any other cause that violates KRS guidelines.

ACCEPTANCE OF BIDS AD:

Bid of Sales for Livingston Municipal Water Works System:

To Whom It May Concern:

The City of Livingston is accepting bids for the entirety of Livingston Municipal Water Works and Livingston Wastewater Treatment Plant.

Bidding will open on Wednesday, August 6th, 2025, at 9 AM and commence on Friday, August 15th, at 4:30 PM, where sealed bids will be opened during a special-called meeting.

Sealed Bids may be hand-delivered to the City of Livingston City Hall, located at 9226 Main Street, Suite 3, Livingston, KY 40445, or mailed to P.O. Box 654, Livingston, KY 40445. All bids must be marked on the envelope with the words "Sealed Bid" and specifications of your bid included.

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RESPONSIBLE BIDDER INFORMATION FORM

Attach additional sheets as needed

Company Name:

Company Address:

Company Telephone Number (w/Area Code):()

Company E-Mail Address:

Number of Years in Business:

Federal Tax ID No:

Contact Person's Name & Title:

Indicate all occurrences of the following in the last 4 years (if none, so state). For verification, attach documentation, and/or provide sufficient and appropriate detailed information such as:

Project Name:

Owner:

Contact Person:

Telephone Number:

A. Contract abandonment or contract termination

B. Debarment by state, federal or local jurisdiction

I hereby certify that the information above is factual and complete.

Company Name

Authorized Official (please print or type)

Signature of Authorized Official Date:

BIDDING INFORMATION:

- I. All sealed bids made about the Livingston Municipal Water Works and the Livingston Wastewater Treatment Plant are for at least the following:
 - i. All water and sewer lines that currently belong to Livingston Municipal Water Works and Livingston Wastewater Treatment Plant.
 - ii. All easements associated with water and sewer lines currently owned by Livingston Municipal Water Works and Livingston Wastewater Treatment Plant.
 - iii. All inventory, both in ground and in storage, currently owned by Livingston Municipal Water Works and Livingston Wastewater Treatment Plant.
 - iv. The water tower currently owned and operated by Livingston Municipal Water Works.
 - v. The sewer lift station in operation on Mullins Street, along with all materials owned by Livingston Wastewater Treatment Plant at the lift station.
 - vi. The entirety of the Livingston Wastewater Treatment Plant.
 - vii. Access to all manholes necessary to operate the water and wastewater systems.
 - viii. Access to copies of any documentation regarding customers' addresses and contact information of Livingston Municipal Water Works and Livingston Wastewater Treatment Plant when requested.
 - ix. Access to all documentation of service lines, maps, and main lines, currently in possession of Livingston Municipal Water Works and Livingston Wastewater Treatment Plant, when requested.
 - x. Access to all documentation regarding the Division of Water and the Environmental Protection Agency when requested.
 - xi. The right to operate Livingston Municipal Water Works and Livingston Wastewater Treatment Plant, so long as the entities are absorbed as your own.
- II. The City of Livingston has the right to the following:
 - i. The right to reject bids outside of contractual agreements already in place.
 - ii. The right to reject bids placed by an individual or business incapable of owning and lawfully operating a water and/or wastewater system in compliance with the Division of Water and Environmental Protection Agency.
 - iii. The right to reject bids that are lower than the minimum bidding threshold set by the Livingston Commission.
 - iv. The right to reject any bid that violates KRS laws and guidelines, the city or municipality must follow.
 - v. The right to negotiate shall apply if the bids received are unreasonable in price.
 - vi. The right to negotiate shall apply if there is no response to the invitation to bid.
- III. Bidding Process:

- i. Bidding will commence on August 6th, 2025, at 9 AM and end on August 15th at 4:30 PM.
- ii. All bids may be delivered in person to City Hall at 9226 Main Street, Livingston, Kentucky 40445, or mailed to P.O. Box 654, Livingston, Kentucky 40445.
- iii. All bids must be marked “Sealed Bid”.
- iv. On August 15th at 4:30 PM, all sealed bids will be opened during the Commission meeting, where the commissioners will vote to accept the winning bid.
- v. The winning bid will be determined by what is in the best interest, not the lowest bid amount.
- vi. KRS 45A.365 section six may be referenced for the withdrawal of bids.
- vii. Shall a KRS differ from the requests made in this bid proposal, the KRS shall apply for that section.
- viii. All questions and requests for documentation can be made by calling 606-453-2061 or emailing cityoflivingston@windstream.net.
- ix. Once the bid is accepted, the party will be notified immediately.
- x. A formal meeting between the City of Livingston and the winning party must be scheduled within fourteen days to begin the legal process of transferring ownership.
- xi. The bid amount must be paid in full at the time the contract is signed.

The requests made in section one of the Bid Form by the City of Livingston, owner of Livingston Municipal Water Works and Livingston Wastewater Treatment Plant, are the minimum requirements for bids. Bids with stipulations and requests that exceed the above-mentioned items will be reviewed and are encouraged. The Bid Form is a guideline. A copy of the KRS codes 45A.425 and 45A.365 will be included in the bid package.

BIDDER ACKNOWLEDGMENT FORM

The undersigned hereby attests that the information provided to the CITY OF LIVINGSTON COMMISSION pertaining to the bid for the purchase of Livingston Municipal Water Works and Livingston Wastewater Treatment Plant is true and accurate to the best of his/her knowledge, that he/she has read and understands the conditions of bidding and the equipment, material, and specifications provided, and has complied with those conditions and tailored his/her bids to the specifications provided. The undersigned further understands that he/she may not change, alter, modify, or withdraw his/her bid, except as expressly permitted by law, pursuant to KRS 45A.365 section six.

Signature

Printed or Typed Name

Company Name

Title of Individual Signing

Date

CERTIFICATE OF AVAILABILITY OF FUNDS

Based on the nature of the sale of Livingston Municipal Water Works and Livingston Wastewater Treatment Plant, I understand that payment for the acquisition of the businesses and all related materials is due in a prompt manner. By signing this Certificate of Availability of Funds, I attest that the bid amount of _____ dollars and _____ cents is available or will be available to me within thirty days of execution of the contract between the City of Livingston and _____.

TITLE -