

LUBECK PUBLIC SERVICE DISTRICT  
SPECIAL BOARD MEETING  
June 15, 2005  
10:00 AM

ATTENDANCE: Roger Martin, Paul Smith, Jim Cox, Phil Postlewait, Jr., Richard Hayhurst, Francesca Tan, Alan Harris, Virginia McDonald, John Goodman, Craig Richards, Jon Hanning

The Special Meeting was called to order at 10 AM by Paul Smith, Acting Chairman.

It was moved by Roger Martin, seconded by Paul Smith that the District adopt and sign the Bond Resolution as presented and attached by Francesca Tan in her minutes. Passed unanimously.

It was moved by Roger Martin, seconded by Paul Smith that the District adopt and sign the Supplemental Resolution as presented and attached by Francesca Tan in her minutes. Passed unanimously.

It was moved by Roger Martin, seconded by Paul Smith that the District award the following Water Project Contracts as previously accepted by the District:

- Contract 03-1
- Contract 03-2
- Contract 03-3
- Contract 03-4
- Contract 03-5

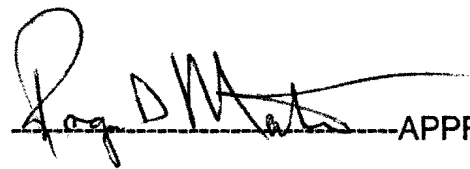
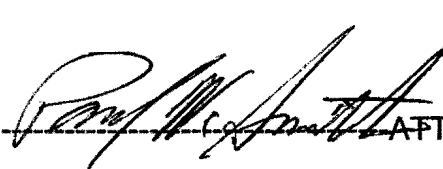
Passed unanimously.

It was moved by Paul Smith, seconded by Roger Martin that the District award Change Order #1 to Everett L. Harper and Son (Contract 03-1) for an additional \$80,923.77 and Change Order #1 to Mid Atlantic Storage (Contract 03-3) for a deduction of \$22,820.00. Passed unanimously.

It was moved by Roger Martin, seconded by Paul Smith that the District recess the meeting at 10:55 AM until after the signing of contracts. Passed unanimously.

Paul Smith reported that the Board was back in session at 11:43 AM with no action taken during the recess.

Moved by Roger Martin, seconded by Paul Smith that the District adjourn the meeting. Passed unanimously.

 APPROVED  ATTESTED

LUBECK PUBLIC SERVICE DISTRICT  
WATER REVENUE BONDS,  
SERIES 2005 A (WEST VIRGINIA INFRASTRUCTURE FUND),  
SERIES 2005 B (UNITED STATES DEPARTMENT OF AGRICULTURE) AND  
SERIES 2005 C (UNITED STATES DEPARTMENT OF AGRICULTURE)

2.8

MINUTES ON ADOPTION OF BOND  
RESOLUTION AND SUPPLEMENTAL RESOLUTION

On this 17<sup>th</sup> day of June, 2005, the undersigned duly appointed Secretary of the Public Service Board of Lubeck Public Service District hereby certifies that the following is a true and correct excerpt of the minutes of a special meeting of said Public Service Board:

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The Public Service Board of Lubeck Public Service District met in special session, pursuant to notice duly posted, on the 15<sup>th</sup> day of June, 2005, in Washington, West Virginia, at the hour of 10:00 a.m.

PRESENT: Paul Smith - Chairperson, Treasurer and Member  
Roger Martin - Secretary and Member

ABSENT: None

Paul Smith, Chairperson, presided, and Roger Martin, acted as Secretary. The Chairperson announced that a quorum of members was present and that the meeting was open for any business properly before it.

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Thereupon, the Chairperson presented a proposed Bond Resolution in writing entitled:

RESOLUTION AUTHORIZING THE ACQUISITION AND CONSTRUCTION OF CERTAIN IMPROVEMENTS AND EXTENSIONS TO THE EXISTING PUBLIC WATER FACILITIES OF LUBECK PUBLIC SERVICE DISTRICT AND THE FINANCING OF THE COST THEREOF, NOT OTHERWISE PROVIDED, THROUGH THE ISSUANCE BY THE DISTRICT OF NOT MORE THAN \$1,573,000 IN AGGREGATE

PRINCIPAL AMOUNT OF WATER REVENUE BONDS, SERIES 2005 A (WEST VIRGINIA INFRASTRUCTURE FUND), NOT MORE THAN \$2,068,300 IN AGGREGATE PRINCIPAL AMOUNT OF WATER REVENUE BONDS, SERIES 2005 B (UNITED STATES DEPARTMENT OF AGRICULTURE), AND NOT MORE THAN \$472,000 IN AGGREGATE PRINCIPAL AMOUNT OF WATER REVENUE BONDS, SERIES 2005 C (UNITED STATES DEPARTMENT OF AGRICULTURE); PROVIDING FOR THE RIGHTS AND REMEDIES OF AND SECURITY FOR THE REGISTERED OWNERS OF SUCH BONDS; AUTHORIZING EXECUTION AND DELIVERY OF ALL DOCUMENTS RELATING TO THE ISSUANCE OF SUCH BONDS; APPROVING, RATIFYING AND CONFIRMING LOAN AGREEMENTS RELATING TO SUCH BONDS; AUTHORIZING THE SALE AND PROVIDING FOR THE TERMS AND PROVISIONS OF SUCH BONDS AND ADOPTING OTHER PROVISIONS RELATING THERETO.

and caused the same to be read and there was discussion. Upon motion duly made and seconded, it was unanimously ordered that said Bond Resolution be adopted and be in full force and effect on and from the date hereof.

Next, the Chairperson presented a proposed Supplemental Resolution in writing entitled:

SUPPLEMENTAL RESOLUTION PROVIDING AS TO THE PRINCIPAL AMOUNT, DATE, MATURITY DATE, INTEREST RATE, PAYMENT SCHEDULE, SALE PRICE AND OTHER TERMS OF THE LUBECK PUBLIC SERVICE DISTRICT WATER REVENUE BONDS, SERIES 2005 A (WEST VIRGINIA INFRASTRUCTURE FUND), WATER REVENUE BONDS, SERIES 2005 B (UNITED STATES DEPARTMENT OF AGRICULTURE) AND WATER REVENUE BONDS, SERIES 2005 C (UNITED STATES DEPARTMENT OF AGRICULTURE); AUTHORIZING AND APPROVING THE SALE AND DELIVERY OF SERIES 2005 A BONDS TO THE WEST VIRGINIA WATER DEVELOPMENT AUTHORITY AND THE SERIES 2005 B BONDS AND THE SERIES 2005 C BONDS TO THE UNITED STATES DEPARTMENT OF AGRICULTURE; APPROVING AND RATIFYING THE LOAN AGREEMENT WITH RESPECT TO THE SERIES 2005 A

BONDS; DESIGNATING A REGISTRAR, PAYING AGENT AND  
DEPOSITORY BANK; AND MAKING OTHER PROVISIONS  
AS TO THE BONDS.

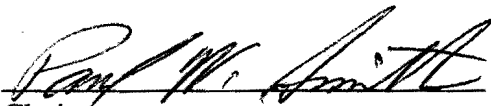
and caused the same to be read and there was discussion. Upon motion duly made and seconded, it was unanimously ordered that said Supplemental Resolution be adopted and be in full force and effect on and from the date hereof.

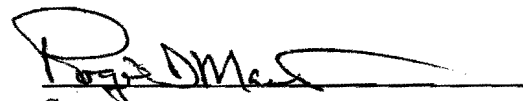
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There being no further business to come before the meeting, on motion duly made and seconded, it was unanimously ordered that the meeting adjourn.

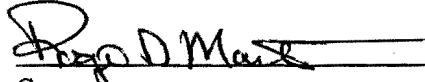
  
Chairperson

  
Secretary

CERTIFICATION

I hereby certify that the foregoing action of Lubeck Public Service District remains in full force and effect and has not been amended, rescinded, superseded, repealed or changed.

WITNESS my signature as of the date first written above.

  
Secretary

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