

BLUEGRASS BULLETIN

Spring 2023 Newsletter



Greetings Members,

On Saturday, while I was in the PEAK class in Chicago, Illinois I got a notification saying, The World Health Organization had declared the Global COVID-19 Pandemic was now officially over. It made me reflect on where the Bluegrass Chapter has come from and the challenges that still lie ahead for us.

We have come from only being able to have zoom meetings, classes and events to returning to in-person meetings, classes and events. While the latter half of 2022 saw us being able to open up more, we were still limited and masked up. The past year has been great and very successful. We had a good state event in Elizabethtown and were grateful for all the speakers from the Kentucky Transportation Cabinet who came and shared information. We were able to have a good YP/ Membership event at the Louisville Slugger Museum followed by dinner at the Eagle. At this event we made connections with the Kentucky Surveyor group and were able to add at least one (1) member from their group. We also added four (4) new members as a direct result of this event. We also had a really great Christmas party at Wildwood Country Club. If you didn't get to attend, you missed a really great time. We even got Doug with his Santa hat and colored lights.

The next event for the year was our annual Right-of-Way day held at the University of Louisville Southeast Burhans Halls on March 9, 2023. The speakers were: Curt Candler (Railroad Permitting & Easements), Paul Weis (Active Right-

(continued on page 2– President's Message)

Purpose

We improve people's quality of life through infrastructure development.

Mission

We empower professionals by elevating ethics, learning, and a standard of excellence within the global infrastructure real estate community.

www.irwa.org
www.irwaonline.org
www.irwaregion5.org

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President's Message, continued from page 1

Of-Way Projects in the Utility Industry), Dennis Durnall (Asset Management for Pipelines) Paula Motzell (Legal Parameters in the Pipeline Industry) and Rick Nord (Cyber Security). We were extremely pleased with the turnout and look forward to making it even better next year. We did send our delegates to the 2023 Region 5 Spring Forum in French Lick, Indiana where we were able to experience a good dinner train ride, golfing and a railroad symposium. We will round out this year with our annual membership meeting and election of officers on June 2, 2023 at Martins BBQ in Louisville, KY.

We did try to expand out of Louisville this year for our meetings, but I must confess this was not as successful as I had hoped it would be. We were able to have one (1) meeting in Lexington, KY. We had hoped to have a meeting on Owensboro but the cost of this meeting was prohibitive. Thanks to Mike Penick we were able to offer several educational courses this year and also helped restore some of our depleted funds from the global pandemic time. Overall, we have had a successful year.

In the next year, we are facing some very important challenges. First, the biggest challenge is leadership. As you can see by our ballot for 2023/2024 year, we are again having to recycle past leadership. We are grateful for these individuals' commitment to serve, but we must do better at cultivating new leaders if IRWA Chapter 25 is to grow and be successful. We started the year out without a secretary and thanks to all who filled this position over the past year (Mike, Jessica, Hunter, Chris to just name a few). I want to challenge you to examine if you would like to serve as a leader for the Board of Directors. This is "your" organization. The Board of Director's serve at your pleasure, so please consider stepping up and becoming a leader. We still have a position open (secretary) for next year.

Second challenge we are facing is the lack of individuals seeking the only designation the IRWA has, which is our SR/WA. We are grateful for those who have signed up for this pathway and looking forward to helping them obtain the SR/WA designation. We are also grateful to IRWA International for attempting to place a higher focus on this designation. If you don't have your SR/WA, please consider taking the time to do it. It will not only help the chapter, but it will also help you to grow as an individual in the Right-of-Way industry.

Finally, the third challenge we are facing is we must learn to do things differently. What things do we need to do differently? Well, this could be a multitude of things. Maybe we need to examine our meeting times, classes and events so a broader population of our membership can attend. I know many in the Kentucky Transportation Department are unable to attend because they have to take personal time off just to come to our meetings. I would challenge us in the next year to examine the barriers that keep individuals from attending meetings and events. If we are to be a successful chapter, we must examine everything we are doing with new and fresh eyes. This is where you come in. Please let your new leaders know what you need and expect from IRWA Chapter 25. We can't change, if we don't know what we need to change.

Lastly, I just want to say it has been a privilege and honor to serve this year as your President of Chapter 25. I look forward to the new leadership and the new ways we can make Chapter 25 the best it can be. Thank you for your support this past year and let's make next year even better.

Doug Grant, President

Nominations Committee Report

Greetings, Chapter 25 members! Hope everyone is having a good Spring season thus far!

As per our chapter bylaws, the following ballot is being prepared for membership vote for the upcoming fiscal year 2023-2024. This is the ballot that will be presented at our June 2nd, 2023 General Membership Meeting, which will be held at Martins BBQ, 3408 Indian Lake Drive, in Louisville (That's off Westport Road heading West from I-265/Gene Snyder).

This ballot will be presented for membership approval at next month's meeting: (*ID = International Director*)

Pending Officers Roster for 2022-2023

Secretary: <vacant, needs filled>

Treasurer: Jamey Cash, P.E. (3rd term)

[Strand Assoc]

Vice-Pres: Mike Penick, SR/WA

[Louisville Metro]

Pres: Chad Cutsinger, SR/WA

[QK4]

ID 2yr: Douglas Grant

[Wm. D. Otto Spence]

PDC: Travis Carmack, SR/WA

[Emerald Energy]

The ID 1yr position is also Travis Carmack, SR/WA, who took the oath for a 2-year tour of duty. Travis has agreed to serve out this position.

Please note there is a vacancy on the board in the position of Secretary. Anyone interested in filling this role needs to contact me immediately.

Any members interested in "running from the floor" to challenge a position may do so at the June 2023 Meeting. A run from the floor will cause a vote tally, which will be held to announce the winner of the challenged position. Anyone wishing to speak for or against a candidate will have 5 mins to inform the membership.

If no challenges, the nominations will officially be closed, and the vote will be held by voice affirmation. The officers will be installed after the voting process is completed.

Thank you, fellow members, for your continued support of our chapter. –Mike Penick,
Chapter 25 (Nominations and Elections)



Mike Penick, MBA, SR/WA, etc.

Assistant Director/Project Mgr I, Division of Engineering
Louisville/Jefferson Co. Metro Government
444 S. Fifth Street, Suite 400
Louisville, KY 40202
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PROPOSED BYLAW UPDATE

The following is submitted for review and vote at the next membership meeting. Board has reviewed and approved.



BYLAWS OF BLUEGRASS CHAPTER NO. 25

CHARTERED JANUARY 9TH, 1959
 Revised April 2023 September 2013

ARTICLE I GENERAL

Section 1. The name of this Chapter shall be
 BLUEGRASS CHAPTER NO. 25, INTERNATIONAL RIGHT OF WAY ASSOCIATION.

Section 2. This Chapter is a Chapter of the International Right of Way Association, a corporation formed under the laws of the State of California and all of its rights and powers are subject to the laws of said State, the Articles of Incorporation of said Association, and the Bylaws, Rules, and Regulations of said Association, including the requirement that all Chapter bylaws and amendments thereto are not effective until their approval by the International Executive Committee of said International Right of Way Association.

Section 3. Each member of this Chapter must conduct himself or herself in such a manner as to reflect honesty and the integrity of the International Right of Way Association and each is bound by the Code of Ethics and Rules of Professional Conduct of said Association. A member may be suspended or expelled from this Chapter and from said Association on such grounds and in the same manner provided for in the International Bylaws.

Section 4. This Association being non-political, non-partisan, and non-sectarian, no member shall represent himself or herself as a representative of the Association ~~in-with~~ respect to any political, partisan, or religious activity without the proper authorization from the Association. In any presentation wherein a member is in any way identified as a member of the Association, said member shall specifically indicate that the opinions expressed represent only private opinions and are not intended to reflect policy positions of the Association or this Chapter.

Section 5. The administrative year of this chapter shall be from July 1st to June 30th.

Proposed Bylaw Update continued

ARTICLE II MEMBERSHIP

Section 1. The classes of membership in this Chapter and the requirements for such membership shall be those established in the International Bylaws of the International Right of Way Association.

ARTICLE III MEETINGS

Section 1. General membership meetings of this Chapter shall be held at the time and place designated by the President and/or Vice President. General membership meetings shall be held at least ~~four~~ **two (2)** times each calendar year. A scheduled regular meeting, except the annual meeting, may be postponed by the President or Vice President with the concurrence of a majority of the Chapter Executive Board.

Section 2. An annual meeting of the members of this Chapter shall be held during October of each administrative year. Annual reports of all officers and committees may be presented at that time. Chapter officers, including International Directors, for the coming year, shall be elected at ~~the~~ said meeting but installed at the Annual Installation Meeting, and such other business as may be presented may be conducted.

Section 3. A Chapter Annual Installation Meeting shall take place ~~prior to before~~ June 30th of each year or a date determined by ~~the~~ Executive Board at which time the elected officers and an International Director shall be installed for their respective terms of office.

Section 4. Special meetings may be called at any time by the President and shall be called upon receipt of a written or electronically transmitted request of four members of the Chapter Executive Board or by ten active members of the Chapter.

Section 5. Notice of all meetings, ~~time and place,~~ shall be given to the active members in writing, by telephone, or by electronically transmitted communications at least five **(5)** days ~~prior to before~~ such meeting.

Section 6. Six **(6)** current members of the membership of the chapter shall constitute of quorum.

Section 7. Except as herein provided and notwithstanding any place outlined in the notice of the meeting or these Bylaws, members of the Board of Directors may participate and conduct voting in regular or special meetings by, or through the use of, any means of communication by which all participants may simultaneously hear each other, such by conference telephone, other electronic devices, and/or electronic/conference platforms such as, but not limited to: Zoom, Teams, WebEx, Blue Jeans, etc.
When a meeting is conducted by such means, then at the commencement of such meeting the chairperson or committee chair, as applicable, shall inform the participating Directors that a meeting is taking place at which official business may be transacted. Any participant in a meeting by such means shall be deemed present in person at such meeting.

Proposed Bylaw Update continued

ARTICLE IV OFFICERS

Section 1. The officers of this Chapter shall be a President, Vice-President, ~~a~~ Secretary, and ~~a~~ Treasurer, together with such other officers as may be appointed by the President, with the concurrence of the Executive Board.

In addition to the officers listed above, there shall be elected each year from the active membership of the Chapter, one member to serve as a member of the International Board of Directors of the International Right of Way Association. Said International Director shall be elected for a two-year term ~~so as~~ to comply with the International Bylaws providing for two Directors from each Chapter.

Section 2. Except for the officers appointed by the President as provided in Section 1 of this Article, all officers shall be elected by the active membership of this Chapter for a one (1) year term beginning at the start of the administrative year or until their successors are duly elected or appointed and installed.

Section 3. If the office of ~~the~~ International Director shall become vacant, the chapter shall, at an election scheduled for and held at the next regular meeting of the Chapter following the date the vacancy occurs, elect a director to hold the office during the unexpired term.

If the office of the President shall become vacant, the Vice President shall immediately succeed to the duties and office of the President. In the event of a vacancy in any other office except the offices of ~~the~~ Vice President or International Director, said office shall be filled by the President from the active members of the Chapter with the concurrence of the Chapter Executive Board.

Section 4. No officers, except with ~~the~~ approval of general membership, may be re-elected to the same office until two (2) years have elapsed following the end of the term to which elected, provided, however, that this limitation shall not apply to the office of Secretary, Treasurer, or International Director, who shall be eligible to succeed themselves.

Section 5. The officers of this organization shall perform duties as herein set forth.

- A. International Directors. The International Directors shall act as ~~the~~ liaison between the International and Chapter structures of the Association working in close cooperation with the Regional Chair and Vice Chair. They shall inform the Chapter Executive Board of all actions and activities occurring at meetings of the International Board of Directors and of such other matters as may come to their attention.
- B. President. The President shall be the ~~chief~~ Chief Executive Officer of the Chapter and ex-officio member of all committees and shall, subject to the control of the Executive Board, have general supervision, direction, and control of the business and officers of the Chapter. The President shall preside at all meetings of the chapter and of the Executive Board, and shall have the general powers and duties usually vested in the office of President, and such other powers and duties as may be prescribed by the Bylaws of the Association, this Chapter or the Chapter

Proposed Bylaw Update continued

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Executive Board.

Proposed Bylaw Update continued

- 135 C. Vice President. The Vice President shall have the general powers and duties of a Vice
 136 President; shall act as President in the case of the absence or disability of the
 137 President; shall advise and assist the President when called on to do so, and shall
 138 perform such other duties as may be required by the Executive Board. In case the
 139 office of President becomes vacant, the Vice President shall become President.
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- 141 D. Secretary. The Secretary shall keep a book of minutes of all of the meetings of the
 142 Chapter and the Executive Board, shall carry on all correspondence of the Chapter,
 143 and shall perform such duties as may be required by the Executive Board.
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- 145 E. Treasurer. The Treasurer shall receive all funds of the Chapter and keep a proper
 146 record thereof, shall deposit them in a convenient responsible bank, and shall disburse
 147 them only upon receipt of proper authority from the Chapter Executive Board. The
 148 Treasurer shall provide financial reports as required by the IRWA Headquarters in a
 149 timely fashion. The Treasurer shall perform such other duties as are delegated to that
 150 officer by the Chapter's Executive Board.
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ARTICLE V EXECUTIVE BOARD AND COMMITTEES

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156 **Section 1.** Executive Board. The Executive Board shall consist of ~~the~~ International
 157 Directors, elected Officers, and ~~the~~ Committee Chairpersons. Five (5) members of the Board
 158 shall constitute a quorum, providing there are present three (3) officers, including the
 159 President or Vice-President, Secretary or Treasurer, International Director, and two (2)
 160 Chairpersons of standing committees. The Board shall meet before or after each general
 161 meeting of the membership and at such times and places as shall be designated in a written
 162 or electronic notice authorized by the President, which shall be sent to each member of the
 163 Board not less than seven (7) days before the date of the meeting. The Executive Board
 164 shall have the power and duty to conduct and direct all the business and affairs of the
 165 Chapter.
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167 **Section 2.** There shall be in this Chapter, certain standing committees as provided
 168 in this Article. Unless specifically provided otherwise herein, the Chairperson of each
 169 standing committee shall be appointed by the President immediately after taking office.
 170 They shall be appointed by the President from the active membership of the Chapter. The
 171 Chairpersons shall appoint the members of their respective committees from the active
 172 membership of the Chapter. The President, or in case of the disability or absence of the
 173 President, the Vice-President, shall be an ex-officio member of each standing committee.
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175 **Section 3.** Committee on Nominations and Elections. A Committee on Nominations
 176 and Elections shall be a standing committee of this Chapter. A Chairperson for the
 177 Committee on Nominations and Elections shall be appointed by the President as described in
 178 Section 2 of this Article. The Committee shall consist of the Chairperson and at least three
 179 members, including the active three immediate past Chapter Presidents, but not including
 180 the current President. This committee shall present and recommend a slate of officers to the
 181 membership for their consideration not later than the tenth month of the administrative
 182 year. Opportunity shall be given to any member to make nominations from the floor at the
 183 time of elections.

Proposed Bylaw Update continued

Section 4. Professional Development Committee. There shall be in this Chapter a Professional Development Committee consisting of (either 3 or a multiple of 3) members, each of whom shall be elected for a three-year term at the same time and in the same manner as the officers of this Chapter are elected; provided, however, that the first election following the establishment of this committee, one-third of said members shall be elected for a one-year term; one-third for a two-year term, and the remainder for a full three-year term. All members of said chapter Professional Development Committee must have attained the designation of Senior Member International Right-of-Way Association, (SR/WA).

Section 5. There shall be in this Chapter an Education Committee. The Chairperson for the Committee shall be appointed by the President as described in Section 2 of this Article. The Chairperson shall appoint the members of the committee from the active membership of the Chapter.

Section 6. There may be such other standing or ad hoc committees as the Executive Board shall from time to time determine to be necessary. However, it is recommended that there shall be established in this Chapter committees corresponding to those certain International Committees designed for Chapter counterparts by the International Board of Directors or the International Executive Committee.

ARTICLE VI DUES AND FEES

Section 1. Annual dues of active members of this Chapter, or partial payment of new members, shall be such sum as is provided by the International Bylaws of this Association as and for the annual per capita assessment plus the sum for Chapter dues, or partial payment thereof, which may from time to time be established by the Chapter Executive Board. Said dues are payable to the International Right of Way Association.

Section 2. In addition to the dues required herein, all applications for new active membership shall be accompanied by an application fee which may be established by the International Executive Committee.

Section 3. Annual Chapter dues of Associate Members of this Chapter shall be an amount ~~which-that~~ may be established by the Executive Board.

Section 4. Annual Chapter dues of Retired Members, with the magazine, of this Chapter, shall be an amount ~~which-that~~ may be established by the Executive Board.

Section 5. Annual Chapter dues of Retired Members, without the magazine, of this Chapter, shall be an amount which may be established by the Executive Board.

Proposed Bylaw Update continued

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ARTICLE VII RULES OF ORDER

Section 1. Except as otherwise provided for in these Bylaws, *Robert's Rules of Order*, current revision, are hereby adopted as the rules for the procedure and conduct of all meetings of this Chapter, its Executive Board, and Committees.

ARTICLE VIII AMENDMENTS

Section 1. These Bylaws may be repealed, amended, or new Bylaws adopted at any General membership meeting of the Chapter by an affirmative two-thirds vote of the active members present after the same has been sent by mail or via electronic transmission to active members of the Chapter at least seven (7) days ~~prior to~~ before the meeting. Said action by the Chapter shall not become effective until approved by the International Executive Committee or its designee.



2023 IRWA CHAPTER 25 GENERAL MEMBERSHIP MEETING AND OFFICER INSTALLATION



DAN BUCAN, SR/WA

Special Guest
Secretary of the International
Governing Council (IGC) of the
IRWA

Please email, text, or call Chris Music and advise of attending so an accurate headcount can be provided.

cmusic@e3co.land
606.875.5568



JUNE 2, 2023

Noon-3:00 PM

Martin's BBQ Joint
3408 Indian Lake Drive
Louisville, KY 40241

Chapter 25 will be covering
all registration fees for this
event and we look forward to
seeing you.



Int'l Right of Way Assoc, Chapter 25

General Membership Meeting with Special Guest Dan Bucan, SR/WA, Secretary for the International Governing Council (IGC) of IRWA

Location: Martin's BBQ Joint
3408 Indian Lake Drive, Louisville, KY 40241
June 2nd, 2023, 12:00 PM – 3:

***Use one form if more than one attends from the same company, please.**

1) Name _____ Title _____
 2) Name _____ Title _____
 3) Name _____ Title _____
 4) Name _____ Title _____
 Company _____ Address _____
 City _____ State _____ Zip Code _____
 Phone _____ Fax _____ E-mail _____

Chapter 25 will be covering the cost of attending this event however, we still ask that you register accordingly so that we may provide the restaurant with an accurate headcount.

Registration Deadline: May 26, 2023

Considering the cost of this event is covered by Chapter 25 please email this form, email directly, text, or call Chris Music and advise of attending so an accurate headcount can be provided.

cmusic@e3co.land

606.875.5568

IRWA ensures equal access to its services, classes and programs without regard to sex, race, religious creed, color, national origin, ancestry, veteran's status and handicap and/or disability.