The Southwest Missouri Joint Municipal Water Utility Commission

SWMO water

Board of Directors Meeting Minutes

Wednesday, April 20, 2022

CALL TO ORDER

The meeting of the Southwest Missouri Joint Municipal Water Utility Commission was called to order at The Casino, 101 South Lincoln, Monett Missouri on April 20, 2022, at 9:09 a.m. by Roddy Rogers.

SELF INTRODUCTIONS ** members of both boards * member of Tri State Board

Bob Wilson
Chris Landoll
Dan Johnson**
David Hertzberg
Devin Smith
Doug Colvin**
Gail Melgren
Hal Van Da Griff
Hannah Humphrey
Harold McCoy
Jack Schaller
Jason Choate**
Jason Stutesman
Jennifer Henggeler
Jennifer Hoggatt
Jeremy Parsons*
Joe Kelley**
John Schumacher
Josh Youngblood
Kevin Barnes*
Matthew Barnhart*
Michael Weller
Mike Beatty*
Mike Klem
Pete Rauch
Roddy Rogers
Skip Schaller**
Steve Stodden**
TJ Whatley
Travis Cossey

Absent—Kendall Powell*

PRESIDENT'S REPORT

David Hertzberg was recognized for his many years of service and as an original founder of Tri-State. He was recognized for his contributions and accomplishments over the years.

Gail Melgren was recognized for her support and hard work over the past 11 years as Executive Director of SWMO. As a staff of one she moved the group to achieve numerous milestones and stayed committed toward the next water source. Thank you's and appreciation were expressed to Gail by word and ovation.

APPROVAL OF PREVIOUS MINUTES

The Board Minutes from the August 18,2021 meeting were not available and will be approved at the next meeting August 17, 2022.

FINANCIAL REPORT

Financial Report-Doug Colvin reported a bank account balance of $6,166. There are some outstanding bills to be paid after the budget and dues calculation are established in the meetings today

EXECUTIVE DIRECTOR REPORT

The following slate of officers was presented; motion made for acceptance by Skip Schaller, seconded by Dan Johnson. Motion passed. These officers will serve until the next annual meeting.

President-Skip Schaller
Vice President-Jason Choate
Secretary-Kendall Powell
Treasurer-Travis Cossey
At Large-Steve Stodden

The following Director changes were submitted:

Joplin-Dan Johnson for David Hertzberg
Mt Vernon-Dustin Davis for Joe Kelly
Nixa-Travis Cossey for Doug Colvin

Reallocation Status: - reported during Joint Meeting

DNR Report: - reported during Joint Meeting

SWPA response comments:
A 21-page document was prepared by Lewis Jones and John Fortuna of King and Spalding, attorneys with expertise in COE Water Storage Reallocations, and hired by the

Commission. The document is a series of responses to comments submitted by the Southwestern Power Administration (SWPA) regarding the Stockton Lake reallocation Study. This was submitted to the KC District with the objective of assisting the Corps in completing its work and finalizing the Reallocation Report and Environmental Assessment.

Roddy gave a summary of the topics the document covers as follows:

1) COE authority for the reallocation
2) Operational change relative to the reallocation
3) Effects on Hydropower Purpose and evaluation of the reallocation with respect to the system
4) The reallocation and immediate need
5) Updated Cost of Storage and Total Usable Storage
6) Withdrawal limit on the reallocation
7) Modeling impacts to Hydropower with firm yield
8) References to a "30% Contingency" and to Dependable Yield Mitigation Storage
9) Phased Reallocation

These comments are intended to support the report finding of no significant impact.

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Roddy reported that Lewis Jones and John Fortuna are leaving King and Spalding to start their own firm (Jones and Fortuna). Because they have been the ones who have worked on this project it is desired to continue working with them specifically. They will be sending a new agreement for us which is anticipated to include better rates.

Steve Stodden recognized that these two individuals are the people selected through the professional selection process, not the firm, and made a motion that pending board review and approval of the new Jones and Fortuna agreement, Roddy may sign the new agreement. It was noted there is no Commission procurement policy and we are already using these two and are happy with their work. The Board agreed that the professional selection was made on the work of Jones and Fortuna, and not the firm where they were employed. Doug Colvin seconded and motion passed unanimously.

OLD BUSINESS

PAS Funding Agreement with COE

This was approved in the August 2021 meeting but the funding breakdown has changed from what was voted on in that August meeting and a new spreadsheet showing the adjusted breakdown was presented for Board Approval. Generally, there is less allocated to the Aerial Photography item and those funds were shifted to the legal items. Additionally, in the previous proposed studies, the Arch Enviro studies were going to be performed through the Commission independent of the COE. RFPs were prepared and sent out but no responses were received so those studies will now be included in the work done with COE staff and/or consultants, and paid for with PAS funds. The total PAS funding will be $325,000. That amount will be matched from the $985,000 being

received by the Commission in the DNR Multipurpose Finding Agreement. The PAS funding agreement should be ready to sign this summer and matching funds will be paid for through reimbursement from the DNR Multipurpose Fund based on invoices from the COE. Skip Schaller made a motion to give Roddy the authority to sign the COE agreement when ready. Steve Stodden seconded, and the motion passed.

NEW BUSINESS

New Bank Signature Papers: Travis Cossey, Jeremy Parsons, and Steve Stodden need to sign bank signature papers.

Dues Change for 2022: covered in Joint Meeting.

A news article was included in the Board packet on the Western US drought being at historic levels with a map showing the drought moving closer to Missouri. It was noted there are anticipated population shifts away from water poor areas to areas where there are sustainable water sources. Discussion of possible effects followed.

Future Meetings: In order to get back on schedule for 2022 meetings, it was agreed the remaining meetings will be held August 17 and November 2.

The SWMO meeting continued simultaneously as the Tri-State meeting was opened in order to have one presentation and vote on dues and finances with each Board at the same time.

See minutes from Tri-State Meeting also

An estimated total budget of $246,000 for both organizations was presented and approved. Based on that budget, both Boards voted unanimously to calculate the dues based on 1/3 of the primacy fee specific to each entity, multiplied by the number of water connections for each entity. The Boards also voted that the dues for members of the JMUC will go 100% to the JMUC bank account, and that the dues of those who are members of Tri-State (but not the JMUC) will go 100% to the Tri State bank account. The Board also agreed that those who are members of the JMUC are still members of the Tri State Water Resource Coalition. A motion stating the above was made by Skip Schaller, seconded by Doug Colvin, and approved by unanimous vote

ADJOURNMENT

With no further business, the meeting was adjourned simultaneously with the adjournment of the Tri-State Water Resource Coalition meeting at 11:21 a.m.

Kendall Powell, Secretary