SWMO water

Southwest Missouri Joint Municipal Water Utility Commission (JMUC)

Board of Directors Meeting

Minutes

January 18, 2023

CALL TO ORDER

The meeting of the Southwest Missouri Joint Municipal Water Utility Commission (JMUC) was called to order at The Casino, 101 South Lincoln, Monett Missouri on January 18, 2023, at 9:06 a.m. by Skip Schaller, President. The JMUC meeting was concurrent with the Tri State meeting.

SELF INTRODUCTIONS

Board Members Present:
Kendall Powell, Branson
Jason Choate, Carthage
Steve Stodden, City Utilities of Springfield
Skip Schaller, Monett,
Dustin Davis, Mt. Vernon
Travis Cossey, Nixa
Roddy Rogers, Executive Director-SWMO

In Attendance:
Mike Weller, DNR
Elizabeth Kerby, DNR
TJ Whatley, City Utilities (CU) via Zoom
Jennifer Henggeler, COE via Zoom
Bob Wilson, City Utilities via Zoom
John Fortuna, Jones and Fortuna
Lewis Jones, Jones and Fortuna
Chad Johnson, CDM Smith
Michael D. Beatty, Liberty (Tri State Secretary/Board member)
Jeremy Parsons, Ozark (Tri State Board member)
Garrett Brickner, Republic via Zoom (Tri State Board member)
JW Hackworth, Liberty
Phil Walsack, Burns and McDonnell
Kerry Scott, Olsson
Jason Stutesman, Nixa
Jane Hood SWMO Council of Governments via Zoom
Andrea Collier, Barr Engineering via Zoom
Megan Rivera, Hazen via Zoom
Joel Alexander, CU via Zoom
Bob Wilson, CU via Zoom
Drew Hilpert, CU via Zoom

Josh Youngblood, MPUA via Zoom

APPROVAL OF PREVIOUS MINUTES

A motion to approve the JMUC and Tri State minutes from October 19, 2022, with corrections to the Officers list and to the description of DYMS as suggested by Roddy was made by Kendall Powell, seconded by Skip Schaller, and passed.

OFFICERS 2022-2023

JMUC members include Branson, Carthage, Springfield CU, Joplin, Monett, Mt Vernon, Nixa, Stockton. A motion was made by Skip Schaller and seconded by Travis Cossey to approve/accept Ozark and Republic into the SWMO Joint Municipal Water Utility Commission (JMUC) pending their respective board votes of approval.

JMUC Officers include—Skip Schaller-Pres; Jason Choate VP; Kendall Powell Sec: Travis Cossey-Treas; Steve Stodden-at large.

COMMITTEE REPORTS

Executive Committee—JMUC Officers are due to be elected/reelected in April. Roddy suggests/recommends maintaining the current slate of officers for another year as bylaws allow two year terms upon annual reelection/approval of the board.

Steve Stodden made that motion; Skip Schaller seconded, and the motion passed.

JMUC Financial Report-Travis Cossey

As of 1/4/23 the Central Bank account balance is $687,936.10 with a check for $325,000 to the COE pending.

Technical -Jason Choate

PAS Funding Agreement—made payment to the COE of $325,000 to match PAS funding with DNR Multipurpose funds received for Corridor Studies, Hydraulic Model, and Timing/Permitting Studies.
Check for $325,000 pending.

COE Report-Jennifer Henggeler

Jen reported that the reallocation report is in final policy review by COE personnel in both the Hydraulic Division in Portland and at HQ in DC. (it was forwarded to HQ on November 23, 2023). She anticipates comments back by the end of January.

Once the payment for preliminary studies is cashed, they will be ready to solicit and establish contracts to perform the aerial photography, environmental and archaeological,

and timing/permitting studies. Likely will miss the winter window for the photography (when the leaves are off the trees) so will target next fall.

(Jen did not include the updated cost of storage in her report because she had reported to us via phone call with Roddy that the new cost has increased from $33 million to $42 million. They have 3 months to review and a Director's report could follow in February. ASA Michael Connor is aware of the coming report.
It is possible these targets could get moved back pending issues yet to be discussed with the COE.)

Roddy suggested each entity talk to decision makers with amount of storage desired and cost and try to get some indication of whether or not their entity would be planning to take and pay for water storage.

DNR-Michael-Weller

Request for $325,000 from DNR multipurpose fund to match COE funding of $325,000 for Corridor, Environmental, Hydraulic, and Permit studies has been received and deposited in the JMUC account. Michael stated they were glad to hear those multipurpose funds are on the way to being put to good use for the technical studies. He also reported that the Multipurpose funding is still in place and healthy.

EXECUTIVE DIRECTOR REPORT

Roddy provided additional info to Forvis (formerly BKD) for determining tax status. Since we have switched to the JMUC receiving more of the dues revenue, that entity will need to file taxes. We have not in the past because revenues were below the $50,000 threshold.

Held multiple meetings with Jones and Fortuna and Gilmore and Bell on reallocation contracts as well as JMUC contracts with individual entities. Some of these included discussions with the COE.

Lathrop Gage—David Shorr passed away Dec 26. We have used them minimally over the past couple of years and have been relying mostly on Jones Fortuna formerly of King Spalding. David had also been preparing for retirement. Roddy suggests/proposes having Lathrop Gage transfer files to Jones/Fortuna pending ok by Jones Fortuna. Steve Stodden makes a motion to do so. Seconded by Jason Choate. Motion passes.

Had multiple meetings/phone calls with COE on Reallocation Report and Reallocation Contract and costs.

Web Sites—being managed by Kim Spradling. One site under umbrella of SWMO Water. Can access both JMUC and Coalition information. The modified site is not live yet but will be.

Presented to Leadership Springfield on October 25.

Annual Water Conference- Nov 1 Darr Center——"Establishing Resilience"— Financials passed out. 149 enrolled. Cleared nearly $8000. Good media coverage. Good review comments as well as areas to improve.

Roddy asked for reimbursement of annual fee for Adobe--$239.88. It was set up for automatic renewal on Roddy's personal credit card before having a business credit card. Asking for approval of reimbursement. Board approved.

OTHER BUSINESS

All Dues—sent out—Still several outstanding (Joplin, MoAm, Willard, Mt Vernon, City of Springfield, Jasper County, Stone County, Pierce City). Ozark and Republic still pending their board actions RE joining JMUC. Branson payment pending fiscal year budget timing.

2023 Meetings-- April 19, July 19, October 18

CLOSED MEETING – Executive Committee

Contractual and legal discussions will be held in closed session, and only actions resulting from closed meeting will be included in the public minutes.

A motion to go into concurrent closed executive session with Tri State was made by Jason Choate, seconded by Travis Cossey and approved by the JMUC Board. This motion was also to adjourn back into the regular meetings upon conclusion of the closed session.

A break was taken to allow non Board members to depart from the meeting.

See closed meeting minutes.

Open meeting was resumed at about 11:40 a.m.

ADJOURNMENT

With no further business the meeting was adjourned at about 11:42 am by virtue of the earlier approved motion by Jason Choate (JMUC and Tri State).

Kendall Powell, Secretary