

**BOONE COUNTY REGIONAL SEWER DISTRICT
BOARD OF TRUSTEES MEETING
JUNE 21, 2022
BOONE COUNTY COMMISSION CHAMBERS
801 E WALNUT STREET**

Trustees Present: Randy Chann, Chair
David Shorr, Vice Chair
Deborah Schnedler, Secretary
John Massey, Trustee
Justin Aldred, Trustee

Absent:

Others Present: Tom Ratermann, General Manager
Lara Florea, Finance Manager & Assistant Secretary
Virgil Farnen, Operations Manager
Andy Lister, Project Manager
Angela Burke, Blitz, Bardgett & Deutsch, General Counsel
Chris Pieper, Blitz, Bardgett & Deutsch, General Counsel
Sandi Clark, Office Administrator
Joey McLiney, McLiney & Company

The meeting was held in person and as a GoToMeeting video with telephone conference.

Randy Chann, Chair, called the June 21, 2022 Board of Trustees meeting to order at 5:30 p.m. Chann noted there was a quorum.

ADOPTION OF REVISED AGENDA

The June 2022 Agenda was not revised.

APPROVAL OF MINUTES

The minutes for the May 2022 Board of Trustees Meeting were included in the packet.

On a motion by David Shorr and a second by Justin Aldred, the Board moved to approve the minutes for the May 2022 Board of Trustees meeting as written. Motion carried.

APPROVAL OF CLOSED SESSION MINUTES

The minutes for the May 2022 Closed Session were distributed to Trustees electronically. They are made public upon approval.

On a motion by Debbie Schnedler and a second by David Shorr, the Board moved to approve the minutes for the May 2022 Closed Session as written. Motion carried.

APPROVAL OF APRIL 26, 2022, SPECIAL MEETING MINUTES

The minutes for the April 26, 2022 Special Meeting were included in the packet.

On a motion by Debbie Schnedler and a second by Randy Chann, the Board moved to approve the minutes April 26, 2022 Special Meeting as written. Motion carried.

PUBLIC COMMENT

There was no public comment.

CONSENT AGENDA

Easement Acquisition Report

Permit Status Report

Monthly Financial Reports

Outstanding Bills

Safety Minutes

Status Report (Work in Progress)

The reports listed on the Consent Agenda were included in the packet. Schnedler commented that Lara Florea had the financial reports and entries updated and they are good for May.

Ratermann reviewed the outstanding bills included in the packet.

Sandi Clark reviewed the safety meeting minutes included in the packet.

On a motion by Randy Chann and a second by David Shorr, the Board moved to approve the outstanding bills payable to: Premier Truck Group for sewer jet repair in the amount of \$2,290.41; JM Auto and Truck Service for a Ford F150 transmission in the amount of \$5,027.63; Bio-Gard Inc. for Midway Arms for pump replacement in the amount of \$1,789.68; and Central Power Systems & Services for contract generator service and batter replacement in the amount of \$10,654.86. Motion carried.

On a motion by Randy Chann and a second by John Massey, the Board moved to approve the reports included on the Consent Agenda as presented. Motion carried.

MANAGER'S REPORT

Planning and Zoning Update

The reports were included in the packet. Justin Aldred reviewed the P&Z agenda included in the packet.

MDNR Inspections/ Letters of Warning (LOW)/

Notices of Violation (NOV)/ Unsatisfactory Features/ Return to Compliance

Ratermann advised a LOW was received for Rocky Fork for a lab procedure. Virgil Farnen responded to the Department of Natural Resource (DNR) by email and no further response is

needed.

Ratermann advised a LOW was received for the SRK facility which was out of compliance on PH at the lagoon outfall. The response deadline for this LOW is July 5th.

The effluent for each of these facilities was acceptable.

**Low Income Household Drinking Water & Wastewater Emergency
Assistance Program & State Assistance for Housing Relief (LIHWAP) (CMCA)**

Clark advised the BCRSD has received pledges in the amount of roughly \$4,500 from the LIHWAP for 2022.

Sturgeon O&M Agreement

Ratermann reviewed the re-issued agreement included in the packet. He will attend the City of Sturgeon Council meeting on June 27th to address any concerns about the agreement.

Personnel Policy

Ratermann advised this will return at the next meeting.

Operation Committee Meeting 7/28/2022

Ratermann reported the next meeting is July 28th.

Ravenwood Letter of Credit

Ratermann reviewed the Letter of Credit included in the packet and recommended the BCRSD reduce it by the amount of 18 connection fees paid.

Children's Services Fund Grant

Ratermann reviewed the memo included in the packet. He advised the BCRSD will apply for this grant in 2023.

Brookfield Estates – Revocable Access Agreement at Book 4591, Page 29

Ratermann reviewed the access agreement with the home owners' association (HOA) included in the packet. He advised neighboring property owners have complained about people using ATVs and boat trailers on BCRSD excess land. He recommended the Trustees revoke this access agreement, and if that is of interest it will return to the July meeting for approval.

Shorr advised the HOA should file the request to revoke this agreement.

Schnedler advised that if non-property owners are using this access without rights as residents of this subdivision, the BCRSD is not the enforcing agency to resolve the misuse of the land.

Premium Pay for Essential Workers Grant

Ratermann reviewed the letter to the Commissioners included in the packet, requesting premium pay for essential workers.

On a motion by Debbie Schnedler and a second by David Shorr, the Board moved to accept the Manager's Report as presented. Motion carried.

(Agenda Items)

OPERATIONS AND MAINTENANCE REPORT

Virgil Farnen reviewed the monthly O & M Reports included in the packet.

On a motion by Randy Chann and a second by John Massey, the Board moved to accept the O & M Reports as presented. Motion carried.

CONSIDER ADOPTION OF THE REVISED BCRSD MISSION STATEMENT

The Mission Statement was included in the packet.

On a motion by Randy Chann and a second by Justin Aldred, the Board moved to adopt the revised BCRSD Mission Statement. Motion carried.

CONSIDER APPROVAL OF THE MIDWAY AREA TREATMENT FACILITY PLAN

The facility plan was included in the packet. Ratermann recommended the Trustees approve the plans, advising the Trustees could remit their comments for McClure's review and response after approval. Discussion ensued.

On a motion by John Massey and a second by David Shorr, the Board moved to table the Midway Area Treatment Facility plan as presented.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor.

None opposed. This item was tabled.

**CONSIDER APPROVAL OF A RESOLUTION TO INCREASE THE
BCRSD CONNECTION FEE**

Ratermann reviewed the resolution included in the packet. The resolution increases connection fees per residential or commercial unit to the following, effective January 1, 2023: \$2,300 for 5/8" and 3/4" water meter size; \$3,845.00 for 1"; \$7,691 for 1½"; and \$12,305 for a 2" water meter.

On a motion by Debbie Schnedler and a second by Randy Chann, the Board moved to approve the Resolution to increase connection fees effective January 1, 2023.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor.

None opposed. Motion carried.

CONSIDER APPROVAL OF THE 2021 FISCAL YEAR AUDIT

Lara Florea advised hard copies of the audit are available for Trustees upon request. Florea reviewed the 2021 Fiscal Year Audit.

On a motion by Randy Chann and a second by David Shorr, the Board moved to approve the 2021 Fiscal Year audit as presented. Motion carried.

CONSIDER A RESOLUTION AMENDING A RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,095,000 PRINCIPAL AMOUNT OF SEWERAGE SYSTEM REVENUE BONDS [STATE REVOLVING FUND (SRF) PROGRAM] SERIES 2004 OF THE BOONE COUNTY REGIONAL SEWER DISTRICT; AND PRESCRIBING OTHER RELATED MATTERS

Joey McLiney was present to review the refinancing of various SRFs and loans. He advised the refinancing is intended to allow the Board of Trustees to set up a rate stabilization fund. He reviewed the report included in the packet.

This resolution and the following resolutions on the agenda are amending resolutions in order to refinance the respective loans and SRF loans.

Schnedler noted that DNR fees cannot be capitalized to the loan, and they will be deducted from the first month's payment savings.

On a motion by Debbie Schnedler and a second by Justin Aldred, the Board moved to approve the resolution amending a resolution authorizing the issuance of \$1,095,000 principal amount of sewerage system revenue bonds [State Revolving Fund (SRF) Program] Series 2004 of the Boone County Regional Sewer District; and prescribing other related matters.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor. None were opposed. Motion carried.

CONSIDER A RESOLUTION AMENDING A RESOLUTION AUTHORIZING THE ISSUANCE OF \$675,000 PRINCIPAL AMOUNT OF SEWERAGE SYSTEM REVENUE BONDS (SRF PROGRAM) SERIES 2006 OF THE BOONE COUNTY REGIONAL SEWER DISTRICT; AND PRESCRIBING OTHER RELATED MATTERS

On a motion by Justin Aldred and a second by John Massey, the Board moved to approve the resolution amending a resolution authorizing the issuance of \$675,000 principal amount of sewerage system revenue bonds (SRF Program) Series 2006 of the Boone County Regional Sewer District; and prescribing other related matters.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor. None were opposed. Motion carried.

CONSIDER A RESOLUTION AMENDING A RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,710,000 PRINCIPAL AMOUNT OF SEWERAGE SYSTEM REVENUE BONDS (SRF PROGRAM) SERIES 2007 OF THE BOONE COUNTY REGIONAL SEWER DISTRICT; EXTENDING THE MATURITY OF THE BONDS; AND PRESCRIBING OTHER RELATED MATTERS

On a motion by David Shorr and a second by Justin Aldred, the Board moved to approve the resolution amending a resolution authorizing the issuance of \$2,710,000 principal amount of sewerage system revenue bonds (SRF program) Series 2007 of the Boone County Regional Sewer District; extending the maturity of the bonds; and prescribing other related matters.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in

favor. None were opposed. Motion carried.

CONSIDER A RESOLUTION AMENDING A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$924,700 PRINCIPAL AMOUNT OF SEWERAGE SYSTEM REVENUE BONDS (STATE OF MISSOURI – DIRECT LOAN PROGRAM – ARRA) SERIES 2009 OF THE BOONE COUNTY REGIONAL SEWER DISTRICT; AND PRESCRIBING OTHER RELATED MATTERS

On a motion by John Massey and a second by David Shorr, the Board moved to approve the resolution amending a resolution authorizing the issuance of not to exceed \$924,700 principal amount of sewerage system revenue bonds (State of Missouri – Direct Loan Program – ARRA) Series 2009 of the Boone County Regional Sewer District; and prescribing other related matters.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor. None were opposed. Motion carried.

CONSIDER A RESOLUTION AMENDING A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$438,000 PRINCIPAL AMOUNT OF SEWERAGE SYSTEM REVENUE BONDS (STATE OF MISSOURI – DIRECT LOAN PROGRAM) SERIES 2011A OF THE BOONE COUNTY REGIONAL SEWER DISTRICT; AND PRESCRIBING OTHER RELATED MATTERS

On a motion by Justin Aldred and a second by Randy Chann, the Board moved to approve the resolution amending a resolution authorizing the issuance of not to exceed \$438,000 principal amount of sewerage system revenue bonds (State of Missouri – Direct Loan Program) Series 2011a of the Boone County Regional Sewer District; and prescribing other related matters.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor. None were opposed. Motion carried.

CONSIDER A RESOLUTION AMENDING A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$1,360,000 PRINCIPAL AMOUNT OF SEWERAGE SYSTEM REVENUE BONDS (STATE OF MISSOURI – DIRECT LOAN PROGRAM) SERIES 2012A OF BOONE COUNTY REGIONAL SEWER DISTRICT; AND PRESCRIBING OTHER RELATED MATTERS

On a motion by Debbie Schnedler and a second by Randy Chann, the Board moved to approve the resolution amending a resolution authorizing the issuance of not to exceed \$1,360,000 principal amount of sewerage system revenue bonds (State of Missouri – Direct Loan Program) Series 2012a of Boone County Regional Sewer District; and prescribing other related matters.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor. None were opposed. Motion carried.

CONSIDER A RESOLUTION AMENDING A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$12,198,000 PRINCIPAL AMOUNT OF SEWERAGE SYSTEM REVENUE BONDS (STATE OF MISSOURI – DIRECT LOAN PROGRAM) SERIES 2013 OF BOONE COUNTY REGIONAL SEWER DISTRICT; EXTENDING THE MATURITY OF THE BONDS; APPROVING CERTAIN DOCUMENTS AND PRESCRIBING OTHER RELATED MATTERS

On a motion by Debbie Schnedler and a second by Randy Chann, the Board moved to approve the resolution amending a resolution authorizing the issuance of not to exceed \$12,198,000 principal amount of sewerage system revenue bonds (State of Missouri – Direct Loan Program) Series 2013 of Boone County Regional Sewer District; extending the maturity of the bonds; approving certain documents and prescribing other related matters.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor. None were opposed. Motion carried.

CONSIDER A RESOLUTION AMENDING A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$3,064,000 PRINCIPAL AMOUNT OF SEWERAGE SYSTEM REVENUE BONDS (STATE OF MISSOURI – DIRECT LOAN PROGRAM) SERIES 2015 OF BOONE COUNTY REGIONAL SEWER DISTRICT; EXTENDING THE MATURITY OF THE BONDS; APPROVING CERTAIN DOCUMENTS AND PRESCRIBING OTHER RELATED MATTERS

On a motion by David Shorr and a second by Randy Chann, the Board moved to approve the resolution amending a resolution authorizing the issuance of not to exceed \$3,064,000 principal amount of sewerage system revenue bonds (State of Missouri – Direct Loan Program) Series 2015 of Boone County Regional Sewer District; extending the maturity of the bonds; approving certain documents and prescribing other related matters.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor. None were opposed. Motion carried.

CONSIDER A RESOLUTION AMENDING A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$1,219,000 PRINCIPAL AMOUNT OF SEWERAGE SYSTEM REVENUE BONDS (STATE OF MISSOURI – DIRECT LOAN PROGRAM) SERIES 2019 OF BOONE COUNTY REGIONAL SEWER DISTRICT; AND PRESCRIBING OTHER RELATED MATTERS

On a motion by John Massey and a second by Randy Chann, the Board moved to approve the resolution amending a resolution authorizing the issuance of not to exceed \$1,219,000 principal amount of sewerage system revenue bonds (State of Missouri – Direct Loan Program) Series 2019 of Boone County Regional Sewer District; and prescribing other related matters.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor. None were opposed. Motion carried.

CONSIDER A RESOLUTION AUTHORIZING THE FILLING OF AN APPLICATION WITH THE MISSOURI DEPARTMENT OF NATURAL RESOURCES, FINANCIAL ASSISTANCE CENTER'S STATE OF MISSOURI ARPA GRANT PROGRAMS FOR SUBAWARD OF FEDERAL FINANCIAL ASSISTANCE PROVIDED TO THE STATE OF MISSOURI BY THE US DEPARTMENT OF THE TREASURY

Ratermann reviewed the letter and ARPA options included in the packet.

On a motion by David Shorr and a second by Debbie Schnedler, the Board moved to approve the resolution authorizing the filling of an application with the Missouri Department of Natural Resources, Financial Assistance Center's State of ARPA Grant Programs for subaward of federal financial assistance provided to the State of Missouri by the US Department of the Treasury.

Randy Chann, David Shorr, Debbie Schnedler, and John Massey voted in favor. Justin Aldred recused himself. Motion carried.

OLD BUSINESS

There was no Old Business.

NEW BUSINESS

There was no New Business.

VOTE TO HOLD CLOSED SESSION UNDER SECTION 610.021 (1), & (13)

On a motion by David Shorr and a second by Debbie Schnedler, the Board moved that the Boone County Regional Sewer District Board of Trustees authorize a closed meeting at 7:18 PM on June 21, 2022, as authorized by: 610.021(1) RSMo. to discuss legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys and as authorized by section 610.021; and (2) RSMo. to discuss the leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor. Motion carried.

On a motion by John Massey and a second by David Shorr, the Board moved to re-open the regular meeting at 7:43 PM on Tuesday, June 21, 2022.

Randy Chann, David Shorr, Debbie Schnedler, John Massey and Justin Aldred voted in favor. Motion carried

ADJOURNMENT

On a motion by John Massey and a second by Justin Aldred, the Board moved to adjourn the meeting. Motion carried.

Meeting was adjourned at 7:44 PM.

Approved by:




