

A RESOLUTION PASSED JOINTLY BY THE COUNTY COMMISSIONS OF CAMDEN COUNTY, MORGAN COUNTY, MILLER COUNTY, AND BENTON COUNTY APPOINTING A TASK FORCE WHICH SHALL STUDY AND RECOMMEND A PROCEDURAL AND SUBSTANTIVE PROCESS THAT WOULD RESULT IN THE FRANCHISING OF ONE OR MORE REGULATED UTILITIES FOR THE PROVISION OF CLEAN DRINKING WATER, WASTEWATER COLLECTION, AND TREATMENT; AND AUTHORIZING THE TASK FORCE TO NEGOTIATE AND DRAFT INTERIM REGULATIONS WITH ALL APPROPRIATE STATE AGENCIES.

WHEREAS, residential development in the shoreline area of the Lake of the Ozarks has traditionally used and relied on on-site sewage treatment systems such as septic tanks, aerators, and the like in the provision of sanitary services; and,

WHEREAS, both continuing development immediately around the perimeter of the Lake of the Ozarks, and certain regulations authored by the State of Missouri Department of Health (DoH), under authority of the statutory provisions of Chapter 701R.S.Mo., have caused grave concern about the effectiveness of present on-site treatment systems, and maintenance of those systems; and,

WHEREAS, the Lake Group for Clean Water and Economic Development commissioned a Report entitled "An Evaluation of the Technical, Political and Regulatory Issues Regarding Wastewater Disposal at the Lake of the Ozarks" which recommended consideration of a regulated public utility(ies) for the provision of clean drinking water, wastewater collection and treatment; and ,

WHEREAS, the Lake Group for Clean Water and Economic Development has recommended the substance of certain technical specifications and managerial requirements that together would provide a regulatory scheme more suited to the Lake of the Ozarks area until such time that one or more regulated utilities are lawfully franchised, and granted certification by the Missouri Public Service Commission.

NOW THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONS OF CAMDEN, MORGAN, MILLER, AND BENTON COUNTIES THAT:

- 1. a Task Force is hereby established by the undersigned counties to study and recommend the process for defining a franchised area or areas, and the process to actually award franchises to one or more regulated utilities, which regulated utilities would provide for and be responsible for clean drinking water, and wastewater collection and treatment. The recommendations made by the Task Force shall be in the form of county ordinances. In addition to procedural and substantive recommendations, the Task Force shall recommend a budget, and suggest sources of funding for the implementation of the recommendations of the Task Force.**

2. the regular members of the Task Force so appointed by this Resolution are:

- a. GREG GAGNON - CHAIRMAN
- b. STEVE WEST - CAMDEN CO.
- c. DAN GIER - MILLER CO.
- d. WARREN ANDERSON - MORGON CO.
- e. JERRY HARMS

All persons appointed shall file their acceptances with the County Clerk of the County in which they reside. The following persons are appointed as alternates:

- Alternate #1 Rodney Meyer - BENTON CO.
Alternate #2 JOE ROEGER

As alternates, the above appointees shall have all authority to attend Task Force meetings, but shall not have authority to vote unless a regular Task Force member is absent. In all cases, in the considerations of the Task Force, alternate #1 shall take the first absent position, and alternate #2, the second.

3. the Task Force shall hold all meetings in compliance with the Missouri Sunshine Law (Chapter 610 of the Revised Statutes of Missouri), and shall establish their own working procedures except that:

- a. all decisions or recommendations shall be by majority vote, i.e. three votes in favor of a proposition shall pass same.
- b. the Task Force may receive contributions of no more than \$10,000 from the Lake Group for Clean Water and Economic Development, which funds may only be used for professional staff, and expenses of meeting rooms, refreshments, and the like.
- c. no Task Force member may be paid for participation, nor shall any member be reimbursed for mileage.
- d. the Task Force shall not receive funds from any entity other than the Lake Group for Clean Water and Economic Development except that local entities may contribute meeting rooms, and the like.

4. The Task Force recommendations shall be made to the undersigned counties in county ordinance form by no later than November 25, 1996.

5. The Task Force shall notify and work with the Missouri Department of Health, the Missouri Department of Natural Resources, and the Missouri Public Service Commission relative to its purpose and proceedings.



of MILLER COUNTY
P.O. Box 12 Tuacumbia, MO 65082

NOVEMBER 27, 1996

RESOLUTION NO. C.O. #96-167

A RESOLUTION PASSED JOINTLY BY THE COUNTY COMMISSIONS OF CAMDEN COUNTY, MORGAN COUNTY, MILLER COUNTY, AND BENTON COUNTY APPOINTING A TASK FORCE WHICH SHALL STUDY AND RECOMMEND A PROCEDURAL AND SUBSTANTIVE PROCESS THAT WOULD RESULT IN THE FRANCHISING OF ONE OR MORE REGULATED UTILITIES FOR THE PROVISION OF CLEAN DRINKING WATER, WASTEWATER COLLECTION AND TREATMENT; AND AUTHORIZING THE TASK FORCE TO NEGOTIATE AND DRAFT INTERIM REGULATIONS WITH ALL APPROPRIATE STATE AGENCIES.

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WHEREAS, the Lake Group for Clean water and Economic Development has recommended the substance of certain technical specifications and managerial requirements that together would provide a regulatory scheme more suited to the Lake of the Ozarks area until such time that one or more regulated utilities are lawfully franchised, and granted certification by the Missouri Public Service Commission.

NOW THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONS OF CAMDEN, MORGAN, MILLER, AND BENTON COUNTIES THAT:

WHEREAS, residential development in the shoreline area of the Lake of the Ozarks has traditionally used and relied on on-site sewage treatment systems such as septic tanks, aerators, and the like in the provision of sanitary services; and,

WHEREAS, both continuing development immediately around the perimeter of the Lake of the Ozarks, and certain regulations authored by the State of Missouri Department of Health (DoH), under authority of the statutory provisions of Chapter 701R.S.Mo., have caused grave concern about the effectiveness of present on-site treatment systems, and maintenance of those systems; and

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2. the regular members of the Task Force so appointed by this Resolution are:

BERNARD H. EVERS
District #1 Commissioner

DAN GIER
Presiding Commissioner

DAVE WHITTLE
District #2 Commissioner

- a. DAN GIER
- b. GREGG GAGNON
- c. STEVE WEST
- d. WARREN ANDERSON
- e. JERRY HAKMS

All persons appointed shall file their acceptances with the County Clerk of the County in which they reside. The following persons are appointed alternates:

Alternate #1 ~~Gerard Hennes Jr~~ Rodney Meyer

Alternate #2 Joe Roegen
Vince Allee

As alternates, the above appointees shall have all authority to attend Task Force meetings, but shall not have authority to vote unless a regular Task Force member is absent. In all cases, in the considerations of the Task Force, alternate #1 shall take the first absent position, and alternate #2, the second.

3. the Task Force shall hold all meetings in compliance with the Missouri Sunshine Law (Chapter 610 of the Revised Statutes of Missouri), and shall establish their own working procedures except that:
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 - c. no Task Force member may be paid for participation, nor shall any member be reimbursed for mileage.
 - d. the Task Force shall not receive funds from any entity other than the Lake Group for Clean Water and Economic Development except that local entities may contribute meeting rooms, and the like.
4. The Task Force recommendations shall be made to the undersigned counties in county ordinance form by no later than November 25, 1996.
5. The Task Force shall notify and work with the Missouri Department of Health, the Missouri Department of Natural Resources, and the Missouri Public Service Commission relative to its purpose and proceedings.
6. As an interim step, the Task Force shall draft proposed regulations, and negotiate their passage and approval with appropriate Missouri government departments, that would allow aeration systems be installed as on site treatment systems on the following conditions;
 - a. The aeration systems are built to specifications and are managed to exacting specifications an approved entity (said entity(ies) to be approved by the undersigned counties).
 - b. Property owners grant easements so that the aeration systems can be integrated into the STEP and cluster systems that would be built and managed by the franchised public

utility(ies).

- c. Property owners legally obligate themselves to become a customer of the franchised utility as soon as service is available.
- 7. At the conclusion of the process contemplated herein, all costs and expenses of defining the franchise area(s) and actually franchising a company(ies) will be recovered from the company(ies) franchised as equity investment. The Task Force is directed to continually notify all interested persons and entities that reimbursement is a requirement of the franchising process.
- 8. This Resolution shall be effective upon the passage and approval by any one of Camden, Morgan, Miller, or Benton County.

Camden County

Morgan County

BY: _____
 Attest: _____
 County Clerk

BY: _____
 Attest: _____
 County Clerk

Miller County

Benton County

By: _____
 Attest: Clayton E Jenkins
 County Clerk

By: _____
 Attest: _____
 County Clerk

Clayton E Jenkins
 COUNTY CLERK CLAYTON JENKINS

Ronald A. Evers Don Hill David White
 COMMISSIONER 1ST DISTRICT PRESIDING COMMISSIONER COMMISSIONER 2ND DISTRICT

Resolution No. _____

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2. the regular members of the Task Force so appointed by this Resolution are:

- a. Greg Gagnon - Chairman
- b. Steve West - Camden County
- c. Dan Gier - Miller County
- d. Warren Anderson - Morgan County
- e. Jerry Harms

All persons appointed shall file their acceptances with the County Clerk of the County in which they reside. The following persons are appointed as alternates:

- Alternate #1 Rodney Meyer - Benton Co.
- Alternate #2 Joe Rieger
Vince Allee - Morgan County

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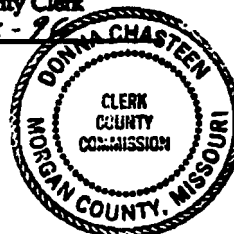
- 8. This Resolution shall be effective upon the passage and approval by any one of Camden, Morgan, Miller, or Benton County.

Camden County

By: _____
 Attest: _____
 County Clerk
 Date: _____

Morgan County

By: *John J. Wood*
 Attest: *Donna Chasteen*
 County Clerk
 Date: 11-22-98



Miller County

By: _____
 Attest: _____
 County Clerk
 Date: _____

Benton County

By: _____
 Attest: _____
 County Clerk
 Date: _____