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BEFORE THE MISSOURI CLEAN WATER COMMISSION

Missouri Clean Water Commission Meeting
Department of Natural Resources
Lewis and Clark State Office Building
LaCharrette Conference Room
1101 Riverside Drive
Jefferson City, Missouri

Public Hearing

May 27, 2009

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COMMISSION MEMBERS PRESENT:

Sam Hunter, Chair Pro-Tem
William A. Easley, Jr. (via speakerphone)
Ron Hardecke (via speakerphone)
Jan Tupper (via speakerphone)
Frank Shorney (via speakerphone)

REPORTED BY:

Patricia A. Stewart, CCR 401, RMR, RPR
Midwest Litigation Services
3432 Truman Boulevard, Suite 207
Jefferson City, Missouri 65109
(573) 636-7551

1 P R O C E E D I N G S

2 CHAIR PRO-TEM HUNTER: At this time I would
3 like to read an opening statement.

4 The Commission will begin the public hearing
5 on the Transform Missouri Clean Water State Revolving Fund
6 Intended Use Plan. This plan describes how the funds
7 received through the American Recovery and Reinvestment
8 Act will be awarded.

9 The purpose of this public hearing is to
10 provide the Department opportunity to present testimony
11 and to provide the public an opportunity to comment on the
12 Intended Use Plan.

13 This public hearing is not a forum for
14 debate or resolution of issues. The Commission asks that
15 those commenting limit their testimony to five minutes and
16 not repeat comments that others have already made.

17 The Commission will first hear testimony
18 from the Department. Following the Department's
19 testimony, the Commission will give the public an
20 opportunity to comment.

21 We ask that all individuals present fill out
22 an attendance card so that our records are complete. If
23 you wish to present verbal testimony, please indicate that
24 on your attendance card. When you come forward to present
25 testimony, please speak into the microphone and begin by

1 identifying yourself to the court reporter.

2 Following the public hearing today, the
3 Commission will review testimony presented and make
4 appropriate modifications to the proposal. The Commission
5 plans to take final action at the June 10, 2009 meeting.

6 The court reporter will now swear in anyone
7 wishing to testify at this public hearing before the Clean
8 Water Commission today.

9 So will all those wishing to comment please
10 stand.

11 (Witnesses sworn.)

12 CHAIR PRO-TEM HUNTER: At this time I'd like
13 to call Mr. Joe Boland to the microphone and speak on
14 behalf of the Staff.

15 MR. BOLAND: Good afternoon. Thank you very
16 much.

17 I'd like to more or less address the
18 audience actually. I really appreciate all of the folks
19 showing up today. Normally our intended use plans don't
20 get this much attention, but we do appreciate all of the
21 attendance.

22 I just wanted to touch on a few dates again
23 very quickly, and then I'd like to introduce our Department
24 Director to speak about the methodology.

25

1 But, again, we've been buried in
2 applications since this began. We put our draft IUP on
3 public notice on April 27th, obviously having a public
4 hearing today. End of public notice will be June 3rd,
5 which is a very important date, and then we'll have a very
6 short time to incorporate all of these comments and
7 revisions and will be coming back to the Commission for
8 final adoption on June 10th.

9 So just with that very quickly, I'd like to
10 introduce our Department Director, Mark Templeton, who
11 would like to speak to you about the methodology.

12 DIRECTOR TEMPLETON: Thank you very much,
13 Joe. Thank you to the members of the Commission and the
14 public who are here today.

15 I'm Mark Templeton. I'm the Director of the
16 Department of Natural Resources.

17 And I want to start off by saying that my
18 team and I have spent countless hours working on this plan
19 since we first heard that this might be coming under the
20 Stimulus Act.

21 Each year Missouri's State Revolving Fund
22 closes on approximately \$100 million in wastewater and
23 drinking water loans. Normally about 20 to 25 communities
24 throughout Missouri benefit from the State Revolving Fund
25 each year.

1 It's important to understand the context
2 that in recent years Congress has reduced the funds
3 appropriated for the State Revolving Fund Program; but
4 with the passage of the Recovery Act, Missouri communities
5 that may not have been able to receive funding through the
6 SRF Program will now be able to receive funding, provided that
7 they meet certain requirements.

8 Again, that's a really crucial point here.
9 We are working very much within the context of the
10 guidelines promulgated by the law and the EPA.

11 The Recovery Act is providing Missouri with
12 an infusion of wastewater and drinking water project
13 funding for communities throughout the state.

14 Missouri is slated to receive approximately
15 \$108 million in wastewater funding and \$37.9 million in
16 drinking water funding, which are a 540 percent and a
17 235 percent increase over the previous SRF capitalization
18 grants respectively.

19 Currently 42 communities are on the
20 Wastewater Intended Use Plan Fundable List and
21 23 communities are on the Drinking Water Intended Use Plan
22 Fundable List. That's a total of about 65 communities, a
23 little less, a little bit overlap there relative to the
24 20 to 25 communities that normally receive loans through
25 this program.

1 That said, there is much more demand for
2 this than we actually have funds available. Prior to
3 President Obama signing the Recovery Act into law,
4 Missouri had already received applications requesting more
5 than \$850 million for wastewater and drinking water
6 projects; and since the Recovery Act became law the
7 Department has received approximately 725 million in
8 additional formal applications.

9 So that's almost \$1.6 billion in
10 applications that have come in, not just an expression of
11 interest but applications that sort of pass the initial
12 hurdles for consideration.

13 And, again, we have about \$150 million
14 between the Clean Water and the Drinking Water just for
15 that \$1.5 billion.

16 We're taking very seriously our
17 responsibility to distribute recovery dollars wisely and
18 in an accountable way that generates performance. We want
19 as many Missouri communities to benefit as possible from
20 the Recovery Funding for these two types of projects.

21 And to do that we determined that a
22 combination of grants and loans would stretch the funding
23 in the most responsible way, with a cap as well for any
24 particular system that would be applying, again, so that
25 the recovery dollars would touch as many communities as

1 possible in the state.

2 Missouri has opted not to give 100 percent
3 grants, and I just want to be sure to talk about why
4 that's the case.

5 We have found in our experience that it's
6 important for communities to have skin in the game. These
7 grants will help a number of communities; but at the end
8 of the day, not just for the initial project but for the
9 ongoing maintenance of the system, it's important that
10 communities do have some skin in the game to make these
11 projects sustainable.

12 The Recovery Act has some very tight
13 timelines that the communities must meet to receive the
14 funding. The ARRA requires states to give priority to
15 projects that are shovel ready and meet the requirements
16 of the State Revolving Fund Program.

17 This funding must be under contract by
18 February 17th, 2010. And, again, based on our experience,
19 we have gone with the projects that we have information
20 both submitted and on our experience to believe that they
21 are shovel ready.

22 If projects that are on the Fundable List or
23 ones that come off the Contingent List onto the Fundable
24 List are not making progress by late summer or early fall,
25 then those projects will be subject to be passed over. We

1 simply do not have the time to wait. We must get money
2 out the door.

3 The Governor and I are committed to making
4 sure that Missouri uses the Recovery money fully and that
5 we're in a position to receive Recovery money from other
6 states that don't use theirs fully, and to do that we have
7 to act wisely but expeditiously.

8 We use the following criteria in determining
9 which communities would make the Fundable List much more
10 detailed in the plan here, and I refer you to the plan for
11 the specifics about what we've put forward, there's a
12 preference to disadvantaged communities in accordance with
13 the congressional intent.

14 So if you look at the ARRA, it talks about a
15 preference for disadvantaged communities. We have done
16 that by looking at the median household income and the
17 fees as a percentage of the median household income, which
18 is very similar to how Rural Development looks at it. We
19 are trying to use an existing approach for this as opposed
20 to coming up with a new one.

21 We're required to give preference to green
22 projects, and there are pages of detail from the EPA about
23 what constitutes a green project. So I'd urge you to look
24 at it, if you have questions in addition to what we talk
25 about today.

1 It's important there is a realistic
2 construction start date and, again, ready to proceed in
3 accordance with established SRF Program guidance, which
4 means bonds and other things, so the communities can pay
5 for the costs of these projects.

6 I recognize, as I stated before, that the
7 amount of applications we have had just is tremendous
8 compared to the amount of money that we actually have, and
9 I'm sure it's frustrating for many of the communities.
10 It's frustrating for us.

11 This is an area in which it would be great
12 if we, Missouri, could invest more in support of what
13 communities are doing, and we're doing everything that we
14 can, again, to touch as many communities as we can.

15 We just have the limits that we do under this
16 and are applying the rules to the applications that we
17 have.

18 In that light we will still take any
19 applications for consideration until June 3rd for stimulus
20 money, and I would just also note that the SRF Program is
21 an ongoing program. So that if a community is not funded
22 or a system is not funded at this time or doesn't have all
23 of its desires met, we're going to continue this program
24 going forward.

25 It will be very much up to the Federal

1 government and Congress and its requirements in terms of
2 whether there will be a grant of money available in the
3 future, but the basic loan provisions, which has been
4 enormously helpful to many of our communities year after
5 year, will continue to function.

6 Again, we're working within a very tight
7 timeframe, with very specific restrictions from the
8 Recovery Act guidance from the EPA. We're committed to
9 invest this money to help our communities turn the economy
10 around, bring more jobs to the state and help have a
11 greener and cleaner environment for all of our
12 communities.

13 And, again, I want to just acknowledge the
14 countless hours of work that Joe Boland and Doug Garrett
15 and others on the team have done to get us as far as they
16 have in this short period of time.

17 CHAIR PRO-TEM HUNTER: Thank you,
18 Mr. Templeton.

19 At this time we will begin to take comments
20 from the public.

21 The first name I have is Steve Hunt from the
22 City of Columbia.

23 MR. HUNT: Good afternoon. Again, my name
24 is Steve Hunt, and I'm with the City of Columbia. I'd
25 like to thank you for the opportunity to speak today to

1 the Clean Water Commission.

2 My purpose in being here today is to request
3 that two projects that the City currently has on the
4 Contingency List be moved to the Fundable List.

5 I understand that the gap between funds
6 requested and funds available is fairly large. So if
7 projects on the Fundable List do not opt to move forward,
8 I'd like to ask your consideration for our projects. We
9 feel like they are going to move forward.

10 I've handed Malinda a copy of a letter
11 signed by the City Manager requesting these projects be
12 moved forward, with a brief description of the projects
13 and anticipated start dates.

14 Two projects on the Contingency List will be
15 started -- or advertised in September of this year. We
16 expect construction to start in December.

17 A third project that is not on our
18 Contingency List or Fundable List but we are cost sharing
19 that project with the Boone County Regional Sewer
20 District, that particular project is on their Fundable
21 List. So I ask that you put that project on our list as
22 well, Fundable List, so we can participate in that project
23 with the Sewer District, and that is also on my list I
24 handed to you.

25 That project, the third project, the one

1 we're going to cost share with the Sewer District, is
2 actually ready to go right now, it has a FONSI and easements.
3 We're just waiting for an indication of whether or not it's going
4 to be fundable, and we're ready to bid that project.

5 That concludes my statement today. Are
6 there any questions from you?

7 CHAIR PRO-TEM HUNTER: Anybody have any
8 questions for Mr. Hunt?

9 MR. HUNT: Thank you.

10 CHAIR PRO-TEM HUNTER: Thank you.

11 Stuart Bullington.

12 MR. BULLINGTON: Thank you. Yes, my name is
13 Stuart Bullington. I'm with the Water Services
14 Department, Kansas City, Missouri. I'm here and I'll be
15 very brief because there are a lot of people that stood up
16 with me.

17 We have a concern and we have an
18 understanding and we have a keen interest in moving
19 forward.

20 When we started this process -- actually it
21 was last September when we started seeing the flurry of
22 bills and interest in stimulating the economy.

23 Our legislators locally, City Council
24 members, directors, city manager all were concerned about
25 getting what we called our fair share, and we wanted that

1 on a population basis. And so we wrote letters and we
2 talked fair share; and we understand, however, that that's
3 not possible.

4 As was mentioned, there is \$1.6 billion. We
5 submitted \$270 million worth of projects for both the
6 Clean Water and the Drinking Water. And I do appreciate
7 the staff for accepting those two boxes. I thought maybe
8 they'd walk me out the door. But it has been a
9 partnership, and we would like it to continue to be so.

10 The second thing is understanding the things
11 that were in the Stimulus Act. There were comments about
12 disadvantaged communities. The concern, of course, that
13 one of the largest cities, the largest city in the state,
14 is that we are becoming one.

15 Our rates are up. We have many projects
16 that need funding. We have disinfection issues that we're
17 facing right now, as well as overflow control issues, of
18 \$2.4 billion. So we have many concerns locally.

19 The last thing is interest, and that is, we
20 have submitted a funding proposal back to DNR, and I can
21 leave it with you if you'd like. It focuses on the high
22 priority projects that both DNR has identified and also
23 that we have identified.

24 We took the ready-to-go issue very
25 seriously. We've had projects sitting on the shelf

1 designed and looking for funds, and we pulled 43 off that
2 shelf and submitted them.

3 So, like I say, I can leave this with you,
4 but we do want to take advantage of all of the grant
5 funds. We want to minimize our debt, because we're not in
6 a great position to take on a lot more debt, and we want
7 to do one green project. We think that's important as
8 well.

9 So thank you very much. Again, if there are
10 any questions, I'd be happy to answer them.

11 CHAIR PRO-TEM HUNTER: Anybody have any
12 questions for Mr. Bullington?

13 MR. BULLINGTON: Thank you.

14 CHAIR PRO-TEM HUNTER: Next we have Eugene
15 Spears from the City of Tipton.

16 MR. SPEARS: Members of the Commission. My
17 name is Eugene Spears. I'm with the engineering firm of
18 Allgeier Martin & Associates in Joplin, Missouri, and I'm
19 here to speak on behalf of the City of Tipton.

20 We started our wastewater project about two
21 years ago, and we compiled cost data based upon the
22 limited information that we had at the time.

23 The City, with its own funds, embarked upon
24 a rather extensive sewer cleaning and televising
25 operation. And when that data finally came in, we found

1 that our original estimates of probable project costs were
2 quite low. We find now that we will need to spend -- that
3 the Facility Plan recommends some \$3 million.

4 In November when we were asked to resubmit
5 our documentation application, at that point in time it
6 was limited to \$1.14 million, I believe, a total project cost
7 based entirely upon the fact that we did not have complete
8 information at the time to formulate a more factual cost
9 estimate.

10 What the City of Tipton asks -- and we have
11 outlined our request in a letter to Mr. Garrett -- is that
12 we be given the opportunity to increase our request for
13 funding and to file an amended application for SRF and
14 ARRA funding.

15 And if there are any questions, I'd be glad
16 to try to answer those this afternoon. I'll keep my
17 comments limited.

18 CHAIR PRO-TEM HUNTER: Anyone have any
19 questions for Mr. Spears?

20 Thank you.

21 MR. SPEARS: Thank you very much.

22 CHAIR PRO-TEM HUNTER: Next is Mr. Phil
23 Walsack.

24 MR. WALSACK: Good afternoon, Commission.
25 My name is Phil Walsack from Missouri Public Utility

1 Alliance.

2 I have more of a procedural question, so I'm
3 asking you, perhaps I can stand down for a moment while
4 the other communities here express their needs and
5 desires, and let me see if I can't work that out with Joe
6 if the question does not get answered by a community.

7 CHAIR PRO-TEM HUNTER: All right. Thank
8 you.

9 Dr. Oliver DeGrate.

10 DR. DEGRATE: Good afternoon, Mr. Chairman,
11 members of the Commission. My name is Oliver DeGrate.
12 I'm Director of Public Works for the City of Blue Springs,
13 Missouri.

14 And I'd like an opportunity to introduce two
15 members of our team today. Jeff Fisher is the Director of
16 Public Works with Grain Valley, Missouri, who is our
17 partner in this project. Brandon Coleman is the Project
18 Engineer with HDR/Archer. He's our technical
19 representative today.

20 I'd just like to read a brief letter into
21 the record.

22 The City of Blue Springs has reviewed the
23 American Recovery and Reinvestment Act of 2009, Clean
24 Water State Revolving Fund Intended Use Plan, that was
25 proposed on April 27, 2009.

1 The City was pleased to find its Sni-A-Bar
2 Wastewater Plan Expansion Program was included on the
3 Fundable List, making it eligible to receive \$3 million in
4 grant -- a \$3 million grant and \$30.789 million in loans.

5 We greatly appreciate the opportunity to
6 utilize ARRA assistance in funding our project. We commit
7 to having our project ready to start construction ahead of
8 program deadlines.

9 The status of our project is as follows:
10 One, our consultants, HDR/Archer and MEC Water Resources,
11 have been working with Missouri DNR staff to obtain the
12 final approval of the Antidegradation Review, and it
13 appears that this will take place shortly.

14 Two: The required Facility Plan was
15 submitted to Missouri DNR on July 14, 2008. We anticipate
16 this will be approved as soon as the Antidegradation
17 Review is complete and the final discharge limits are
18 established.

19 Three: The City's voters have approved the
20 required revenue bond issue for this project in August of
21 2008.

22 Four: Plans, specifications and contract
23 documents are nearing completion, and we anticipate that
24 these will be submitted to Missouri DNR by July 1, 2009,
25 just a few days from now, or a month from now.

1 Upon approval of all these documents, the
2 City will be ready to advertise for bids. We anticipate
3 that bids will be advertised in October of 2009. Bids
4 will be accepted in December of 2009 and the award project
5 will be in January of 2010.

6 So we're excited about moving our project
7 forward as part of the ARRA program and we respectfully
8 request that our project remain on the Final Intended Use
9 Plan. If there are any questions, we'd be happy to
10 entertain them.

11 CHAIR PRO-TEM HUNTER: Anyone have any
12 questions for Dr. DeGrate?

13 Next we have Luke Scavuzzo. And you
14 represent?

15 REPRESENTATIVE SCAVUZZO: I represent the
16 City of Harrisonville.

17 CHAIR PRO-TEM HUNTER: The City of
18 Harrisonville.

19 REPRESENTATIVE SCAVUZZO: Yes.

20 Good afternoon, Commission. I'm
21 Representative Luke Scavuzzo. I represent District 124,
22 which is Central Cass County, which includes the City of
23 Harrisonville.

24 I'm here today to express my strong support
25 of the City of Harrisonville's application for the CW SRF

1 Intended Use Plan and ask that the Department revise our
2 status. Right now we're not on the funding category, and
3 we'd like to be there.

4 My understanding is that in the application
5 two things that did stand out and did not get us on that
6 funding level was the construction start date readiness.

7 I think on the application that the
8 construction start date was December, with a closing date
9 of -- on the loan in November, which came to that December
10 date.

11 The City had said that they would revise
12 that start construction date to an October date, October 1
13 date.

14 Also another issue that I feel that wasn't
15 really touched upon was the green infrastructure of the
16 wastewater treatment issue.

17 The project components is almost 1.6
18 million, or nearly 23.5 percent of the total \$7 million
19 project, is considered green. So 23 percent is of green,
20 you know, meets the green status.

21 This project is essential for meeting new
22 discharge permit requirements included in our last permit
23 renewal, and also it includes the first time the ammonia
24 limits that will become effective February of 2011.

25 We just ask for a revised, get up on the

1 funding list, and I'll take any questions at this time.

2 CHAIR PRO-TEM HUNTER: Anyone have any
3 questions?

4 REPRESENTATIVE SCAVUZZO: All right. Thank
5 you.

6 I do have a letter. Could I submit it
7 again, a recommendation?

8 CHAIR PRO-TEM HUNTER: Yes.

9 REPRESENTATIVE SCAVUZZO: Thank you very
10 much.

11 CHAIR PRO-TEM HUNTER: Mary West.

12 MS. WEST: Good afternoon. I'm Mary West.
13 I'm with Jacobs Engineering. I'm here to speak today on
14 behalf of the City of Moberly.

15 The City of Moberly has submitted an
16 application for SRF funding under the Stimulus Program.
17 It's actually an amended application.

18 The City passed a bond issue for
19 \$15.6 million in, I believe, November of 2002 and
20 authorized the debt at that time. This is a revision of
21 that original application.

22 The thing that I would ask the Department to
23 take note of, in the application itself there are three
24 projects, two collection system projects and then
25 disinfection at the wastewater treatment plant.

1 In the application, when it was filled out,
2 the start date -- construction start date listed in the
3 application is February 18th of 2010. However, the
4 collection system project begin on August 3rd of 2009.

5 So while the details are written in the back
6 of the application in the supplement, I would ask you to
7 note that if you only look at the application itself, that
8 start date is incorrect.

9 So we would ask that the City's status be
10 revised based on that revised start date.

11 We understand that we are on the Contingency
12 List based on a letter received from the Department on
13 May 22nd. I don't see them listed on the Contingency List
14 as printed, so I would ask the Department to confirm that
15 they are indeed on the Contingency List, and if they
16 qualify, would ask that they be moved to the Fundable
17 List.

18 And I would be happy to answer any
19 questions.

20 CHAIR PRO-TEM HUNTER: Any questions for
21 Mary?

22 MS. WEST: Thank you.

23 CHAIR PRO-TEM HUNTER: Phil Walsack.

24 MR. WALSAK: Thank you. Phil Walsack with
25 Missouri Public Utility Alliance.

1 I note that in the Contingency Plan we have
2 a community of Macon which is not on the Funded List.
3 We're asking that the Department take a hard look at that
4 project because that is one of the very few Missouri
5 combined sewer overflow communities. There are six or
6 seven in the state, two received funding and all of the
7 others did not.

8 We would really appreciate it if the
9 Department would look at Macon's application and give it a
10 hard review to see if we couldn't fund another combined
11 sewer overflow community.

12 That is an EPA priority, and they have their
13 20-year plan in front of the Department and it has been
14 approved.

15 I appreciate the opportunity to speak on
16 Macon's behalf and MPUA.

17 CHAIR PRO-TEM HUNTER: At this time I'd like
18 to ask if we have anybody else that would like to make --
19 did you fill out a card?

20 MR. TYMINSKI: I think I marked down the
21 wrong number. I think I marked on No. 3 instead of No. 2.
22 My fault.

23 CHAIR PRO-TEM HUNTER: Karl Tyminski?

24 MR. TYMINSKI: Yeah, that's good.

25 My name is Karl Tyminski. I'm with the

1 Metropolitan St. Louis Sewer District.

2 MSD and St. Louis faces billions of dollars
3 of construction over the next decade or so, and we thank
4 everybody for whatever we can get and we appreciate the
5 recognition of our Missouri River project.

6 The second comment was, during the process
7 we were able to keep in touch with staff to find out what
8 was going on. As you know, the stimulus process was
9 highly politicized and confusing at points, and I just
10 want to thank staff for their outreach effort, did a very
11 nice job of keeping us all informed during that process.

12 And the last thing, and probably just to
13 kind of -- you know, just listening, we're still there,
14 that we have a lot of projects ahead of us, a lot of
15 bonding capacity available and the ability to beat red
16 tape, and we like to get through the red tape, and we urge
17 the Commission to use all 108 million.

18 CHAIR PRO-TEM HUNTER: Thank you,
19 Mr. Tyminski.

20 Someone else?

21 Tom Ratermann, Boone County Regional Sewer
22 District.

23 MR. RATERMANN: Good afternoon, Mr. Chairman
24 and members of the Commission. My name is Tom Ratermann.
25 I'm the General Manager of the Boone County Regional Sewer

1 District in Columbia, Missouri. Thank you for this
2 opportunity to address you.

3 The Sewer District is pleased to be on the
4 Fundable List for about \$2 million for five separate
5 projects. These projects are ready to go. Voters
6 approved about a \$21 million revenue bond issue in April
7 2008. Engineering is finished. Easements and land have
8 been acquired. We're ready to begin as soon as financing
9 is available, and we're real pleased to be on the Fundable
10 List. I'd be glad to answer any questions you might have.

11 CHAIR PRO-TEM HUNTER: Any questions for
12 Mr. Ratermann?

13 MR. RATERMANN: Thank you.

14 MR. SVEC: Steve Svec, City of Chillicothe.
15 I filled out a card, but I didn't put down that I was
16 going to speak.

17 But I am on the Fundable List for \$1 million
18 for a wastewater I and I project, just requesting that I stay
19 on the Funding List, and one of the priorities, as far as
20 we are ready to go. We had ongoing I and I projects. We
21 changed our rates to continue on for many years, even
22 after this, and we are prepared to go out for bids within
23 a week after notification.

24 And the other thing that I did to make that
25 even happen even sooner, I made ultimate plans for

1 financing of our half of the thing, so I didn't have to go
2 through the SRF. Theoretically I can start 30 days after
3 I go out for bids. And I just wanted to pass that on
4 to the Commission.

5 So we are ready. We have the documentation.
6 Our engineering firm is, you know, on board and
7 everything. So I just want to thank you for that.

8 MR. CARROLL: Thank you. I am Steven
9 Carroll with Carroll & Associates, C-a-r-r-o-l-l, here
10 representing the Ken Welch Family Limited Partnership on
11 behalf of the City of Lexington.

12 We just wanted to come and thank DNR for
13 being on the Fundable List, while it's one of the smaller
14 appropriation items, \$294,000 for the grant and 294,000
15 for the State Revolving Fund.

16 We do appreciate it for the future of the
17 City of Lexington for our wastewater treatment facility to
18 try to bring us in to compliance, and we hope to stay on
19 that list. I'd be happy to answer any questions.

20 MR. BLACK: Hello. Good afternoon,
21 Chairman, members of the Commission. Guy Black with the
22 law firm of Bryan Cave, representing the City of
23 Harrisonville.

24 I just would like to echo Representative
25 Scavuzzo's comments and answer any questions and thank

1 staff for their time and efforts.

2 CHAIR PRO-TEM HUNTER: Anyone have any
3 questions?

4 Do we have anyone else that would like to
5 present comments or speak to the Commission?

6 At this time I'd like to present a closing
7 statement.

8 The Commission will receive written
9 testimony on this proposal until 5:00 p.m. on June 3rd,
10 2009. You may submit this written testimony to Malinda
11 Overhoff, Secretary to the Missouri Clean Water
12 Commission, P. O. Box 176, Jefferson City, Missouri 65102
13 prior to that deadline.

14 On behalf of the Commission I thank everyone
15 who has participated in this process. This hearing is now
16 closed.

17 (Public Hearing closed.)

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CERTIFICATE OF REPORTER

I, Patricia A. Stewart, RMR, RPR, CCR, a
Certified Court Reporter in the State of Missouri, do
hereby certify that the testimony that appears in the
foregoing transcript was taken by me to the best of my
ability and thereafter reduced to typewriting by me; that
I am neither counsel for, related to, nor employed by any
of the parties to the action in which this hearing was
taken, and further that I am not a relative or employee of
any attorney or counsel employed by the parties thereto,
nor financially or otherwise interested in the outcome of
the action.

Patricia A. Stewart

CCR No. 401