

Don Gibbins/R7/USEPA/US

09/03/2008 04:04 PM

To DeDe_Chasin@camdenmo.org

cc Joy.Reven@dnr.mo.gov

bcc

Subject Camden County EPA Grant Extension

I got a copy of the e-mail you sent to Joy about whether you would have to provide another letter like the one dated 2/26/07. The answer is yes, if the grant funded construction will not be completed by 10/31/08. The letter should explain why the grant project will not be completed, and include a new schedule. If it helps to know what your new schedule on Camelot will be (with a new contractor), you can wait to mail the letter until as late as 10/6/08.

You will also need to be sure you are up to date on the required quarterly MBE/WBE Utilization Reports that are required by grant condition. Our grants office will not award a grant amendment unless your are. If you are not current, you can include the form with the letter you submit to me to request the extension. You should copy that letter to Joy.

Let me know if you have any questions.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



"Joy Reven"
<joy.reven@dnr.mo.gov>
09/03/2008 03:39 PM

To "Traci Newberry" <traci.newberry@dnr.mo.gov>, Don
Gibbins/R7/USEPA/US@EPA
cc "David Uhlig" <david.uhlig@dnr.mo.gov>, "Debbie Deeken"
<debbie.deeken@dnr.mo.gov>

bcc

Subject Fw: XP-98722201 -Camden Co, Camelot Contractor Issues

Camden County is using the balance of its EPA grant to fund the construction of treatment and collection at 2 sewer districts -- Camelot Estates SD and Normac SD.

Normac SD construction is proceeding and will be complete this November. If all goes as planned, Normac will use \$445,059 of the \$1,043,524.15 that was in the grant until a few months ago. Camelot's share is \$598,465.15. Some draws have been made.

The collection line contractor for Camelot, Joshua Excavating, is having financial problems. There are 2 collection contracts at Camelot (Contracts 2 and 3) - Joshua has both contracts. Contract 2 is 43% complete. Contract 3 is 75% complete.

Contract 1 is for the wwtp. That contractor is Sterling Excavation. As far as I know there are no issues with Sterling or the wwtp for Camelot.

I understand that the bonding company for Joshua has already paid claims on other Joshua projects and doesn't feel comfortable insuring them. The bonding company recommended that the county terminate Joshua's contract. It seems to me that Joshua should find another surety company and continue the project. The county is working on this. They are considering terminating Joshua's contract so there is definitely a delay.

USDA RD is the primary funding agency on these projects. They are holding pay estimate for Joshua that the inspector has signed by the county has not signed. The citizens at Camelot are upset stating that their property is torn up and that sewer lines have been cut and there is raw sewage on the ground.

I'll keep you posted. Thanks.

Joy Reven
DNR - Financial Assistance Center
573-751-2735, Fax 573-751-9396

----- Forwarded by Joy Reven/WPCP/DEQ/MODNR on 09/03/2008 03:18 PM -----

"Chasin, De De" <DeDe_Chasin@camdenmo.org>

09/03/2008 12:59 PM

To "Joy Reven" <joy.reven@dnr.mo.gov>

cc

Subject EPA Grant Award XP-98722201

Joy:

The EPA STRAG grant XP-98722201 expires Oct. 31, 2008. We are experiencing some issues with the

contractor at Camelot (you may already know this), which is delaying the construction. He is defaulting on his bonding and we (County and engineer) are in the process of finding a new contractor. These problems will be delaying the completion of the sewer system in Camelot and it's closing.

Normac has asked for a 30 day extension due to the wet weather from this past spring and summer, and expects to be completed Nov. 24th.

Attached is a copy of a letter to Don Gibbins from the commission dated 2-26-07. Do we need to do a similar letter again to him asking for another extension?

Please advise ASAP. Thank you much.



DeDe EPA-one year extension.doc

Date: June 17, 2008

Addressee: 314-421-3144

Subject:

Sender: Karina Borrero / Kim Gifford
Office of Regional Counsel
Regional Office 1-800-223-0425
Facsimile (913) 551-7925

Number of pages (including cover sheet): 2

CONFIDENTIALITY NOTE

The information contained in this facsimile may be confidential or legally privileged. If you are not the individual named above as the intended recipient of this facsimile, please notify the sender immediately at 1-800-223-0425.

** Please note below re: fax you received yesterday.*

Please use this as first page to the memo sent yesterday. I inadvertently switched the 16 & the 19 on the date stamp. The official date is June 16, 2008.

Please disregard the "FIRST PAGE ONLY" of the memo sent yesterday & the hard copy which is in the mail to you. The second page of the hard copy has original signature on it. Please use that with the first page with the corrected date I will be sending today.

Thank you & I apologize for any inconvenience or confusion.

Kim Gifford *KG*
Admin. Asst.
Office of Regional Counsel
Region 7

*Inserted revised first
page into memo.
JGB*

Message Confirmation Report

JUN-17-2008 12:27 PM TUE

Fax Number : 9135517925
Name : W

Name/Number : 913144213144
Page : 2
Start Time : JUN-17-2008 12:27PM TUE
Elapsed Time : 00'20"
Mode : STD ECM
Results : [O.K]

Region 7
Office of Regional Counsel
901 North 5th Street
Kansas City, Kansas 66101

Date: June 17, 2008

Addressee: 314-421-3144

Subject:

Sender: Karina Borromeo / Kim Gifford
Office of Regional Counsel
Regional Office 1-800-223-0425
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Thank you & I apologize for any inconvenience or confusion.

Kim Gifford *KG*
Admin. Asst.
Office of Regional Counsel
Region 7



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

JUN 16 2008

BY U.S. MAIL AND FACSIMILE TO (314) 421-5545

Ralph E. Altmann, Esq.
Rabbit, Pitzer & Snodgrass, P.C.
100 Fourth Street, Suite 400
St. Louis, MO 63102-1821

Re: May 13, 2008 Request for Deposition Testimony regarding Camden
County, et al. v. Howard R. Green Co., et al.

Dear Mr. Altmann:

This is in response to your May 13, 2008, letter to me requesting the deposition testimony of two U.S. Environmental Protection Agency ("EPA") employees, Karen Sherrill and Donald Gibbins, on behalf of your client, Howard R. Green Company. Your client is the defendant in a lawsuit filed by Camden County, Missouri. EPA is not a party to the lawsuit.

EPA's regulations at 40 C.F.R. Part 2, Subpart C, contain restrictions on EPA employees testifying regarding official matters in any proceeding in which the United States Government is not a party. The purpose of the regulation is "to ensure that employees' official time is used only for official purposes, to maintain the impartiality of EPA among private litigants, to ensure that public funds are not used for private purposes and to establish procedures for approving testimony or production of documents when clearly in the interests of EPA." 40 C.F.R. § 2.401(c).

Under 40 C.F.R. § 2.402(b), no EPA employee may provide testimony concerning information acquired in the course of performing official duties or because of the employee's official relationship with EPA unless authorized by the General Counsel or his designee. Under 40 C.F.R. § 2.403, the General Counsel or his designee determines whether compliance with the request for testimony "would clearly be in the interests of EPA." I am the General Counsel's designee for purposes of determining whether compliance with your request "would clearly be in the interests of EPA."

In your letter requesting testimony, you failed to provide EPA with any discernable reasons to establish that, pursuant to the regulations, this testimony would clearly be in EPA's

interest. Except to state that "the testimony is of interest to the EPA in that it involves the administration of a grant for sewer and water improvements consisting of new collection systems and treatment facilities adjacent to the Lake of the Ozarks, in Camden County, Missouri," you have not presented EPA with any supporting reasons for consideration.

I have reviewed your request and have consulted with Ms. Sherrill's and Mr. Gibbins' supervisors. I have determined that providing official time for Ms. Sherrill and Mr. Gibbins to testify in this lawsuit would be an inappropriate use of EPA resources. In making this determination, my primary concern is the diversion of Agency employees from their official duties and maintaining the impartiality of EPA in private litigation. The lawsuit for which you seek Ms. Sherrill's and Mr. Gibbins' testimony concerns a dispute among private litigants, the outcome of which will have no significant effect upon EPA's programs, functions, or responsibilities. Ms. Sherrill's and Mr. Gibbins' job duties do not include preparing for, or providing testimony in litigation in which the United States is not a party. Therefore the time they would need to prepare for and present testimony would not be considered "official time spent for official purposes." See 40 C.F.R. § 2.401(c). EPA has not been allocated funding to provide testimony in private actions to which the United States is not a party; therefore, in this sense too, the use of an employee's time for such endeavors would be inconsistent with EPA's official purposes and mission.

In addition, while the time required for any one employee to testify in private litigation might not be great, the cumulative disruption to EPA's mission would be severe if EPA employees had to testify in private litigation every time such testimony was requested. Private litigation which relates to EPA's activities is common, and private litigants often seek testimony from EPA employees.

Finally, 40 C.F.R. § 2.401(c) generally discourages EPA from providing witnesses to testify in litigation in which the United States is not a party, inasmuch as providing such testimony might call into question the Agency's impartiality on such matters.

After consideration of the above factors, it is my determination that that it would not clearly be in the interest of EPA to have Ms. Sherrill and Mr. Gibbins testify in the above matter and I do not authorize Ms. Sherrill or Mr. Gibbins to testify in accordance with your request. I find the lawsuit to be a purely private matter. The outcome of the litigation will not advance the interest of any EPA program, function or responsibility.

Moreover, any testimony which may be given in this lawsuit has already been made available to you. Specifically, you have previously made a Freedom of Information Act request for documents (Request No. 07-RIN-00296-08) and have been provided with all the documents requested. Both Ms. Sherrill and Mr. Gibbins would be testifying about information contained in documents that are self-explanatory. To provide testimony, in light of this, would be cumulative. EPA would be willing to authenticate the documents for admissibility if you so desire and the Agency will charge the direct costs of providing the service. Please let us know if you would like the authentication.

If you have any questions concerning this matter, please contact Karina Borromeo,
Assistant Regional Counsel, (913) 551-7675.

Sincerely,

A handwritten signature in black ink, appearing to read "David Cozad". The signature is fluid and cursive, with the first name "David" and last name "Cozad" clearly distinguishable.

David Cozad
Acting Regional Counsel

cc: Carla Kohler
Pradip Dalal
Karen Sherrill
Donald Gibbins

May 29, 2008

MEMORANDUM

SUBJECT: Request for EPA Testimony

FROM: Pradip Dalal, Chief
Wastewater & Infrastructure Management Branch, WWPD

THRU: William A. Spratlin, Director
Water, Wetlands and Pesticides Division

TO: David Cozad, Acting Regional Counsel
Office of Regional Counsel

This memorandum is in response to your memorandum dated May 27, 2008. Don Gibbins has been requested to give testimony in private litigation where EPA is not a party, and you requested whether I consider providing the testimony to be clearly in the interests of EPA.

The litigation involves a dispute between an EPA grantee, Camden County, and an individual initially contracted by the County to provide grant administration services. Those issues do not impact our grant with Camden County. Also, if Don participated in depositions and testimony during the trial, those activities would detract him from his normal work activities. For these reasons, I believe that providing the requested testimony would not be clearly in the interest of EPA.

Please contact me at (913) 551-7454 or dalal.pradip@epa.gov if you have any questions or need additional information.

cc: Karina Borromeo, CNSL
Kent Johnson, CNSL

D.Gibbins:dg:WIMB:7417:5/29/08:Cozad 08-05-29 memo-re giving testimony.doc

WIMB WIMB
Gibbins Dalal
5/29/08 5/29/08

WWPD
Spratlin
KAP
5/30/08

FILE TO:
Camden Co. SIG
EPA Grant No. XP987222 01





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 7
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

MAY 27 2008

*Received on
May 28, '08
Pradip*

MEMORANDUM

SUBJECT: Request for EPA Testimony
FROM: David Cozad *David Cozad*
Acting Regional Counsel
TO: Pradip Dalal, Chief
Wastewater & Infrastructure Management Branch

I have just received new correspondence (see attached) which requests the testimony of Don Gibbins in private litigation where EPA is not a party. EPA's regulations require that, in consultation with the employee's supervisors, I, as the Acting Regional Counsel, determine whether or not to grant the request. The standard for making this determination is whether the provision of the requested testimony would **clearly be in the interests of EPA.**

In order for me to respond to this request, I need a short memorandum from you stating whether you consider the provision of this testimony to be (or not to be) clearly in the interests of EPA and why.

I would like to receive this information as soon as possible to allow us enough time to draft a response letter to the requester. Please contact Karina Borrromeo, x7675, or Kent Johnson, x7284, if you have any questions.

Attachment

cc: Karina Borrromeo
Kent Johnson



Ralph E. Altmann
Direct: 314.335.1378
Email: altmann@rabbittlaw.com

100 South Fourth Street • Suite 400
St. Louis, Missouri 63102-1821
Telephone 314.421.5545
Facsimile 314.421.3144
www.rabbittlaw.com

23 South First Street
Belleville, Illinois 62220

May 13, 2008

David Cozad
Acting Regional Counsel
U.s. Environmental Protection Agency, Region VII
901 N. 5th Street, Kansas City, Kansas 66101

In re: Camden County, et al v. Howard R. Green Co., et al
Our File No.:6055.12378

Dear Mr. Cozad:

As required under 40 C.F.R. §2.401 *et seq.* for subpoenaing EPA employees for deposition in a civil litigation, this letter is a request to depose employees Karen Sherrill and Donald Gibbins regarding their knowledge of the Camden County wastewater project and the Grant Number 98722201-0 administered by the EPA which funded part of this project. Karen Sherrill and Donald Gibbins have been identified by plaintiff in the enclosed disclosure as non-retained experts.

Pursuant to 40 C.F.R. §2.401 *et seq.*, the testimony is of interest to the EPA in that it involves the administration of a grant for sewer and water improvements consisting of new collection systems and treatment facilities adjacent to the Lake of the Ozarks, in Camden County, Missouri.

Please contact me at 314-335-1378, or altmann@rabbittlaw.com, to discuss this matter. Thank you in advance for your cooperation in this matter.

Very truly yours,

Ralph E. Altmann

REA
Enclosure



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

MAY 08 2008

BY U.S. MAIL AND FACSIMILE (314) 421-3144

Ms. Sharon Brooner
Rabbitt, Pitzer & Snodgrass
100 South 4th Street, Suite 400
St. Louis, MO 63102

Re: Request for testimony of EPA employees Karen Sherrill and Donald Gibbins

Dear Ms. Brooner:

This letter will confirm our conversation earlier this afternoon regarding your request for the deposition testimony of U.S. Environmental Protection Agency (EPA) employees Karen Sherrill and Donald Gibbins. It is my understanding that the requested testimony is for a lawsuit involving Camden County and Howard Green and that EPA is not a party. As I stated to you, EPA has regulations at 40 C.F.R. § 2.401 *et seq.* that set forth the procedures to be followed when an EPA employee is requested or subpoenaed to provide testimony in civil legal proceedings where the United States is not a party concerning information acquired in the course of performing official duties or because of the employee's official status. A request for testimony by an EPA employee must be in writing and must state the nature of the requested testimony and the reasons why the testimony would be in the interests of EPA. Such requests should be sent to David Cozad, Acting Regional Counsel, U.S. Environmental Protection Agency, Region VII, 901 N. 5th Street, Kansas City, KS 66101.

If you have any questions, please contact me at (913) 551-7675. If you are not able to reach me, you may contact Kent Johnson, Assistant Regional Counsel, at (913) 551-7284.

Sincerely,

Karina Borromeo

Karina Borromeo
Assistant Regional Counsel

IN THE CIRCUIT COURT OF LACLEDE COUNTY
STATE OF MISSOURI

CAMDEN COUNTY, MISSOURI, et al.,)
)
Plaintiffs,)
)
v.) Cause No. 07LA-CC00039
)
JAMES DICKERSON, et al.,)
)
Defendants.)

PLAINTIFFS' EXPERT DISCLOSURE

COME NOW Plaintiffs, by and through counsel, pursuant to Mo. S. Ct. R. 56.01(b)(4) and (5) and the Amended Scheduling Order submitted by the parties and approved by the Court, and make the following expert disclosures:

1. At this time, Plaintiffs have not retained any expert witnesses within the meaning of Mo. S. Ct. R. 56.01(b)(4). Plaintiffs reserve the right to retain and disclose any expert within the meaning of Mo. S. Ct. R. 56.01(b)(4) after the Defendants and counterclaimant's disclosure of experts.

2. Plaintiffs anticipate calling the following non-retained experts at the trial of this matter and provide the following information with respect to such non-retained experts as required by Rule 56.01(b)(5):

Stanley J. Schultz, P.E., P.L.S.
Schultz Engineering Services, Inc.
4800 West Blvd.
Poplar Bluff, MO 63901
Field of Expertise: Engineer

Elka Byod
Current address unknown
Field of Expertise: Engineer

Darren Krehbiel
Krehbiel Engineering
63 Blair Ave.
Camdenton, MO 65020
Field of Expertise: Engineering

Joy Reven
Department of Natural Resources
Lewis & Clark State Office Building
1101 Riverside Drive
Jefferson City, MO 65101
Field of Expertise: DNR & EPA grant management
and sewer project compliance with applicable regulations

Jeff Pinson
Department of Natural Resources
Lewis & Clark State Office Building
1101 Riverside Drive
Jefferson City, MO 65101
Field of Expertise: DNR & EPA grant management
and sewer project compliance with applicable regulations

Mary Clark
1608 E. Miller St.
Jefferson City, MO 65101-4157
Field of Expertise: DNR & EPA grant management
and sewer project compliance with applicable regulations

John Fraga
Public Works Director
109 E. Broadway
Ashland, MO 65010
Field of Expertise: DNR & EPA grant management
and sewer project compliance with applicable regulations

Don Gibbins
U.S. Environmental Protection Agency
901 N. 5th Street
Kansas City, KS 66101
Field of Expertise: EPA grant administration and compliance with
applicable federal regulations

Karen Sherrill
U.S. Environmental Protection Agency
901 N. 5th Street
Kansas City, KS 66101
Field of Expertise: EPA grant administration and compliance with
applicable federal regulations

Glen Langlois
U.S. Environmental Protection Agency
1200 Pennsylvania Ave.
Washington, D.C. 20460
Field of Expertise: EPA grant administration and compliance with
applicable federal regulations

Leon Snead & Co
416 Hungerford Dr., Suite 400
Rockville, MD 20850
Field of Expertise: Financial management systems for managing EPA
grant funds

Plaintiffs further reserve the right to disclose additional expert witnesses as deemed
necessary for the prosecution of Plaintiff's claims and/or the defense of any counterclaim
asserted by any counterclaimant.

Respectfully submitted,

PLEBAN & ASSOCIATES, LLC

By

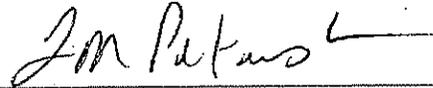


C. John Pleban, #24190
Lynette M. Petruska, #41212
2010 S. Big Bend Blvd
St. Louis, MO 63117
Telephone: 314-645-6666
Facsimile: 314-645-7376

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing was mailed this 13th day of March, 2008 to Marc H. Ellinger and Jane A. Smith, 308 E.High St., Suite 301, Jefferson City, MO 65101; Gary Snodgrass and William S. Thomas, 100 S. 4th St., Suite 400, St. Louis, MO 63102-1821; Jason L. Call, 515 E. High St., P.O. Box 28, Jefferson City, MO 65102; and M. Douglas Harpool and Erin Lary, 1949 E. Sunshine, Suite 2-102, Two Corporate Centre, Springfield, MO 65804.

A handwritten signature in cursive script, appearing to read "J.M. Putnam", is written above a horizontal line.

Pleban & Associates, L.L.C.
Attorneys at Law

Lynette M. Petruska

December 12, 2007

Ms. Joy Reven
Department of Natural Resources
P.O. Box 176
Jefferson City, MO 65102

Mr. Don Gibbins
U.S. Environmental Protection Agency
901 North 5th Street
Kansas City, KS 66101

Re: Camden County Sewer Districts
Camden County, et al. v. James Dickerson, et al.
Cause No. 07LA-CC00039

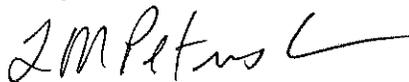
Dear Ms. Reven and Mr. Gibbins

As you may know, this office represents Camden County and the Camden County Commissioners in a legal action filed against James Dickerson, the Lake of the Ozarks Council of Local Governments, Jerry Gilmore, and Howard R. Green Company with respect to the administration of the EPA/DNR grant for the Camden County sewer projects and the engineering services provided on those sewer projects. This office would appreciate the opportunity to speak with both of your offices regarding the Camden County sewer projects to determine any information you might have regarding the administration of the grant and/or the engineering services provided by the defendants.

It is our understanding that there has been some turnover in both of your offices since the beginning of these projects. Specifically, it is our understanding that both Jeff Pinson and John Fraga (Water Protection Program), who initially identified some of the issues with respect to this project that are now the subject of the lawsuit filed by the County, are no longer with the DNR. It is also our understanding that a Mary Clark, who was initially involved with the project, is still employed by DNR but in a different office. While we would appreciate the opportunity to meet with these individuals successors, we would also like to meet with them should you know their whereabouts because they are the individuals with firsthand knowledge of the facts and circumstances surrounding the projects and/or the administration of the grant.

If DNR and EPA are agreeable to meeting with this office, please contact Julie Barnett at 314-645-6666 at your earliest convenience so that we may arrange a meeting with both of your offices at a mutually convenient date, time, and location. Thank you in advance for your attention to this request.

Sincerely,



Lynette M. Petruska

LMP/me

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

NOTE

Date: April 25, 2007

Subject: Camden County, MO, EPA Grant No. XP987222 01

From: Donald Gibbins

To: Joy Reven, MDNR

Attached is the first page of the subject grant agreement which shows that the County returned the grant amendment signed on April 23, 2007

Let me know if you have any questions.

Enclosure

FILE COPY

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

NOTE

Date: April 20, 2007

Subject: Camden County, EPA Grant No. XP987222 01

From: Donald Gibbins

To: Joy Reven, MDNR

Enclosed for your files is a grant amendment for the subject grant which extends the grant period and reduces the scope to the three areas to be sewered.

Let me know if you have any questions.

Enclosure

FILE COPY

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

NOTE

Date: April 20, 2007

Subject: Camden Co. EPA Grant No. XP987222 01
Revised Total Project Cost

From: Donald Gibbins

To: Connie Allen

As per our conversation the other day, the pending amendment for the subject grant needs to be revised to reduce the total project costs to reflect the reduced scope of the grant.

The original work plan included sewer service to six different areas in the County. The attached 10/25/06 letter from the County documents the reduction to serve only three areas. That letter includes updated cost estimates for the two projects which have not yet been constructed: Normac = \$901,900 and Camelot = \$5,444,700. The original work plan includes a total project cost estimate for Sunny Slope of \$3,485,100.

Using the three figures listed, the revised total project cost should be \$9,831,700. With an EPA grant of \$1,455,000, the recipient share should be \$8,376,700.

Let me know if you have any questions.

Attachment

FILE COPY

	U.S. ENVIRONMENTAL PROTECTION AGENCY Assistance Amendment		ASSISTANCE ID NO.			DATE OF AWARD 04/20/2007
			PRG	DOC ID	AMEND#	
				XP - 98722201 - 3		
				TYPE OF ACTION No Cost Amendment		
			PAYMENT METHOD: ACH			ACH# 77676
RECIPIENT TYPE: County			Send Payment Request to: U. S. Environmental Protection Agency - Las Vegas Finance Center P. O. Box 98515, Las Vegas, NV 89193-8515 Contact # 702-798-2406, Fax # 702-798-2423			
RECIPIENT: Camden County Commission Camden County Courthouse, 1 Court Circle Camdenton, MO 65020 EIN: 44-6000457			PAYEE: Camden County Commission Camden County Courthouse, 1 Court Circle Camdenton, MO 65020			
PROJECT MANAGER		EPA PROJECT OFFICER		EPA GRANT SPECIALIST		
James R. Dickerson Camden County Courthouse, 1 Court Circle Camdenton, MO 65020 E-Mail: Phone: 573-346-5616		Don Gibbins 901 North Fifth Street, WWPD/WIMB Kansas City, KS 66101 E-Mail: Gibbins.Don@epamail.epa.gov Phone: 913-551-7417		Connie Allen Grants Management Office, PLMG/RFMB E-Mail: Phone:		
PROJECT TITLE AND EXPLANATION OF CHANGES						
Camden County Infrastructure Improvement Project						
SEWER AND WATER IMPROVEMENTS consisting of new collection systems and treatment facilities for areas in Camden County adjacent to the Lake of the Ozarks.						
This amendment updates EPA contact information, extends the budget and project period to allow all eligible construction to be completed, revises Administrative Condition 10 to remove interim financial reporting, revises Programmatic Condition 1 and adds Programmatic Condition 17. The scope and budget are also being revised to reflect funding to be provided for only three areas of Camden County instead of seven.						
BUDGET PERIOD 04/01/2002 - 10/31/2008		PROJECT PERIOD 04/01/2002 - 10/31/2008		TOTAL BUDGET PERIOD COST \$9,831,700.00		TOTAL PROJECT PERIOD COST \$9,831,700.00
NOTICE OF AWARD						
Based on your application dated 07/30/2002, including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA), hereby awards \$0. EPA agrees to cost-share 55.00% of all approved budget period costs incurred, up to and not exceeding total federal funding of \$1,455,000. Such award may be terminated by EPA without further cause if the recipient fails to provide timely affirmation of the award by signing under the Affirmation of Award section and returning all pages of this agreement to the Grants Management Office listed below within 21 days after receipt, or any extension of time, as may be granted by EPA. This agreement is subject to applicable EPA statutory provisions. The applicable regulatory provisions are 40 CFR Chapter 1, Subchapter B, and all terms and conditions of this agreement and any attachments.						
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)				AWARD APPROVAL OFFICE		
ORGANIZATION / ADDRESS				ORGANIZATION / ADDRESS		
Grants Management Office 901 North Fifth Street Kansas City, KS 66101				U.S. EPA, Region 7 Water, Wetlands, and Pesticides Division 901 North Fifth Street Kansas City, KS 66101		
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY						
SIGNATURE OF AWARD OFFICIAL		TYPED NAME AND TITLE			DATE	
Digital signature applied by EPA Award Official		Connie Allen, Grants Management Specialist			04/20/2007	
AFFIRMATION OF AWARD						
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION						
SIGNATURE		TYPED NAME AND TITLE			DATE	
		Carolyn Loraine, Presiding Commissioner			04/23/2007	

Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$0
2. Fringe Benefits	\$0
3. Travel	\$0
4. Equipment	\$0
5. Supplies	\$0
6. Contractual	\$500,000
7. Construction	\$9,319,700
8. Other	\$12,000
9. Total Direct Charges	\$9,831,700
10. Indirect Costs: % Base	\$0
11. Total (Share: Recipient <u>45.00</u> % Federal <u>55.00</u> %.)	\$9,831,700
12. Total Approved Assistance Amount	\$1,455,000
13. Program Income	\$0
14. Total EPA Amount Awarded This Action	\$0
15. Total EPA Amount Awarded To Date	\$1,455,000

Administrative Conditions

Administrative Conditions 1-9 remain the same. Administrative Term and Condition Number 10 has been revised to eliminate interim financial reporting and move performance reporting to Programmatic as follows:

10. Recipient agrees to provide a final **Financial Status Report** (SF-269 or SF269A) in accordance with 40 CFR 30.52 or 40 CFR 31.41(b); whichever is applicable. The final **Financial Status Report** will be due within ninety (90) calendar days after the expiration or termination of grant support. Financial Status Reports must be submitted to the following address: U.S. EPA - Las Vegas FC, P.O. Box 98515, Las Vegas, Nevada 89193-8515.

Programmatic Conditions

Programmatic Conditions 2-16 remain the same. Programmatic Condition Number 1 is revised and Programmatic Condition Number 17 has been added as follows:

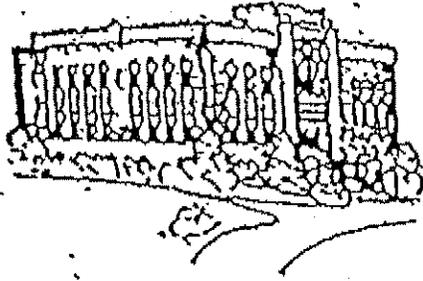
1. Recipient agrees that this grant is FOR SEWER AND WATER IMPROVEMENTS consisting of new collection systems and treatment facilities for three areas in Camden County adjacent to the Lake of the Ozarks.
17. Recipient agrees to provide **Annual Performance Reports**, for all activities identified in the work plan, including those performed by the Recipient through Interagency Agreements and sub-agreements in accordance with 40 CFR 30.51 or 40 CFR 31.40; whichever is applicable.

Performance reports submitted under this agreement will contain at a minimum:

- i) a comparison of actual accomplishments to the outputs/outcomes established in the work plan for the performance period;
- ii) the reasons for slippage if established outputs/outcomes were not met; and,
- iii) additional pertinent information including, when appropriate, analysis and explanation of cost overruns or high unit costs.

These reports shall be due no later than ninety (90) days after the end of the grant year. The **final performance report** is due to the EPA Project Officer (PO) within ninety (90) days after the expiration of the project period.

Questions, concerns, notification of any problems or delays should be directed to the EPA PO listed on the first page of your assistance award or assistance amendment document.



FAX COVER LETTER

Camden County Courthouse
#1 Court Circle N.W.
Camden, Mo. 65020

PHONE: 573-346-4440 Ext. 1244 FAX: 573-346-5181

SENDER: De De Chasin

FROM THE OFFICE OF: Commission

THE FOLLOWING PAGES ARE FOR:

COMPANY: EPA

ATTENTION: Don Gibbins

CITY/STATE: _____

FAX #: 913-551-9417

Total Number of Pages (Including Cover Letter): 2

Date: 4-19-07

**IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL US
BACK SO WE CAN RETRANSMIT.**

MEMO:

Here is your very late report -
I received your e-mail back and I thank you
so much for your help, and, again I apologize
for our being so tardy.

Provided attachment to PRMS.

DEB

Don
Gibbins/WWPD/R7/USEPA/U
S

04/19/2007 02:14 PM

To "Chasin, De De" <DeDe_Chasin@camdenmo.org>

cc

bcc

Subject Re: MBE/WBE Utilization Report

Your current award shows EPA share \$1,455,000, and total project amount \$24,774,000. The total cost was way high because more subdivisions than what you are going to do now were originally included in the work plan. The Recipient share would be the second figure minus the first.

The total project cost will be reduced when the amendment is awarded.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

"Chasin, De De" <DeDe_Chasin@camdenmo.org>



"Chasin, De De"
<DeDe_Chasin@camdenmo.
org>

04/19/2007 02:04 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA

cc

Subject MBE/WBE Utilization Report

Don:

Received your e-mail on the above report. Thank you very much. I have it ready except for one blank which is 5A. It is asking for the Total Assistance Agreement Amount EPA Share \$_____ and Recipient Share \$_____. Can you please help me on this one item.

Thank you and I am so sorry about this delay.

DeDe Chasin

Don
Gibbins/WWPD/R7/USEPA/U
S

To carolyn_loraine@camdenmo.org
cc dede_chasin@camdenmo.org, Joy.Reven@dnr.mo.gov

04/19/2007 01:19 PM

bcc

Subject MBE/WBE Utilization Report

Attached for your information is the last MBE/WBE Utilization Report we received for your EPA grant. It covers the period through 9/30/06. What we need is a report for the period of 10/1/06 to 3/31/07. (These are supposed to be submitted quarterly, even if the utilization is zero.) I do not believe you awarded any contracts during that period, and if true, the report we need would report zero utilization.



Last MBE-WBE report.pdf

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



"Joy Reven"
<joy.reven@dnr.mo.gov>
04/18/2007 08:58 AM

To carolyn_lorraine@camdenmo.org,
dede_chasin@camdenmo.org
cc "Traci Newberry" <traci.newberry@dnr.mo.gov>, Don
Gibbins/WWPD/R7/USEPA/US@EPA
bcc

Subject Camden County STAG reporting requirements

Carolyn and DeDe, I called Don Gibbins to see why the STAG grant to Camden County wasn't extended past June 30, 2007. Don said that they cannot give grant amendments to recipients that are not current with the reporting requirements. I am copying my notes from the meeting last October. Specifically, EPA has said it doesn't have the MBE/WBE quarterly reports. I highlighted the part about the MBE/WBE reports. If you have not sent the required reports, will you please do them as soon as possible? Thanks.

Camden County -- STAG Grant 10-20-06 EPA Grant Reporting Requirements Meeting

*Attendees: Carolyn Lorraine, Thom Gumm, Jennifer ? (works in County Water and Wastewater Dept)
Darren Krehbiel (Krehbiel Engineering), Stan Schultz (Schultz Engineering)
Joy Reven, FAC*

The meeting was held in Camden County to discuss the county's STAG reporting requirements. The following **pre-agenda items** were discussed:

1. Stan asked if he could submit the WWTP plans and specifications for the Camelot project since the environmental report had been received by DNR. He stated that he didn't have the collection plans and specifications done and that he would ask Dave Uhlig to issue two construction permits (one for collection without public notice and one for the treatment works now since that permit requires a public notice). Stan will call Dave Uhlig.
2. Darren stated that the environmental work for Normac is complete. The land sale was to close on 10-20-06. After closing, Ronnie Testerman will come to Jefferson City and have the permit changed to the Camden County Normac District as owner of the former Niangua Highlands (Jack Dickerson) WWTP. Once the permit is changed, Darren will send in the items necessary for the FNSI to Dave Uhlig.

Reporting Requirements:

Leon Snead & Company, P.C. audited Camden County's management of their STAG funds. A portion of the audit findings was that the county should get current with the reporting requirements of the grant and inform EPA how they will handle the reporting requirements in the future.

1. EPA form 5700-52A "MBE/WBE Utilization Under Federal Grants, Cooperative Agreements and Interagency Agreements and Interagency Agreements" is due within 30 days of the each quarter end to EPA MBE/WBE Coordinator at Region VII. Carolyn will complete the form. She did the "catch up" form during the meeting. The form will change when a new construction contract is awarded. Only construction is paid with STAG funds. She will combine both Normac and Camelot on one form but it appears that the contracts won't be awarded in the same quarter so it shouldn't be too confusing.

Don
Gibbins/WWPD/R7/USEPA/US

04/17/2007 01:38 PM

To "Joy Reven" <joy.reven@dnr.mo.gov>
cc Connie Allen/PLMG/R7/USEPA/US@EPA

bcc

Subject Re: STAG Grant Payment Update

Just recently our grants office has stopped issuing amendment awards if the grantee is not up to date on the required MBE/WBE Utilization Report. I contacted Carolyn Loraine several weeks ago and advised her, and we are still waiting for a report to bring them up to date. Please feel free to remind Carolyn about submitting this report. Thanks.

Donald E. Gibbins
Telephone #: 913-551-7417

"Joy Reven" <joy.reven@dnr.mo.gov>



"Joy Reven"
<joy.reven@dnr.mo.gov>
04/17/2007 01:30 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc "Traci Newberry" <traci.newberry@dnr.mo.gov>

Subject Re: STAG Grant Payment Update

Hi, Don. Did you accept Camden County's request to extend their grant? Thanks.

Joy Reven
DNR, Water Protection Program
573-751-2735, Fax 573-751-9396

Gibbins.Don@epamail.
epa.gov

04/17/2007 11:23 AM

To Traci.Newberry@dnr.mo.gov, Debbie.Deeken@dnr.mo.gov
Doug.Garrett@dnr.mo.gov, Joy.Reven@dnr.mo.gov, Tonya.Roth@dnr.mo.gov,
cc Jerry.Smith@dnr.mo.gov, Jeff.Pinson@dnr.mo.gov, Darrell.Barber@dnr.mo.gov
Subject STAG Grant Payment Update

Attached is the latest STAG grant status report with updated payment info. Grants managed by MDNR are included in the third and fourth sheets. The third sheet is the status report, and the fourth sheet shows the amount paid to date, with those grantees requesting payments

Don
Gibbins/WWPD/R7/USEPA/U
S

04/04/2007 02:07 PM

To Joy.Reven@dnr.mo.gov

cc David.Uhlig@dnr.mo.gov

bcc

Subject Camden Co Normac Enviro Review

The attached is for your file.



Camden Co enviro review.pdf

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

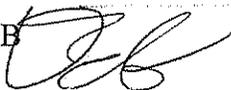
**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

FILE NOTE

Date: April 4, 2007

Subject: Environmental Review for Camden County, Normac Sewer District
as Required by the National Environmental Policy Act (NEPA)

From: Donald E. Gibbins, WWPD/WIMB
Environmental Engineer



File To: EPA Grant No. XP987222 01

The USDA, Rural Development is providing significant funding for the above-subject project, and issued a Categorical Exclusion with an Environmental Report dated October 25, 2006. Those documents evaluate the same project which is receiving a portion of the grant funding from the EPA special infrastructure grant awarded to Camden County. I have reviewed the Rural Development documents and find that they adequately address the environmental impacts of the project. The Rural Development documents are included in the Project Officer file.

This file note is to document that I, as the Project Officer, have chosen to accept the attached Categorical Exclusion, and will not issue a separate EPA environmental review document.

Attachment

cc: Joy Reven, MDNR/WPP

OCT 17 2006

OCT 27 2006

WIMB Rec'd APR 02 2007



Committed to the future of rural communities.

**United States Department of Agriculture
Rural Development
Missouri
www.rurdev.usda.gov/mo**

October 25, 2006

TO: Rural Development Processing Office
Clinton Area Office

SUBJECT: Normac Sewer District Wastewater System Project
Environmental Report/Environmental Documentation from Other Sources
Review

Raymond C. Homer Jr.
FROM: Raymond C. Homer, Jr.
State Environmental Coordinator

I have reviewed the Environmental Report/Environmental Documentation for the Normac Sewer District wastewater system project and have made the following determinations:

CONCURRENCE WITH CLASSIFICATION OF PROPOSAL

- Categorical Exclusion with an Environmental Report (7 CFR 1794.22 (b) and (c))
- Environmental Assessment (7 CFR 1794.23 (a) and (b))

ACCEPTANCE OF ENVIRONMENTAL REPORT/ENVIRONMENTAL DOCUMENTATION

- Acceptable
- Unacceptable. In order to bring the report into compliance with regulatory and Agency requirements, please address the items listed in Exhibit B

601 Business Loop 70 West • Suite 235, Parkade Center • Columbia, MO 65203
Phone: (573) 876-0976 • Fax: (573) 876-0977 • TDD: (573) 876-9480

"USDA is an equal opportunity provider, employer and lender."
To file a complaint of discrimination write USDA, Director, Office of Civil Rights, 1400 Independence Ave., S.W., Washington, DC 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD).

PUBLIC NOTIFICATION REQUIREMENTS

Please inform the applicant to publish the following public notices in the non-classified section of newspapers of local circulation:

CATEGORICAL EXCLUSION

NO PUBLIC NOTICE REQUIRED

PRELIMINARY NOTICE

The items checked should be included in this public notice:

- Important Farmland (conversion of)
- Floodplains (construction in)
- Wetlands (construction in)
- Cultural Resources (adverse effect on)

ENVIRONMENTAL ASSESSMENT

NOTICE ANNOUNCING THE AVAILABILITY OF ENVIRONMENTAL ASSESSMENT

If any of the following are checked, integrate the information normally included in a Preliminary Notice

- Important Farmland (conversion of)
- Floodplains (construction in)
- Wetlands (construction in)
- Cultural Resources (adverse effect on)

FINDING OF NO SIGNIFICANT IMPACT

SEE EXHIBIT C FOR SPECIFIC PUBLIC NOTICE REQUIREMENTS

If you have any questions, please call me at 573-876-0976. The Environmental Report and the Environmental Checklist for Categorical Exclusions form are attached. Once the Approval Official signs/dates the Checklist form, the environmental review process for this project will be concluded.

Finding:

I find that the proposed project meets the criteria established in 7 CFR §§1794.21 (a) and (c) Categorically excluded proposals without an ER or §§1794.22 (b) and (c) Categorically excluded proposals requiring an Environmental Report. Upon review of the project information or the environmental report I find that the proposed project is consistent with 40 CFR §1508.4, Categorical Exclusion, and does not individually or cumulatively have a significant effect on the human environment and for which, therefore, neither an Environmental Assessment nor an Environmental Impact Statement is required.

Jim Rikabauf
Signature of Preparer⁹

10/19/06
Date

Area Specialist
Title

Concur: Raymond C. Hower Jr.
Signature of State Environmental Coordinator¹⁰

10/25/06
Date

Concur: Kelly D. Gregory
Signature of Approval Official

10/01/06
Date

AREA DIRECTOR
Title

Where a Preliminary Notice is required and upon completion of any public comment periods, the SEC or Processing Office shall document any public concerns and note any resolution to any issue raised during the comment period. (If necessary, attach additional sheets of paper.)

SEC or Preparer's Initials _____
Date

⁹ Where an Environmental Report has not been prepared, the Processing Office staff should complete this Exhibit and sign as the preparer. In this case, the State Environmental Coordinator does not need to review or concur with this Exhibit. For proposed projects where an Environmental Report is prepared, the Processing Office shall complete this Exhibit as the preparer and submit it and the Environmental Report to the State Environmental Coordinator for review and concurrence.

¹⁰ For proposed projects where Environmental Reports have been prepared and accepted, the State Environmental Coordinator (SEC) shall complete Staff Instruction 1794-1, Exhibit A and if the Environmental Report is acceptable sign this Exhibit as a concurring official.

USDA, Rural Development/Rural Utilities Service		Environmental Checklist for Categorical Exclusions Form				
Name of Project: <i>Normae Sewer District</i>						
Location (City/County/State): <i>Camden County / Missouri</i>						
Environmental Report/Environmental Documentation ⁴ Prepared: Yes ⁵ <input checked="" type="checkbox"/> No <input type="checkbox"/>						
Resources	Resources Present		Effects to Resources			Mitigation ⁶
	Yes	No	No Effect	Affected	Conversion	Check Where Applicable
Formally Classified Lands ⁸ (Parks, Monuments, Wild and Scenic Rivers, National Forest Lands, etc.)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Important Farmland, Range or Forest land	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floodplains (100 or 500 year floodplains)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Wetlands	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Cultural Resources (Historic Properties, Archeological Sites, listed on or potential to be listed on the National Register of Historic Places)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Biological Resources (Threatened or Endangered Species, Critical Habitat, State Lists)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Water Quality (National Pollutant Discharge Elimination System or Water Appropriation Permits, Sole Source Aquifers)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Coastal Resources (Coastal Zone Management Areas or Coastal Barrier Resources System)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Socio-Economic/Environmental Justice Concerns	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Miscellaneous Issues (Air Quality, Transportation, Noise, Odors, etc.)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
	Yes	No				
Is the project proposal controversial for environmental reasons. If so, attach a summary of the controversy(s) and any actions taken and resolutions necessary to respond to the concerns.	<input type="checkbox"/>	<input checked="" type="checkbox"/>				
Is the project proposal controversial for other than environmental reasons. If so, attach a summary of the controversy(s) and any actions taken and resolutions necessary to respond to the concerns.	<input type="checkbox"/>	<input checked="" type="checkbox"/>				
Does the project proposal have any extraordinary circumstances in which a normally excluded action may have a significant environmental effect requiring an Environmental Assessment or Environmental Impact Statement be prepared.	<input type="checkbox"/>	<input checked="" type="checkbox"/>				

⁴ This form can be used to document the consideration and adoption of environmental documentation prepared for or by other Federal agencies and for the incorporation of environmental information from any source.

⁵ If an Environmental Report has been prepared, the State Environmental Coordinator shall attach a copy of Staff Instruction 1794-1, Exhibit A.

⁶ Check where mitigation measures are required. Summarize and attach a list of all mitigation measures required for project proposals (this list should be included in Letter of Conditions)

⁷ Refers to conversion of important farmland, construction or location of a facility (not utility lines) in a floodplain or wetland, or an adverse effect to a cultural resource pursuant to Section 106, National Historic Preservation Act (36 CFR 800). If any of these boxes are checked, preliminary and final public notices are required, see Section 5.0 in Bulletin 1794A-602.

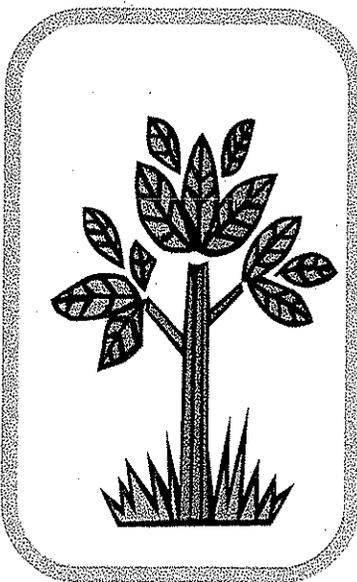
⁸ For a list of Formally Classified Lands considered under 7 CFR 1794, see Section 3.1.3 in Bulletin 1794A-602.

OCT 17 2006

ENVIRONMENTAL REPORT

CAMDEN COUNTYSEWER DISTRICT,
NORMAC ESTATES SUBDIVISION

SEWER COLLECTION AND TREATMENT SYSTEM



SUBMITTED BY:

Camden County Sewer District (Normac Estates)

Camden County Courthouse

One Court Circle, Suite 1, Camdenton, MO 65020

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NORMAC SEWER DISTRICT, A SUBDIVISION OF THE CAMDEN COUNTY SEWER DISTRICT, CAMDEN COUNTY, MISSOURI

EXECUTIVE SUMMARY

Normac Sewer District is a subdivision of the Camden County Sewer District and is located just off Highway 54 and County Road 54-77 (Ballpark Road), just a small distance west of Camdenton, Missouri. Camden County, with an estimated 1999 population of 34,594, had an estimated 37,000 housing units that same year. The high number of housing units reflects the County's large number of homes owned by second homeowners, who frequent the County during the spring and summer months. Permanent residents occupy well over 90% of the housing units in Normac Subdivision. Many of those who initially arrived as second homeowners years ago, have now retired and are permanent residents in the sub-district. The area, largely comprised of one of the earliest lakeside subdivisions at the Lake of the Ozarks, has not been a primary settlement area for second homeowners for a number of years.

Much of Camden County's 2.9% annual population growth occurs in the unincorporated areas of the County along the shoreline of the Lake of the Ozarks. Considering the County's growth in permanent population in unincorporated areas and even higher growth in the number of housing units in those same areas, a failure to act in addressing wastewater collection and treatment needs could spell environmental disaster for the Lake of the Ozarks.

A new sewer collection and treatment system is proposed for the Normac Estates subdivision. There are 44 existing homes and 60 vacant lots in this subdivision. Voters approved a \$500,000 revenue bond issue in November of 2004. USDA Rural Development will purchase a portion of the revenue bonds for construction of the project. The bond debt service will be repaid by sewer user rates. The remaining funds will be provided by a USDA Rural Development grant, an EPA special appropriations grant, and local funds.

Camden County contracted the services of Krehbiel Engineering, Inc. to develop a comprehensive master plan for this project. This report is dated March 13, 2006. Direct questions concerning the details of the Engineer's Report may be directed to Darren David Krehbiel, P.E., 63 Blair Avenue, P.O. Box 587, Camdenton, MO 65020, telephone 573-346-5316.

1.0 PURPOSE AND NEED FOR PROJECT

1.1 Project Description (Proposed Action)

The proposed collection system will be a Septic Tank Effluent Pumping Collection System (STEP) followed by a treatment system consisting of a recirculating coarse media filter. The proposed system will follow the guidelines and requirements set forth by Department of Natural Resources for the placement of sewer lines in relation to existing water lines. Effluent requirements are anticipated to be 20 ppm BOD and 20 ppm TSS (monthly average) as established for discharge into the Lake of the Ozarks.

The components of the proposed sewer project are:

Collection System

3,575 LF of 1" PVC Pressure Line

4,300 LF of 2" PVC Pressure Line

1,800 LF of 3" PVC Pressure Line

44 Service Connection Pits

Grading, Seeding, and Mulching

Septic Tank Effluent Pump Stations

44 Septic Tanks, 1,500 Gallon
44 Pumping Units

Sand Filter Treatment System

Site Preparation
Sand Filter
Media
Recirculation Tank
Fencing
Chlorinator and Dechlorinator
Discharge Piping
Grading, Seeding, and Mulching

The Engineering Report dated March 13, 2006, explains the proposed project in more detail. (Exhibit 6.1) Maps of the project outline the area (Exhibit 6.2)

The following exhibits are included in Section 6.0 "Exhibits":

- 6.1 Engineering Report
- 6.2 General Project Maps

1.2 Purpose and Need of Project

The proposed project area currently receives water service from both community and individual wells. There is no community sewer system. The majority of the residents are using individual on-site treatment systems. Many of these systems appear to be inadequate. Raw sewage has been spotted on the ground in surfacing fluid from drain fields. This creates a health hazard for all residents and visitors of the Lake of the Ozarks area in that raw sewage enters the ground water, and in most cases, eventually or directly enters the Lake of the Ozarks.

The current situation is further complicated by the high rate of area growth combined with the rocky and porous nature of the soil around the Lake of the Ozarks. Many structures along the lake shoreline are 1950's – 1980's vintage with failing septic systems, which pose an increasing threat to the County's lake and drinking water quality.

All of the approximate 44 homes in the area are being serviced with individual septic tanks or aeration units. There is no existing wastewater collection or treatment facility serving the single-family residential homes.

There is an existing, recently constructed, STEP collection and sand filter treatment system serving Niangua Highlands. This system is being constructed under MO-0103306 and it is currently intended that the Niangua Highlands treatment facility will be incorporated into the proposed treatment facility. Negotiations regarding the gifting of this facility to the County continue. The location of the existing plant is adjacent to the Normac development.

The Camden County Commission, in an effort to negotiate acceptance of the existing Niangua Highlands wastewater treatment facility, have requested the design plans, engineering report, and copies of the construction permit. This information will provide average design flows, design BOD loadings, and other design considerations.

It is unknown at this time what the size or condition of the privately owned septic tanks is. At the time of construction, all existing septic tanks will be pressure tested for leaks and replaced if they do not pass the testing. Those septic tanks that may be retrofitted will be pumped for

inspection.

The existing treatment plant will be upgraded as necessary and incorporated into the proposed treatment facility.

Based on the amount of land available, it is projected that there could be a growth of approximately 60 residential units over the next 20 years. Camden County has a requirement that when the system goes on line, all the units served by the collection line be connected.

The proposed project area's runoff ends up in the Lake of the Ozarks due to the terrain. The possibility of flooding is unlikely, other than occasional intense storms which produce short-term high water, but no area of the proposed project area is believed to be at risk from long standing flood waters.

The Camden County Sewer District has personnel already in place and will take over the operation of the Normac Estates Sewer District's proposed facilities.

Because of the failed septic tanks and lateral systems, untreated wastewater is flowing into the Lake of the Ozarks. As the untreated flow increases, the water quality of the Lake deteriorates. By collecting and treating the wastewater, the quality of the Lake water will improve and the possibility of contamination of the ground water supply will lessen. This proposed sewer project will provide a much needed central sewer collection and treatment system.

2.0 ALTERNATIVES TO THE PROPOSED ACTION

ALTERNATIVES

Alternate No. 1 – Individual On-Site Treatment Facilities.

This plan would utilize the existing facilities in the Normac Estates Sewer District. The Sewer District would incorporate on-site facilities into the Sewer District's jurisdiction with operation and maintenance. Each system would be evaluated for effectiveness and repaired or upgraded if possible. Replacement of the system would be done using on-site methods again, if possible. This plan would require skilled maintenance personnel capable of working on several different types of systems.

Alternate No. 2 – Conventional Gravity Collection System

Conventional gravity sewers are designed with minimal mechanical operations. Wastewater from homes is conveyed to the main gravity line and transported to the treatment plant by gravity or to a lift station to be pumped. With no on-site tanks, the wastewater contains high amounts of solids that require stringent control of pipe grade to insure the pipe does not clog. Design practice of conventional sewers requires a manhole to be placed at all grade changes, directional changes of the flow, and at reasonable access distances.

Alternate No. 3 – Grinder Pump Collection System with Extended Aeration Treatment

With a grinder pump collection system, wastewater is typically transferred from the home a short distance by gravity flow to a grinder pump unit. This grinder pump is placed in a low point and will serve one or several residences. A number of grinder pumps located throughout the system will be required. Wastewater collected in the grinder pump basin is then pumped

under pressure to a treatment facility. Grinders are used as part of the pumping process to eliminate or reduce solid material, which might clog the pressure line. Pressure lines are typically smaller in diameter and are less restricted by slope considerations due to the pressure nature of the flow. Grinder stations are mechanical and require a certain amount of maintenance and cleaning.

Alternate No. 4 – Septic Tank Effluent Pumping Collection System and Recirculating Coarse Media Filter.

The proposed method of treatment is a STEP collection system followed by a recirculating coarse media filter. Residential waste enters an individual septic tank where a large percentage of solids are settled out. The effluent in the septic tank is then screened and pumped through small diameter pressurized sewer pipe. From there, the wastewater is pumped to a recirculating coarse media filter where it receives treatment and is then either recirculated back to the filter or discharged. Septic tanks are pumped on regular intervals to remove solids, which can be disposed of under contract with a private disposal company. The effluent from the proposed recirculating coarse media filter will be of a high quality, suitable for whole body contact. Individual septic tanks will be tested individually and be replaced with new state approved septic tanks if they are not acceptable.

Alternate No. 5 – To Do Nothing

To do nothing is just as the name implies. One alternative is to let the existing conditions remain “as is”.

Recommended Alternative

Gravity, on grade, or collection line excavation would be so difficult in the area of this sub-district. It would be virtually impossible to even attempt a cost estimate.

Therefore, the construction of a Septic Tank Effluent Pumping Collection System with Recirculating Coarse Media Filter is the recommended alternative. The improvements would be located on the site presently occupied by the Niangua Highlands treatment facility. The receiving waters for this project will be Lake of the Ozarks after the proposed treatment process. Effluent requirements are anticipated to be 20 ppm BOD and 20 ppm TSS (monthly average) as established for discharge into the Lake of the Ozarks.

3.0 AFFECTED ENVIRONMENT/ENVIRONMENTAL CONSEQUENCES

3.1 Land use/Important Farmland/Formally Classified Land

The Farmland Protection Policy Act (FPPA), the USDA regulation implementing the FPPA (7 CFR Part 658) and USDA Departmental Regulation No. 9500-3, “Land Use Policy” provide protection for important farmland and prime rangeland and forestland.

3.1.1 Affected Environment: The affected environment will be contained to the area of the Normac Sewer District. There will be no effect on formally classified lands.

Formally classified lands include:

National Parks and Monuments
 National Natural Landmarks
 National Battlefield Park Sites
 National Historic Sites and Parks
 Wilderness Areas
 Wild and Scenic or Recreational Rivers
 Wildlife Refuges
 National Seashores, Lakeshores, and Trails
 State Parks
 Bureau of Land Management Administered Lands
 National Forests and Grasslands
 Native American Owned Lands

3.1.2 Environmental Consequences: Construction for the sewer collection lines will be along road frontage areas and/or in easements. The effect to the environment would be temporary during construction of the installation of the sewer system. Such activity would consist of disturbance to the soil and environment from trenching, digging, and movement of machinery over the surface. Upon completion of the system, the environment will return to pre-construction appearance.

Land Use: A site for the sewer treatment plant will be the only real estate site for this project, which is .65 acres.

Important Farmland: Form AD-1006 was completed by USDA, National Resource Conservation Service on April 10, 2006, for the sewer treatment facility. It was determined that this site does not contain prime, unique, statewide, or locally important farmland, so FPPA does not apply. No further action is needed. (Exhibit 6.3)

Prime forestland will not be affected by the scope of this project.

The following exhibit is included in Section 6.0 "Exhibits":

6.3 AD-1006 Form

3.1.3 Mitigation: No mitigation is required to minimize impacts to important farmland in the proposed project area.

3.2 Floodplains

Continued encroachments on floodplains decrease the natural flood-control capacity of these land areas, create the need for expensive manmade flood-control measures and disaster-relief activities, and endangers both lives and property. In compliance with Executive Order 11988, "Floodplain Management" and USDA Departmental Regulation 9500-3, "Land Use Policy", it is USDA's policy to avoid to the extent possible:

1. The long and short-term adverse impacts associated with the occupancy and modification of floodplains and
2. Direct or indirect support of floodplain development wherever there is a practicable alternative.

3.2.1 Affected Environment: The affected environment will be contained to the area of the Normac Sewer District.

3.2.2 Environmental Consequences: The Department of the Army, Kansas City District, Corps of Engineers, Truman Satellite Office was contacted on March 24, 2006, and again on June 1, 2006. Their reply of July 20, 2006, states that the Corps of Engineers has jurisdiction over all waters of the United States. Discharges of dredged or fill material in waters of the United States, including wetlands, require prior authorization from the Corps under Section 404 of the Clean Water Act.

The July 20, 2006, letter further states that after reviewing the information furnished, they determined that the proposed project will not involve the discharge of dredged or fill material in waters of the United States. Therefore, Department of the Army permit authorization is not required. (Exhibit 6.4)

The Flood Hazard Boundary Map for Camden County, Missouri, unincorporated area, Community Panel Number 290789 0008 A with an original effective date of April 1983, converted by letter to an effective date of 5/1/94, was reviewed. (Exhibit 6.5) The proposed site for the sewer treatment facility is not located in a floodplain

Since the sewer collection lines will be buried below ground level, it is determined that the construction of these lines would not cause changes in the natural values and functions of any possible floodplains.

3.2.3 Mitigation: No mitigation is required to minimize impacts to floodplains in the proposed project area.

The following exhibit is included in Section 6.0 "Exhibits":

- 6.4 Corps of Engineers' Letter
- 6.5 Floodplain Map and Form 81-93

3.3 Wetlands

Executive order 11990, "Protection of Wetlands" states that it is Federal policy to avoid to the extent possible long and short-term adverse impacts associated with the destruction or modifications of wetlands and to avoid direct or indirect support of new construction in wetlands wherever there is a practicable alternative. Each agency, therefore, to the extent permitted by law, shall avoid undertaking or providing assistance for new construction located in wetlands unless the head of the agency finds that:

1. There is no practicable alternative to such construction, and
2. The proposed project includes all practicable measures to minimize harm to wetlands that may result from such use. In making this finding, the head of the agency may take into account economic, environmental, and other pertinent factors.

3.3.1 Affected Environment: The affected environment will be contained to the area of the Normac Sewer District.

3.3.2 Environmental Consequences:

The Department of the Army, Kansas City District, Corps of Engineers, Truman Satellite Office was contacted on March 24 and June 1, 2006. Their reply dated July 20, 2006, states that the Corps has jurisdiction over all waters of the United States. Discharges of dredged or fill material in waters of the United States, including wetlands, require prior

authorization from the Corps under Section 404 of the Clean Water Act. The Corp letter states that, after reviewing the information furnished, they determined the proposed activity will not involve the discharge of dredged or fill material in waters of the United States. Therefore, Department of the Army permit authorization is not required. (Exhibit 6.6) The engineer also states in the Engineering Report that there are no known wetlands within the project area.

It is determined that the project will not cause any long-term adverse impacts associated with the destruction or modifications of wetlands.

3.3.3 Mitigation: No mitigation is required to minimize impacts to wetlands in the proposed project area.

The following exhibits are included in Section 6.0 "Exhibits":

6.6 Corps of Engineers' Letter

3.4 Cultural Resources

The National Historic Preservation Act (NHPA) of 1966, as amended (16 U.S.C. & 470 et seq.) and the Advisory Council on Historic Preservation's (ACHP) implementing regulations, 36 CFR part 800 (Section 106 regulations), requires Federal agencies to take into account the effect their actions may have on historic properties that are within the proposed project's area of potential effect. This evaluation must take place prior to the carrying out of such actions. The area of potential effect is the geographic area or areas within which a proposed project may cause changes in the character or use of historic properties. Historic property means any prehistoric or historic district, site building, structure, or object included in, or eligible for inclusion in the National Register of Historic Places. This term includes, for the purposes of the Section 106 regulations, artifacts, records, and remains that are related to and located within such properties. The term "eligible for inclusion in the National Register" includes both properties formally determined as such by the Secretary of the Interior and all other properties that meet National Register of Historic Properties listing criteria.

3.4.1 Affected Environment: The affected environment will be contained to the area of the Normac Sewer District.

3.4.2 Environmental Consequences: The Missouri Department of Natural Resources Historic Preservation office was requested to review the proposed project in March of 2006. (Exhibit 6.7) Their Cultural Resource Assessment, Section 106 Review dated March, 22, 2006, states that "Adequate documentation has been provided (36 CFR Section 800.11). There will be "no historic properties affected" by the current project." (Exhibit 6.8)

The National Register Information System website was reviewed on April 27, 2006, for listings for Camden County. There are nine listings, however, none of the listings will be affected by this proposed project. (Exhibit 6.9)

It is determined that the project will not cause any adverse impacts to cultural resources.

3.4.3 Mitigation: No mitigation is required to minimize impacts to historical or cultural resources in the proposed project area.

The following exhibits are included in Section 6.0 "Exhibits":

- 6.7 Letter to SHPO
- 6.8 Section 106 Review from Historic Preservation Program
- 6.9 National Register Information System Report

3.5 Biological Resources

Threatened and Endangered Species-There are many plant and animal species that are threatened with extinction or exist in greatly reduced numbers partly as a result of human activities. The Endangered Species Act (ESA) of 1973 establishes a national program for the conservation and protection of threatened and endangered species of plants and animals and the preservation of habitats upon which they depend. Under Section 7 of the ESA, Federal agencies are required to consult with USFWS and/or the National Marine Fisheries Service (NMFS) for all threatened and endangered species and species that inhabit coastal areas or are anadromous (fish born in freshwater that spend most of their life at sea and return to fresh water to spawn).

3.5.1 Affected Environment: The affected environment will be contained to the area of the Normac Sewer District.

3.5.2 Environmental Consequence: The Fish and Wildlife Service was contacted on March 24, 2006, requesting comments on the proposed project. Their reply of April 6, 2006, states that they have reviewed the subject project proposal and determined that no federally listed species or designated critical habitat occurs within the project area; consequently, this concludes section 7 consultation. (Exhibit 6.10)

The Missouri Department of Conservation was contacted on March 24, 2006. Their reply dated March 27, 2006, indicates that there were no records found for species/habitats with Federal and State concerns. (Exhibit 6.11)

There should be no adverse impact to biological resources.

3.5.3 Mitigation: No mitigation measures are required to minimize impacts to biological resources in the proposed project area.

The following exhibits are included in Section 6.0 "Exhibits":

- 6.10 U.S. Fish and Wildlife letter
- 6.11 Department of Conservation letter

3.6 Water Quality Issues

3.6.1 Affected Environment: The affected environment will be contained to the area of the Normac Sewer District.

3.6.2 Environmental Consequences: Because of the failed septic tanks and lateral systems, untreated wastewater is flowing into the Lake of the Ozarks. As the untreated flow increases, the water quality of the Lake deteriorates. The effluent from this project must meet Department of Natural Resources' permit requirements. Effluent requirements are anticipated to be 20 ppm BOD and 20 ppm TSS (monthly average) as established for

discharge into the Lake of the Ozarks. With the construction of a central sewer collection and treatment system, the quality of the Lake water will improve and the possibility of contamination of the ground water supply will lessen. There should be a positive impact on the quality of water because of this project.

The proposed project will not have an adverse impact or negatively affect the water quality of the area.

3.6.3 Mitigation: No mitigation is required to minimize impacts to water quality issues.

3.7 Coastal Resources

3.7.1 Affected Environment: This section is not applicable for this area of the country.

3.7.2 Not applicable

3.7.3 Not applicable

3.8 Socio-economic/Environmental Justice Issues

Proposed projects funded by or in part by RD/RUS have a potential to affect the socio-economic conditions of the areas being served. Applicants should be aware of potential effects to the socio-economic makeup of the area proposed to be served and be prepared to discuss these effects. Effects could be beneficial or adverse. In addition, applicants need to determine if their proposed project has or may have a disproportionately high and adverse human health or environmental effects on minority and low-income populations.

Executive order 12989 "Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations", dated February 11, 1994, and USDA DR 5600-2 "Environmental Justice", dated December 15, 1997, requires the consideration of environmental justice issues into NEPA environmental reviews.

3.8.1 Affected Environment: The socio-economic and environmental justice environment would encompass a larger area than the site where construction will be occurring. The environment includes all of the Normac Sewer District. Current residents in the area will be the primary beneficiaries from the project. A central sewer system will beneficially impact the area and residential property values should stabilize or increase as a result.

3.8.2 Environmental Consequences: This proposed project will provide a centralized sewer collection and treatment system eliminating failing septic tanks and lateral systems. These improvements would encourage development within the sewer district.

This project would have a positive impact on human health and the environment by eliminating existing malfunctioning septic tanks and lateral systems.

Environmental Justice Issues:

The implementation of this project will not have a disproportionate adverse impact on the human health of the minority or low-income population of the district.

Health services are provided by Camdenton Clinic and Lake Regional Health Systems. Mid-County Fire District provides fire protection in the project area. Social services are available in the City of Camdenton and Osage Beach. Schools in the district include Camdenton R-3 plus private schools and home schooling.

A Civil Right Impact Analysis, Form 2006-38 (Exhibit 6.12), has been prepared for the project. No adverse civil rights impacts from this project are anticipated.

Demographics: Camden County consists of a predominately-white population, 97.5% white with the remaining 2.5% geographically dispersed. The project will not adversely affect any minority groups.

Therefore, the proposed project is not likely to have an adverse impact on socio-economic issues or negatively affect environmental justice issues.

3.8.3 Mitigation: No mitigation measures are required for socio-economic or environmental justice issues in the project area.

The following exhibit is included in Section 6.0 "Exhibits":

6.12 Civil Rights Impact Analysis, Form 2006-38

3.9 Miscellaneous Issues

3.9.1 Affected Environment: The affected environment will be contained to the area of the Normac Sewer District.

3.9.2 Environmental Consequences:

Air Quality: The Missouri Department of Natural Resources stated in an e-mail dated June 21, 2005, that it was not necessary to obtain clearance for sewer system projects, as they are generally not in non-attainment areas of the state and do not pose a significant air quality impact. (Exhibit 6.13)

Transportation: The primary roads in the project area consist of roads in the subdivision. There are no railroads operating within the sewer district. No changes to the existing transportation patterns are expected because of the proposed project. During construction, minor delays or detours may occur.

Noise: The major source of noise will be during construction of the project. Construction noise will be a temporary adverse impact. There are no railroads in the project area. No long-term adverse impacts are expected because of the proposed action.

Solid Waste Management: Solid waste resulting from the project is expected to be typical rubbish waste from normal construction debris, and will be disposed of in a DNR approved permitted landfill. Existing solid waste disposal consists of pick-up by private trash haulers and disposed of in a state approved landfill. No toxic, hazardous, or radioactive substances will be utilized or produced because of this project. There should be no adverse impact to solid waste.

Hazardous or Toxic Waste: CERCLIS Hazardous Waste Sites in the EPA website has been reviewed. There are five listings for Camden County. There will be no impact to

these sites nor will the sites impact the proposed project. (Exhibit 6.14) A review of the EPA website for Resource Conservation and Recovery Act (RCRAInfo) shows numerous listings for this area. These listings will not be impacted by this project, nor will the listings impact the proposed project. (Exhibit 6.15)

The Department of Natural Resources' "Underground Storage Tank Summary Database" updated April 7, 2006, was reviewed for Camden County. (Exhibit 6.16) There are numerous listings. This project should have no impact on the listings and the underground tanks should have no impact on the proposed project.

Energy: The primary source of energy in the project area is electricity. The project will use electricity in minimal amounts. Laclede Electric Co. will furnish electricity with offices in Lebanon, MO. There should be no significant depletion of this resource that will result from construction or operation of this project. Care should be taken to identify and avoid all electrical lines during construction. There is no natural gas in the area.

Permitting: A construction permit must be obtained from Department of Natural Resources before construction commences. State and local agencies may require other permits for construction and usage. During project design, the engineer must identify to the sewer district what specific permits will be required.

Missouri Clearing House Comments: The state clearinghouse was contacted in February of 2006. A clearance letter dated February 24, 2006, has been obtained from the Office of Administration, Missouri Clearinghouse, stating that the project has been reviewed. A comment letter was received from the Missouri Department of Transportation stating that a permit is required if using state highway right of way. There are no plans at this time to use state right of way in this project. There were no other comments. (Exhibit 6.17)

3.9.3 Mitigation: No mitigation measures are required for any miscellaneous environmental issues in the project area.

The following exhibit is included in Section 6.0 "Exhibits":

- 6.13 DNR Air Quality Letter
- 6.14 CERCLIS Hazardous Waste Sites
- 6.15 RCRA TSD Listing
- 6.16 DNR Underground Storage Tank Information
- 6.17 Missouri Clearinghouse Comments

4.0 SUMMARY OF MITIGATION

- Land Use/Important FarmLand/Formally Classified Land – No mitigation recommended or required.
- Floodplains – No mitigation measures required.
- Wetlands – No mitigation measures required.
- Cultural Resources – No mitigation recommended or required.
- Biological Resources – No mitigation recommended or required.
- Water Quality Issues – No mitigation recommended or required.
- Coastal Resources – Not applicable to this project.
- Socio-economic/Environmental Justice Issues - No mitigation recommended or required.
- Miscellaneous Issues - No mitigation recommended or required.

5.0 CORRESPONDENCE AND COORDINATION

Scoping letters requesting comments relating to environmental and archaeological concerns which may be affected by the proposed action were sent to a variety of local, state, and federal agencies. Attached to the correspondence was a Project Map defining the proposed project area. The following is a summary of agencies that were contacted. Copies of the correspondence are included in Section 6.0 of this report.

<u>Agency</u>	<u>Phone</u>	<u>Date Sent</u>	<u>Date Received</u>
WETLANDS			
Department of the Army Kansas City District Army Corps of Engineers Truman Satellite Office Route 2, Box 29-C Warsaw, MO 65355	660-438-6758	03-24-06	07-20-06
HISTORICAL, ARCHAEOLOGICAL SITES			
DNR, State Historical Preservation P.O. Box 176 Jefferson City, MO 65102-0176	573-751-7862	03-06	03-22-06
CRITICAL HABITAT AND ENDANGERED SPECIES			
U.S. Fish and Wildlife Service Columbia Ecological Services Field Office 101 Park DeVillie Drive, Suite A Columbia, MO 65203-0007	573-876-1911	03-24-06	04-06-06
Department of Conservation Policy Coordination Unit P.O. Box 180 Jefferson City, MO 65102	573-522-4115 Ext. 3250	03-24-06	03-27-06

LAND USE/IMPORTANT FARMLANDS

Natural Resources Conservation Services Area Office 1911 Boggs Creek Road Jefferson City, MO 65101	573-761-3105	03-24-06	04-10-06
-------------------------------------------------------------------------------------------------------------	--------------	----------	----------

OTHER

Office of Administration Missouri Clearinghouse P.O. Box 809 Jefferson City, MO 65102	573-751-4834	02/21/06	02/24/06
------------------------------------------------------------------------------------------------	--------------	----------	----------

6.0 EXHIBITS

- 6.1 Engineering Report
- 6.2 General Project Maps
- 6.3 AD-1006 Form
- 6.4 Corps of Engineers Letter
- 6.5 Floodplain Map and Form 81-93
- 6.6 Corps of Engineers' Letter (wetlands)
- 6.7 Section 106 Project Information Form
- 6.8 SHPO Section 106 Review
- 6.9 National Register Information System Report
- 6.10 U. S. Fish and Wildlife Letter
- 6.11 Department of Conservation Letter
- 6.12 Civil Rights Impact Analysis, Form 2006-38
- 6.13 DNR, Air Quality E-Mail
- 6.14 CERCLIS Hazardous Waste Sites
- 6.15 RCRA List
- 6.16 DNR Underground Storage Tank Summary Database List
- 6.17 Missouri Clearinghouse Comments

Bacorn Enterprises, LLC prepared this report for the Normac Sewer District for USDA Rural Development financing.

Bacorn Enterprises, LLC

By 

10-16-06
(Date)

Don
Gibbins/WWPDP/R7/USEPA/US
S

03/23/2007 07:50 AM

To Connie Allen/PLMG/R7/USEPA/US

cc

bcc

Subject Re: Correction - 

I sometimes add additional time when I think their schedule estimate is too conservative so that we don't have to issue another amendment down the road. I think. I mentioned that in the second paragraph in the NOTE is give you with their request.

Donald E. Gibbins
Telephone #: 913-551-7417

Connie Allen/PLMG/R7/USEPA/US



Connie
Allen/PLMG/R7/USEPA/US
03/22/2007 03:48 PM

To Don Gibbins/WWPDP/R7/USEPA/US@EPA

cc

Subject Correction -

Your CR has 10/31/2008.

Connie Allen
Grants Management Specialist
EPA Region 7 PLMG/RFMB/GRMS
901 N. 5th St.
Kansas City, KS 66101
allen.connie@epa.gov
913-551-7363
913-551-9363 (FAX)



Connie
Allen/PLMG/R7/USEPA/US
03/22/2007 03:47 PM

To Don Gibbins/WWPDP/R7/USEPA/US@EPA

cc

bcc

Subject Question

Their request just asks for one year which I would assume as ending 06/30/08, but your CR has December 2008 as the ending date?

Connie Allen
Grants Management Specialist
EPA Region 7 PLMG/RFMB/GRMS
901 N. 5th St.
Kansas City, KS 66101

Don
Gibbins/WWPD/R7/USEPA/U
S

03/22/2007 10:19 AM

To Joy Reven
cc David.Uhlig@dnr.mo.gov

bcc

Subject Camden Co Camelot Estates Enviro Review

The attached is for your file.



Camden Co enviro review.pdf

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

FILE NOTE

Date: March 22, 2007

Subject: Environmental Review for Camden County, Camelot Estates Sewer District
as Required by the National Environmental Policy Act (NEPA)

From: Donald E. Gibbins, WWPD/WIMB
Environmental Engineer



File To: EPA Grant No. XP987222 01

The USDA, Rural Development is providing significant funding for the above-subject project, and issued a Finding of No Significant Impact (FONSI) dated February 7, 2007. That document and the accompanying Environmental Report evaluates the same project which is receiving a portion of the grant funding from the EPA special infrastructure grant awarded to Camden County. I have reviewed the Rural Development documents and find that it adequately addresses the environmental impacts of the project. The Rural Development documents are included in the Project Officer file.

This file note is to document that I, as the Project Officer, have chosen to accept the attached RD FONSI, and will not issue a separate EPA environmental review document.

Attachment

cc: Joy Reven, MDNR/WPP



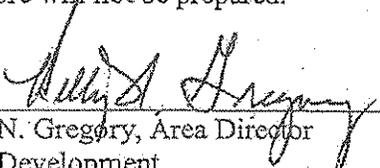
Committed to the future of rural communities.

United States Department of Agriculture
Rural Development
Clinton, Missouri
www.rurdev.usda.gov/mo

SUBJECT: Camelot Estates Sewer District
Finding of No Significant Impact

TO: Project File

The attached Environmental Assessment has been prepared and reviewed in accordance with the National Environmental Policy Act, as amended (42 U.S.C. 6941 et seq.); the Council on Environmental Quality Regulations for Implementing the Procedural Provisions of the National Environmental Policy Act (40 CFR Parts 1500-1508); and 7 CFR Part 1794, Rural Utilities Service's Environmental Policies and Procedures. Upon review of the environmental documentation included and referenced in the Environmental Assessment, I find that the proposed project will not have a significant impact on the human environment and for which an Environmental Impact Statement therefore will not be prepared.



Kelly N. Gregory, Area Director
Rural Development

02-07-07

Date

RECEIVED
MAR 15 2007
WATER PROTECTION PROGRAM

1306 North Second Street • Clinton, MO 64735
Phone: (660) 885-5567 ext 5 • Fax: (660) 885-6260 • TDD: (573) 876-9480

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FEB 05 2007



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United States Department of Agriculture
Rural Development
Missouri

www.rurdev.usda.gov/mo

January 31, 2007

SUBJECT: Camden County Sewer District – Camelot Estates Phase - Wastewater System
Project
Recommendation of a Finding of No Significant Impact

TO: Area Director
Clinton Area Office

I have reviewed the environmental documentation for the Camden County Sewer District – Camelot Estates Phase - wastewater system project. In accordance with 7 CFR Part 1794, Rural Utilities Service's Environmental Policies and Procedures, the proposed project meets the classification criteria for an Environmental Assessment. The public review period is complete and all public comments and outstanding issues have been addressed and resolved to the extent practicable. Therefore, in accordance with 40 CFR 1508.13, I recommend that the Agency issue a determination that the proposed project will not have a significant impact on the human environment and that an Environmental Impact Statement will not be prepared.

The approval official should prepare and sign a Finding of No Significant Impact (FONSI); refer to Exhibit E of RUS Staff Instruction 1794-1 for a sample FONSI. The applicant should then be requested to publish a public notice (refer to Exhibit B.4 in RUS Bulletin 1794A-602 for an example) informing the public of our FONSI (see page 40 – Section 5.3 – of RUS Bulletin 1794A-602 for the required publication schedule). The public notice should contain a statement that the 'Camden County Sewer District is an equal opportunity employer and provider'; any references, in the example public notice, to the 'Rural Utilities Service' should be changed to 'Rural Development'

Sincerely,

A handwritten signature in cursive script that reads "Raymond C. Homer, Jr." The signature is written in dark ink and is positioned above the typed name.

Raymond C. Homer, Jr.
State Environmental Coordinator
Rural Development

Cc: B&CP Section

601 Business Loop 70 West • Suite 235, Parkade Center • Columbia, MO 65203
Phone: (573) 876-0976 • Fax: (573) 876-0977 • TDD: (573) 876-9480

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To file a complaint of discrimination write USDA, Director, Office of Civil Rights, 1400 Independence Ave., S.W., Washington, DC 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD).



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United States Department of Agriculture
Rural Development
Missouri

www.rurdev.usda.gov/mo

October 26, 2006

TO: Rural Development Processing Office
Clinton Area Office

SUBJECT: Camden County Sewer District – Camelot Estates Phase - Wastewater System
Project
Environmental Report/Environmental Documentation from Other Sources
Review

FROM: *Raymond C. Homer Jr.*
Raymond C. Homer, Jr.
State Environmental Coordinator

I have reviewed the Environmental Report/Environmental Documentation for the Camden County Sewer District – Camelot Estates Phase - wastewater system project and have made the following determinations:

CONCURRENCE WITH CLASSIFICATION OF PROPOSAL

- Categorical Exclusion with an Environmental Report (7 CFR 1794.22 (b) and (c))
- Environmental Assessment (7 CFR 1794.23 (a) and (b))

ACCEPTANCE OF ENVIRONMENTAL REPORT/ENVIRONMENTAL DOCUMENTATION

- Acceptable
- Unacceptable. In order to bring the report into compliance with regulatory and Agency requirements, please address the items listed in Exhibit B

601 Business Loop 70 West • Suite 235, Parkade Center • Columbia, MO 65203
Phone: (573) 876-0976 • Fax: (573) 876-0977 • TDD: (573) 876-9480

"USDA is an equal opportunity provider, employer and lender."

To file a complaint of discrimination write USDA, Director, Office of Civil Rights, 1400 Independence Ave., S.W., Washington, DC 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD).

PUBLIC NOTIFICATION REQUIREMENTS

Please inform the applicant to publish the following public notices in the non-classified section of newspapers of local circulation:

CATEGORICAL EXCLUSION

NO PUBLIC NOTICE REQUIRED

PRELIMINARY NOTICE

The items checked should be included in this public notice:

- Important Farmland (conversion of)
- Floodplains (construction in)
- Wetlands (construction in)
- Cultural Resources (adverse effect on)

ENVIRONMENTAL ASSESSMENT

NOTICE ANNOUNCING THE AVAILABILITY OF ENVIRONMENTAL ASSESSMENT

If any of the following are checked, integrate the information normally included in a Preliminary Notice

- Important Farmland (conversion of)
- Floodplains (construction in)
- Wetlands (construction in)
- Cultural Resources (adverse effect on)

FINDING OF NO SIGNIFICANT IMPACT

SEE EXHIBIT C FOR SPECIFIC PUBLIC NOTICE REQUIREMENTS

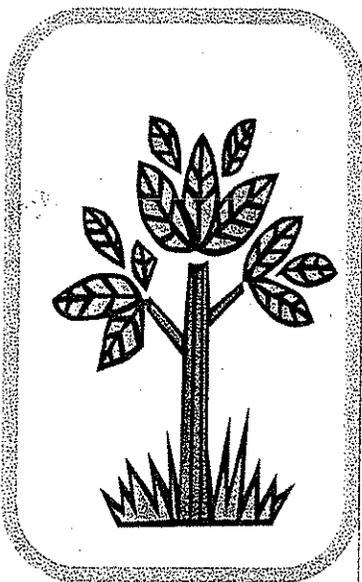
If you have any questions, please call me at 573-876-0976. The Environmental Report is attached. The applicant will need to publish a public notice similar to Exhibit B.3 of Bulletin 1794A-602 – see Page 40 (Section 5.3) of the Bulletin for the required publication schedule - change references in the sample public notice from 'Rural Utilities Service' to 'Rural Development' – include a statement that the 'Camden County Sewer District is an equal opportunity employer and provider' – follow the flowchart (Exhibit I-3 of Instruction 1794-1) for future actions to take in the environmental review process.

OCT 17 2006

ENVIRONMENTAL REPORT

CAMDEN COUNTYSEWER DISTRICT,
CAMELOT ESTATES PHASE

SEWER COLLECTION AND TREATMENT SYSTEM



SUBMITTED BY:

Camden County Sewer District

Camden County Courthouse

One Court Circle, Suite 1, Camdenton, MO 65020

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EXECUTIVE SUMMARY

Efforts have been underway in Camden County for twenty years to address the wastewater problems at the Lake of the Ozarks. The Camden County Sewer District organized in the mid-1980s but there was no further action until the mid-1990s when a task force was formed. In 2002 there was \$1.4 million of federal funds earmarked for sewer construction in Camden County by EPA. In 2002, USDA, Rural Development committed almost \$3.4 million in loan and grant financing. To date, of the seven proposed projects the county has planned, only the Sunny Slope project has been completed. At the present, Normac Estates and Camelot Estates projects are moving forward. Generally, the project for Camelot Estates lies east of Highway 5 between Lake Road 5-84 and Lake Road 5-89. By lake, it is about one-half mile west of the main channel on the Niangua Arm. There are no incorporated municipalities within the boundaries of the Camelot portion of the Camden County Sewer District.

The Camelot Estates area is experiencing steady growth since the owners' association bought the remaining lots from the original developer and sold them to new developers. Several new homes and condo units continue to be built each year in this area. Camden County has had 91% population increase over the past 23 years. Locally, within the District's boundaries, exists approximately 320 homes and 130 condo units. The permanent population is about 80% of the homes and about 20% of the condos or about 700 persons. Other nearby developments, known as The Oaks and Tuscany, will add mostly part-time weekend users. The 2020 permanent population is expected to be about 1,000.

A new sewer collection and treatment system is proposed for the Camelot Estates area. On April 8, 2003, the Camelot Estates residents passed \$2,900,000 in revenue bonds for the sewer project. The voters also passed \$300,000 in general obligation bonds. Rural Development will purchase a portion of the revenue bonds for construction of the project. The bond debt service will be repaid by sewer user rates. The general obligation bonds have been sold on the open market and will result in a tax for users. Funds have also been furnished by an EPA special appropriations grant and a Rural Development grant.

Camden County Sewer District, contracted the services of Schultz Engineering Services, Inc. for the Camelot Estates Phase, to address methods of collecting and treating the wastewater. The Preliminary Engineering Report is dated April, 2006. Direct questions concerning the details of the Preliminary Engineering Report may be directed to Schultz Engineering Services, Inc., 4800 West Blvd., Poplar Bluff, Mo 63901, telephone 573-686-0806.

1.0 PURPOSE AND NEED FOR PROJECT

1.1 Project Description (Proposed Action)

The proposed project includes construction of a sewer collection system to include traditional 8" gravity in most of the western and southern portions of the project. There is an abundance of common area behind the homes that will allow easy construction. In the eastern area of the district, especially the lake front homes, grinder pump stations will be used to evacuate individual sewers. Large duplex pump stations will be replace the two treatment plants at the Shores of Camelot condo development and the existing plant at Tuscany. Other duplex pump stations will collect the gravity and grinder waste and transport it to the new treatment plant location.

For the sewer treatment system, a technology capable of nutrient removal is being chosen. The extended air plant will have the ability to operate in an anoxic state that will allow it to efficiently remove nutrients as a normal part of its process without the addition of a tertiary filter.

The components of the proposed sewer project are:

Collection System

- 48,000 LF of 8" Gravity Sewer Line
- 220 Manholes
- 300 Service Connections
- 50 Grinder Pump Stations
- 7 Large Duplex Pump Stations
- 2 Small Duplex Pump Stations
- 18,000 LF of 2' – 4' Force Main
- 6,000 LF of 1" Service Line
- 8,000 Tons Gravel
- 1,500 SY Asphalt/Concrete Replacement
- Trash Pump

Treatment System

- Excavation
- 800 CY Concrete (Aerator, Clarifier, & Sludge Holding)
- Equipment
- Plant Headworks
- Site Piping
- Sludge Mixing and Decanting
- Disinfection
- Road, Misc. Sitework
- Seeding and Mulching
- Woven Wire Perimeter Fence
- Flow Measuring Equipment
- Electrical Work
- Laboratory Building
- Stand-by Generator

The Preliminary Engineering Report dated April, 2006, explains the proposed project in more detail. (Exhibit 6.1) A map of the project outlines the area (Exhibit 6.2)

The following exhibits are included in Section 6.0 "Exhibits":

- 6.1 Preliminary Engineering Report
- 6.2 General Project Map

1.2 Purpose and Need of Project

Camden County, the home to most of the acreage and shoreline of the Lake of the Ozarks, has been one of Missouri's fastest growing counties since the 1950's. The County population grew from 27,495 to 37,051 from 1990 to 2000. Over 75% of the County's population lives in the unincorporated areas of the county. General soil conditions in the proposed service area are not considered favorable for on-site wastewater disposal systems. Besides being very steep, the soil is thin and the underlying rock is often fractured, allowing untreated effluent from septic tanks to seep down into the nearby water table and directly into the Lake.

It is believed that only the Shores of Camelot and a few individual homes have central wastewater treatment within the boundaries of this project. The other 300 plus homes and

1,000 vacant lots are using on-site systems, many of which won't function according to their design and threaten the health and safety of the Lake's residents and visitors.

According to Department of Natural Resources, there are two permitted systems within the proposed project boundaries. The plants are adequately maintained and being operated within permitted parameters. However, these systems do not have the ability to remove ammonia and phosphorus so each will be required to upgrade in the future, if a regional solution is not available when that time comes.

The operating permit for each of the systems includes a paragraph that states:
 "Permittee will cease discharge by connection to area wide wastewater treatment system within 90 days of availability."

The Shores of Camelot is a condo development separate from Camelot Estates except they purchase water from Camelot and use their amenities. The Shores operate two extended air package treatment plants. This facility was constructed in 1991 and their permit expires on December 13, 2006.

Tuscany development has struggled for several years with wastewater issues. The owners constructed a temporary holding tank for their wastewater in 2003 so they could build and sell units until the Camelot project was completed. The Tuscany development has been fined by Department of Natural Resources for constructing facilities without a permit. The January 26, 2005, engineering report submitted for a temporary treatment plant that is now permitted states that public sewer should be available in about two years. On March 30, 2005, a permit was issued by DNR for a 14,800 gallon extended air treatment plant. The owners are agreeable to becoming part of the Camelot sewer project.

A central system is needed to replace the existing systems and the 300 plus septic tanks. This proposed project will provide this needed central system.

2.0 ALTERNATIVES TO THE PROPOSED ACTION

COLLECTION SYSTEM

Alternate No. 1 – Gravity Sewers

Traditional gravity sewer consists of installing SDR 35 PVC pipe on a constant grade with clean-outs and/or manholes placed at every change in grade and every change in direction. A wye is placed in the sewer main lines at each home connection. A 4" diameter Schedule 40 PVC pipe is laid on a constant grade to each home where it is connected to the house service line at a point between the house and the existing septic tank.

Alternate No. 2 – Pressure Collection System

A pressure sewer collection system is a small diameter pipeline that follows the contour of the ground. Main diameters are sized according to the loading of each connection and the elevation and friction head developed along the way to the discharge point. Each home is equipped with a container capable of holding about 80 gallons and a grinder pump, similar to a garbage disposal, to chew up any large solids. The ground up slurry is then pumped into the main line. Each homeowner provides power for the pump and its cost is minimal. If a malfunction occurs with the pump, an alarm light goes off and the affected homeowner then knows to contact the authorities to report a problem.

Alternate No. 3 – Septic Tank Effluent Pump (STEP) System

A system related to the grinder pump alternative is the STEP system. It utilizes a septic tank/pump tank configuration that results in only gray water being transported to the treatment facility. Raw wastewater first enters the septic tank end of the 1,000 gallon tank where solids are trapped behind a baffle that only allows liquid to travel into the pump chamber portion of the tank. Here, a pump lifts the liquid to a pressure collection system. The pump is generally less expensive than in the grinder pump application discussed above. A routine pumping schedule of the sludge accumulation in each septic tank must be developed. A five year frequency is generally considered normal. In recreational areas with a large number of part-time residents, the frequency could be much less than every five years.

Alternate No. 4 – Vacuum System

Vacuum sewerage is a mechanized system of wastewater transport. Unlike gravity flow, it uses differential air pressure to move the wastewater. It requires a central source of power to run vacuum pumps, which maintain vacuum on the system. The system requires a normally closed vacuum/gravity interface valve at each entry point to seal the lines so that vacuum is maintained. These valves, located in a pit, open when a predetermined amount of wastewater accumulates in the collecting pump. The resulting differential pressure between atmosphere and vacuum becomes the driving force that propels the wastewater towards the vacuum station.

Alternate No. 5 – No Action

No action would mean that the area would continue without a central sewer collection system.

TREATMENT SYSTEM

Alternate No. 1 – Recirculating Sand Filter

Recirculating sand filters are popular at the lake and are usually used to treat wastewater from housing developments, condo complexes, or mobile home parks. They are capable of meeting the tightening regulations, but are somewhat limited in size and capacity. The expected initial effluent limits makes the sand filters a viable alternative for the first portion of this development.

Alternate No. 2 – Mechanical Plant

The most popular mechanical plant for small clusters of homes is typically extended air, utilizing aerobic treatment technology. Treatment is accomplished within a 24-26 hour detention period. Submerged fine bubble diffusers disburse millions of tiny air bubbles into the aeration basin to properly start the treatment process. Traditional extended air plants follow the aeration basin with clarification. This step allows solids to settle to the bottom of the chamber and clear water to flow over the top of weirs in the clarifier. The solids are returned to the aeration basin for additional treatment. Periodically, treated solids are discharged to sludge storage for disposal.

Alternate No. 3 – Pump to the City of Camden

The City's corporate limits are about two miles from this project. The City advised the project engineer that the City currently does not have sufficient capacity in the portion of the City where this proposed project would need to connect. Therefore, an upgrade would be needed from that

point all the way to the treatment plant on the other side of town. This would not be feasible at this time.

Alternate No. 4 – No Action

No action would mean that the area would continue to be without an adequate central sewer system.

Selected Alternatives

The collection system will be a hybrid utilizing more than one of the alternatives mentioned under collection systems. It is expected that traditional 8" gravity can be used on most of the western and southern portions of the project. There is an abundance of common area behind the homes that will allow easy construction. In the eastern area of the district, especially the lake front homes, grinder pump stations will be used to evacuate individual sewers. Large duplex pump stations will replace the two treatment plants at the Shores of Camelot condo development and the existing plant at Tuscany. Other duplex pump stations will collect the gravity and grinder waste and transport it to the new treatment plant location.

The treatment system needs a technology capable of nutrient removal, therefore a mechanical plant was chosen. The extended air plant will have the ability to operate in an anoxic state that will allow it to efficiently remove nutrients as a normal part of its process, without the addition of a tertiary filter.

3.0 AFFECTED ENVIRONMENT/ENVIRONMENTAL CONSEQUENCES

3.1 Land use/Important Farmland/Formally Classified Land

The Farmland Protection Policy Act (FPPA), the USDA regulation implementing the FPPA (7 CFR Part 658) and USDA Departmental Regulation No. 9500-3, "Land Use Policy" provide protection for important farmland and prime rangeland and forestland.

3.1.1 Affected Environment: The affected environment will be contained to the area of the Camden County Sewer District, Camelot Estates Phase. There will be no effect on formally classified lands.

Formally classified lands include:

- National Parks and Monuments
- National Natural Landmarks
- National Battlefield Park Sites
- National Historic Sites and Parks
- Wilderness Areas
- Wild and Scenic or Recreational Rivers
- Wildlife Refuges
- National Seashores, Lakeshores, and Trails
- State Parks
- Bureau of Land Management Administered Lands
- National Forests and Grasslands
- Native American Owned Lands

3.1.2 Environmental Consequences: Construction for the sewer collection lines will be along road frontage areas and/or in easements. The effect to the environment would be

temporary during construction of the installation of the sewer system. Such activity would consist of disturbance to the soil and environment from trenching, digging, and movement of machinery over the surface. Upon completion of the system, the environment will return to pre-construction appearance.

Land Use: A site for the sewer treatment plant will involve the largest tract of land that will be owned by the sewer district. There will be nine sites for seven large duplex pump stations and two small duplex pump stations. These sites are either owned now by the district or will be purchased. These pump stations will be on very small tracts of land.

Important Farmland: Forms AD-1006 were completed by USDA, National Resource Conservation Service on May 1, 2006, for the nine sewer pump stations and the sewer treatment plant. It was determined that this the sites are part of an existing development, the sites are already converted or dedicated to conversion, so FPPA does not apply. No further action is needed.

Prime forestland will not be affected by the scope of this project.

The following exhibit is included in Section 6.0 "Exhibits":

6.3 AD-1006 Forms

3.1.3 Mitigation: No mitigation is required to minimize impacts to important farmland in the proposed project area.

3.2 Floodplains

Continued encroachments on floodplains decrease the natural flood-control capacity of these land areas, create the need for expensive manmade flood-control measures and disaster-relief activities, and endangers both lives and property. In compliance with Executive Order 11988, "Floodplain Management" and USDA Departmental Regulation 9500-3, "Land Use Policy", it is USDA's policy to avoid to the extent possible:

1. The long and short-term adverse impacts associated with the occupancy and modification of floodplains and
2. Direct or indirect support of floodplain development wherever there is a practicable alternative.

3.2.1 Affected Environment: The affected environment will be contained to the area of the Camden County Sewer District, Camelot Estates Phase.

3.2.2 Environmental Consequences: The Department of the Army, Kansas City District, Corps of Engineers, Truman Satellite Office was contacted on April 27, 2006. Their reply of July 20, 2006, states that the Corps of Engineers has jurisdiction over all waters of the United States. Discharges of dredged or fill material in waters of the United States, including wetlands, require prior authorization from the Corps under Section 404 of the Clean Water Act.

The July 20, 2006, letter further states that after reviewing the information furnished, they determined that the proposed project is authorized by nationwide permit (NWP) 12, provided the conditions listed in the copy of excerpts from the January 15, 2002, Federal Register, Issuance of Nationwide Permits: Notice (67 FR 2020) and the February 13, 2002 Correction (67 FR 6692) are met. They further state that the sewer district must also comply with the Kansas City District Regional NWP Conditions

posted at <http://www.nwk.usace.army.mil/regulatory/regulatory.htm>.

General Condition 14 of the permit requires the sewer district to sign the "Compliance Certification" furnished by the Corps of Engineers upon completion of the authorized work and any required mitigation. The NWP verification is valid until the NWP is modified, reissued, or revoked. All of the existing NWPs are scheduled to be modified, reissued, or revoked prior to March 18, 2007. The letter states that it is incumbent upon the district to remain informed of changes to the NWPs. If the project work is commenced or under contract to commence the activity before the date that the relevant NWP is modified or revoked, the district will have twelve months from the date of the modifications or revocation of the NWP to complete the activity under the present terms and conditions of this NWP.

The Corps' letter further states that the Missouri Department of Natural Resources has certified that the NWP will not violate existing state water quality standards provided the sewer district complies with the conditions included in their certification document which is attached to the Corps' letter. All conditions in the water quality certification become conditions of the NWP authorization. (Exhibit 6.4)

The sewer district will instruct the project engineer to place all requirements of the Corps of Engineers' letter into the contract documents.

The Flood Hazard Boundary Map for Camden County, Missouri, unincorporated area with an effective date of April 19, 1983, was reviewed. (Exhibit 6.5) The proposed sites were located on the map by the project engineer. The treatment plant and the nine sewer pump stations are not located in a floodplain.

Since the sewer collection lines will be buried below ground level, it is determined that the construction of these lines will not cause changes in the natural values and functions of any floodplains.

3.2.3 Mitigation: No mitigation is required to minimize impacts to floodplains in the proposed project area.

The following exhibit is included in Section 6.0 "Exhibits":

- 6.4 Corps of Engineers' Letter
- 6.5 Floodplain Map and Form 81-93

3.3 Wetlands

Executive order 11990, "Protection of Wetlands" states that it is Federal policy to avoid to the extent possible long and short-term adverse impacts associated with the destruction or modifications of wetlands and to avoid direct or indirect support of new construction in wetlands wherever there is a practicable alternative. Each agency, therefore, to the extent permitted by law, shall avoid undertaking or providing assistance for new construction located in wetlands unless the head of the agency finds that:

1. There is no practicable alternative to such construction, and
2. The proposed project includes all practicable measures to minimize harm to wetlands that may result from such use. In making this finding, the head of the agency may take into account economic, environmental, and other pertinent factors.

3.3.1 Affected Environment: The affected environment will be contained to the area of the Camden County Sewer District, Camelot Estates Phase.

3.3.2 Environmental Consequences:

The Department of the Army, Kansas City District, Corps of Engineers, Truman Satellite Office was contacted on April 27, 2006. Their reply dated July 20, 2006, states that the Corps has jurisdiction over all waters of the United States. Discharges of dredged or fill material in waters of the United States, including wetlands, require prior authorization from the Corps under Section 404 of the Clean Water Act. The Corp letter determined that this project is authorized by nationwide permit (NWP) 12 provided all conditions listed in the copy of excerpts from the January 15, 2002 Federal Register, Issuance of Nationwide Permits: Notice (67 FR 2020) and the February 13, 2002 Correction (67 FR 6692) are met. They further state that the sewer district must also comply with the Kansas City District Regional NWP Conditions posted at

<http://www.nwk.usace.army.mil/regulatory/regulatory.htm>

General Condition 14 of the permit requires the sewer district to sign the "Compliance Certification" furnished by the Corps of Engineers upon completion of the authorized work and any required mitigation. The NWP verification is valid until the NWP is modified, reissued, or revoked. All of the existing NWPs are scheduled to be modified, reissued, or revoked prior to March 18, 2007. The letter states that it is incumbent upon the district to remain informed of changes to the NWPs. If the project work is commenced or under contract to commence the activity before the date that the relevant NWP is modified or revoked, the district will have twelve months from the date of the modifications or revocation of the NWP to complete the activity under the present terms and conditions of this NWP.

The Corps' letter further states that the Missouri Department of Natural Resources has certified that the NWP will not violate existing state water quality standards provided the sewer district complies with the conditions included in their certification document which is attached to the Corps' letter. All conditions in the water quality certification become conditions of the NWP authorization. (Exhibit 6.6)

The sewer district will instruct the project engineer to place all requirements of the Corps of Engineers' letter into the contract documents.

It is determined that the project will not cause any long-term adverse impacts associated with the destruction or modifications of wetlands.

3.3.3 Mitigation: No mitigation is required to minimize impacts to wetlands in the proposed project area.

The following exhibits are included in Section 6.0 "Exhibits":

6.6 Corps of Engineers' Letter

3.4 Cultural Resources

The National Historic Preservation Act (NHPA) of 1966, as amended (16 U.S.C. & 470 et seq.) and the Advisory Council on Historic Preservation's (ACHP) implementing regulations, 36 CFR part 800 (Section 106 regulations), requires Federal agencies to take into account the effect their

actions may have on historic properties that are within the proposed project's area of potential effect. This evaluation must take place prior to the carrying out of such actions. The area of potential effect is the geographic area or areas within which a proposed project may cause changes in the character or use of historic properties. Historic property means any prehistoric or historic district, site building, structure, or object included in, or eligible for inclusion in the National Register of Historic Places. This term includes, for the purposes of the Section 106 regulations, artifacts, records, and remains that are related to and located within such properties. The term "eligible for inclusion in the National Register" includes both properties formally determined as such by the Secretary of the Interior and all other properties that meet National Register of Historic Properties listing criteria.

3.4.1 Affected Environment: The affected environment will be contained to the area of the Camden County Sewer District, Camelot Estates Phase.

3.4.2 Environmental Consequences: The Missouri Department of Natural Resources Historic Preservation office was requested to review the proposed project on April 27, 2006. (Exhibit 6.7) Their Cultural Resource Assessment, Section 106 Review dated May 17, 2006, states that "Adequate documentation has been provided (36 CFR Section 800.11). There will be "no historic properties affected' by the current project." (Exhibit 6.8)

The National Register Information System website was reviewed on April 27, 2006, for listings for Camden County. There are nine listings, however, none of the listings will be affected by this proposed project. (Exhibit 6.9)

3.4.3 Mitigation: No mitigation is required to minimize impacts to historical or cultural resources in the proposed project area.

The following exhibits are included in Section 6.0 "Exhibits":

- 6.7 Letter to SHPO
- 6.8 Section 106 Review from Historic Preservation Program
- 6.9 National Register Information System Report

3.5 Biological Resources

Threatened and Endangered Species-There are many plant and animal species that are threatened with extinction or exist in greatly reduced numbers partly as a result of human activities. The Endangered Species Act (ESA) of 1973 establishes a national program for the conservation and protection of threatened and endangered species of plants and animals and the preservation of habitats upon which they depend. Under Section 7 of the ESA, Federal agencies are required to consult with USFWS and/or the National Marine Fisheries Service (NMFS) for all threatened and endangered species and species that inhabit coastal areas or are anadromous (fish born in freshwater that spend most of their life at sea and return to fresh water to spawn).

3.5.1 Affected Environment: The affected environment will be contained to the area of the Camden County Sewer District, Camelot Estates Phase.

3.5.2 Environmental Consequence: The Fish and Wildlife Service was contacted on April 27, 2006, requesting comments on the proposed project. Their reply of June 9, 2006, states that they have reviewed the subject project proposal and determined that no federally

listed species or designated critical habitat occurs within the project area; consequently, this concludes section 7 consultation. (Exhibit 6.10)

The Missouri Department of Conservation was contacted on April 24, 2006. Their reply dated May 1, 2006, indicates that there were no records found for species/habitats with Federal and State concerns. (Exhibit 6.11)

There should be no adverse impact to biological resources.

3.5.3 Mitigation: No mitigation measures are required to minimize impacts to biological resources in the proposed project area.

The following exhibits are included in Section 6.0 "Exhibits":

- 6.10 U.S. Fish and Wildlife letter
- 6.11 Department of Conservation letter

3.6 Water Quality Issues

3.6.1 Affected Environment: The affected environment will be contained to the area of the Camden County Sewer District, Camelot Estates Phase.

3.6.2 Environmental Consequences: Since there are many malfunctioning on-site septic tanks in the project area and an existing sewer system that has problems, pollution of groundwater is a very real possibility. The effluent from this project must meet Department of Natural Resources' permit requirements. With the construction of a central sewer collection and treatment system, there should be a positive impact on the quality of water because of this project. There are no sole source aquifers in the State of Missouri.

The proposed project will not have an adverse impact or negatively affect the water quality of the area.

3.6.3 Mitigation: No mitigation is required to minimize impacts to water quality issues.

3.7 Coastal Resources

3.7.1 Affected Environment: This section is not applicable for this area of the country.

3.7.2 Not applicable

3.7.3 Not applicable

3.8 Socio-economic/Environmental Justice Issues

Proposed projects funded by or in part by RD/RUS have a potential to affect the socio-economic conditions of the areas being served. Applicants should be aware of potential effects to the socio-economic makeup of the area proposed to be served and be prepared to discuss these effects. Effects could be beneficial or adverse. In addition, applicants need to determine if their proposed project has or may have a disproportionately high and adverse human health or environmental effects on minority and low-income populations.

Executive order 12989 "Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations", dated February 11, 1994, and USDA DR 5600-2 "Environmental Justice", dated December 15, 1997, requires the consideration of environmental justice issues into NEPA environmental reviews.

3.8.1 Affected Environment: The socio-economic and environmental justice environment would encompass a larger area than the site where construction will be occurring. The environment includes all of the Camden County Sewer District, Camelot Estates Phase. Current residents in the area will be the primary beneficiaries from the project. A central sewer system will beneficially impact the area and residential property values should stabilize or increase as a result.

3.8.2 Environmental Consequences: This proposed project will provide a centralized sewer collection and treatment system eliminating failing on-site individual septic tanks. These improvements would encourage development within the sewer district.

This project would have a positive impact on human health and the environment by eliminating existing malfunctioning on-site individual septic tanks.

Environmental Justice Issues:

The implementation of this project will not have a disproportionate adverse impact on the human health of the minority or low-income population of the district.

Health services are provided by Camdenton Clinic and a local hospital. The Camden County Fire Department provides fire protection in the project area. Social services are available in the City of Camdenton and Osage Beach. Schools in the district include Camdenton R-3 plus private schools and home schooling.

A Civil Right Impact Analysis, Form 2006-38 (Exhibit 6.12), has been prepared for the project. No adverse civil rights impacts from this project are anticipated.

Demographics: Camden County consists of a predominately-white population, 97.5% white with the remaining 2.5% geographically dispersed. The project will not adversely affect any minority groups.

Therefore, the proposed project is not likely to have an adverse impact on socio-economic issues or negatively affect environmental justice issues.

3.8.3 Mitigation: No mitigation measures are required for socio-economic or environmental justice issues in the project area.

The following exhibit is included in Section 6.0 "Exhibits":

6.12 Civil Rights Impact Analysis, Form 2006-38

3.9 Miscellaneous Issues

3.9.1 Affected Environment: The affected environment will be contained to the area of the Camden County Sewer District, Camelot Estates Phase.

3.9.2 Environmental Consequences:

Air Quality: The Missouri Department of Natural Resources stated in an e-mail dated June 21, 2005, that it was not necessary to obtain clearance for sewer system projects, as they are generally not in non-attainment areas of the state and do not pose a significant air quality impact. (Exhibit 6.13)

Transportation: The primary roads in the project area consist of county roads and roads in the subject subdivisions. There are no railroads operating within the sewer district. No changes to the existing transportation patterns are expected because of the proposed project. During construction, minor delays or detours may occur.

Noise: The major source of noise will be during construction of the project. Construction noise will be a temporary adverse impact. There are no railroads in the project area. No long-term adverse impacts are expected because of the proposed action.

Solid Waste Management: Solid waste resulting from the project is expected to be typical rubbish waste from normal construction debris, and will be disposed of in a DNR approved permitted landfill. Existing solid waste disposal consists of pick-up by private trash haulers and disposed of in a state approved landfill. No toxic, hazardous, or radioactive substances will be utilized or produced because of this project. There should be no adverse impact to solid waste.

Hazardous or Toxic Waste: CERCLIS Hazardous Waste Sites in the EPA website has been reviewed. There are five listings for Camden County. There will be no impact to these sites nor will the sites impact the proposed project. (Exhibit 6.14) A review of the EPA website for Resource Conservation and Recovery Act (RCRAInfo) shows numerous listings for this area. These listings will not be impacted by this project, nor will the listings impact the proposed project. (Exhibit 6.15)

The Department of Natural Resources' "Underground Storage Tank Summary Database" updated April 7, 2005, was reviewed for Camden County. (Exhibit 6.16) There are numerous listings. This project should have no impact on the listings and the underground tanks should have no impact on the proposed project.

Energy: The primary source of energy in the project area is electricity. The project will use electricity in minimal amounts. Laclede Electric Co. will furnish electricity with offices in Lebanon, MO. Even though this project requires electricity for the grinder pump stations and pump stations, there should be no significant depletion of this resource that will result from construction or operation of this project. Care should be taken to identify and avoid all electrical lines during construction. There is no natural gas in the area.

Permitting: A construction permit must be obtained from Department of Natural Resources before construction commences. State and local agencies may require other permits for construction and usage. During project design, the engineer must identify to the sewer district what specific permits will be required.

Missouri Clearing House Comments: The state clearinghouse was contacted in 2002. A clearance letter dated August 9, 2002, has been obtained from the Office of

Administration, Missouri Clearinghouse, stating that the project has been reviewed. A comment letter was received from the Missouri Department of Transportation stating that a permit is required if using state highway right of way. There are no plans to use state right of way in this project. There were no other comments. (Exhibit 6.17)

3.9.3 Mitigation: No mitigation measures are required for any miscellaneous environmental issues in the project area.

The following exhibit is included in Section 6.0 "Exhibits":

- 6.13 DNR Air Quality Letter
- 6.14 CERCLIS Hazardous Waste Sites
- 6.15 RCRA TSD Listing
- 6.16 DNR Underground Storage Tank Information
- 6.17 Missouri Clearinghouse Comments

4.0 SUMMARY OF MITIGATION

- Land Use/Important FarmLand/Formally Classified Land – No mitigation recommended or required.
- Floodplains – No mitigation measures required.
- Wetlands – No mitigation measures required.
- Cultural Resources – No mitigation recommended or required.
- Biological Resources – No mitigation recommended or required.
- Water Quality Issues – No mitigation recommended or required.
- Coastal Resources – Not applicable to this project.
- Socio-economic/Environmental Justice Issues - No mitigation recommended or required.
- Miscellaneous Issues - No mitigation recommended or required.

5.0 CORRESPONDENCE AND COORDINATION

Scoping letters requesting comments relating to environmental and archaeological concerns which may be affected by the proposed action were sent to a variety of local, state, and federal agencies. Attached to the correspondence was a Project Map defining the proposed project area. The following is a summary of agencies that were contacted. Copies of the correspondence are included in Section 6.0 of this report.

<u>Agency</u>	<u>Phone</u>	<u>Date Sent</u>	<u>Date Received</u>
WETLANDS			
Department of the Army Kansas City District Army Corps of Engineers Truman Satellite Office Route 2, Box 29-C Warsaw, MO 65355	660-438-6758	04-27-06	07-20-06
HISTORICAL, ARCHAEOLOGICAL SITES			
DNR, State Historical Preservation P.O. Box 176 Jefferson City, MO 65102-0176	573-751-7862	04-27-06	05-17-06
CRITICAL HABITAT AND ENDANGERED SPECIES			
U.S. Fish and Wildlife Service Columbia Ecological Services Field Office 101 Park DeVillie Drive, Suite A Columbia, MO 65203-0007	573-876-1911	04-27-06	06-09-06
Department of Conservation Policy Coordination Unit P.O. Box 180 Jefferson City, MO 65102	573-522-4115 Ext. 3250	04-24-06	05-01-06
LAND USE/IMPORTANT FARMLANDS			
Natural Resources Conservation Services Area Office 1911 Boggs Creek Road Jefferson City, MO 65101	573-761-3105	04-27-06	05-01-06
OTHER			
Office of Administration Missouri Clearinghouse P.O. Box 809 Jefferson City, MO 65102	573-751-4834	2002	08-09-02

Discarded
JEB

6.0 EXHIBITS

- 6.1 Preliminary Engineering Report
- 6.2 General Project Map
- 6.3 AD-1006 Forms
- 6.4 Corps of Engineers Letter
- 6.5 Floodplain Map and Form 81-93
- 6.6 Corps of Engineers' Letter (wetlands)
- 6.7 Letter to SHPO
- 6.8 SHPO Section 106 Review
- 6.9 National Register Information System Report
- 6.10 U. S. Fish and Wildlife Letter
- 6.11 Department of Conservation Letter
- 6.12 Civil Rights Impact Analysis, Form 2006-38
- 6.13 DNR, Air Quality E-Mail
- 6.14 CERCLIS Hazardous Waste Sites
- 6.15 RCRA List
- 6.16 DNR Underground Storage Tank Summary Database List
- 6.17 Missouri Clearinghouse Comments

Bacorn Enterprises, LLC prepared this report for the Camden County Sewer District, Camelot Estates Phase.

By: Sue Bacorn 10-9-06
Bacorn Enterprises LLC



Award Change Request

U.S. Environmental Protection Agency

63001-101
 10/1/07
 10/1/07

Document Status

Document Phase: Grant Specialist
 Current Editor: Connie Allen
 Delegate: Pamela Lister

Last Modified: 03/21/2007
 Previous Editor: Don Gibbins

Change Information

EPA Region: EPA R7

Grant Number:	0372201-2
Change Type:	EPA Award Modification Scope of Work (Award) Terms & Conditions (Award) Time Extension (Award)
Requester:	Grant Specialist

Details: An extension is required to allow all eligible construction to be completed. The scope is also being changed in that funding will only be provided to three areas of Camden County instead of seven.

Requestor:	Don Gibbins
Title:	Project Officer
Phone:	913-551-7417
Request Date:	03/21/2007

EPA Contacts

Grant Specialist:	Connie Allen	GS ID:	amz
Office:	Grants Management Office	Mail Code:	PLMG/RFMB
E-Mail:	Allen.Connie@epamail.epa.gov	Phone:	913-551-7363
Project Officer:	Don Gibbins	Approving Region:	EPA R7
Title:		Phone:	913-551-7417
E-Mail:	Gibbins.Don@epamail.epa.gov	Mail Code:	WWPD/WIMB
Address:	901 North Fifth Street	Zip:	66101
City:	Kansas City		
State:	KS		
Approval Office Div:	Water, Wetlands, and Pesticides Division		
Address:	901 North Fifth Street		
City:	Kansas City		
State:	KS	Zip:	66101
Congressional Liaison:	Barbara Brooks	Phone:	202-564-2783
AAShip/RAShip:	R7 - Region 7		
Division/Office:	WWPD/WIMB		
Lab/Office:	Water, Wetlands & Pesticides Division		
Branch:	Wastewater & Infrastructure Management Branch		

Project Dates

Project Period Start:	04/01/2002	Project Period End:	10/31/2008
Budget Period Start:	04/01/2002	Budget Period End:	10/31/2008

Administrative & Programmatic Conditions

Administrative Conditions

All administrative conditions remain the same. —

Programmatic Conditions

All programmatic conditions remain the same with one exception, which is to replace programmatic condition # 1 with the following:

1. Recipient agrees that this grant is FOR SEWER AND WATER IMPROVEMENTS consisting of new collection systems and treatment facilities for three areas in Camden County adjacent to the Lake of the Ozarks.

Change Request Attachments

Attachments:

Origination Information

Created By: Don Gibbins on 03/21/2007
Organization: EPA R7



U. S. Environmental Protection Agency, Region VII
Water, Wetlands and Pesticides Division
901 North 5th Street Kansas City, KS 66101

Facsimile Cover Sheet

March 21, 2007

SUBJECT: Funds Available in EPA Grant

FROM: Donald Gibbins, Environmental Engineer 
Telephone #: 913-551-7417 Fax #: 913-551-9417

TO: Carolyn Loraine, Camden County
Telephone #: 573-346-4440 Fax #: 573-346-5181

PAGES: 2, including this cover sheet.

COMMENTS:

As per our telephone conversation on this date, attached is information on funds available for the two remaining subdivisions.

Following is my address:

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101



Document Review

**IFMS Document:
GO XP98722201**

03/21/07

Document Summary: General Ledger Entries

Doc Type: GO

Doc No: XP98722201

Vendor Code: 446000457AV

GICS Grant No: 987222012

GICS Budget Start Date: 04/01/2002

GICS Budget End Date: 06/30/2007

GICS Project Start Date: 04/01/2002

GICS Project End Date: 06/30/2007

Order Date: 09/19/02

Effective Date: 09/19/02

Closed Date:

End Date:

Servicing Finance Office: AP33

Order Amount: \$1,455,000.00

Paid Amount: \$411,475.85

Available Amount: \$1,043,524.15

Vendor: CAMDEN COUNTY COMMISSION

*Camelot Estates S.D. - 567,000
Normac S.D. - 410,000

\$977,000*

*1,043,524.15
977,000.00

\$66,524.15 - not allotted to a project.*

Document Details:

Expand

Line#	Line Amt	Paid Amt	Available Amt	BFY	Fund	Org	Program	Job
001	\$1,455,000.00	\$411,475.85	\$1,043,524.15	2002	E4	0700QG2	20301B	n/a

Document Activity:

Date	Ref Amount	Related Document	Direction	Date	Ref Amount	Related Doc
12/07/06	-\$78,149.00	IG 3307D1205QA	Forward			
05/05/06	\$20,000.00	GP 06AS0166762	Forward			
12/07/05	\$120,000.00	GP 06AS0137741	Forward			
11/04/05	\$271,715.15	GP 06AS0131753	Forward			
10/20/05	-\$63,744.30	DD 3306D1012P	Forward			
11/12/02	\$141,654.00	GP A3003337319	Forward			
09/24/02	\$1,455,000.00	RQ 0207SX2017	Back			

Warehouse Homepage
EPA@Work Home | EPA Internet

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

NOTE

Date: March 21, 2007

Subject: EPA Grant No. XP987222 01, Camden Co., MO
Grant Extension Request

From: Donald Gibbins

To: Connie Allen/Debbie Titus

Attached is a request for an extension for the subject grantee. The amendment will also involve a change of scope. They have decided to distribute the funds to only three subdivisions instead of spreading it between seven. The other four subdivisions do not currently have feasible projects.

I will be submitting a change request through IGMS this afternoon. The request will include a revised programmatic condition. I will be adding some additional time to the end date requested to be safe. I think they are cutting it too close the estimated construction completion date.

Let me know if you have any questions.

Attachment

FILE COPY



David Uhlig
<david.uhlig@dnr.mo.gov>
03/19/2007 10:19 AM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc Joy Reven. <joy.reven@dnr.mo.gov>
bcc

Subject Re: EPA STAG - XP987222-01

History: This message has been replied to.

Don, we received a copy of the Camelot Estates FONSI from RD. Attached is a PDF copy of the FONSI and a hard copy of the environmental report will be following soon.

If you have any questions or need any other information, please let me know.

Dave

Gibbins.Don@epamail.epa.gov

05/15/2006 08:44 AM

To "David Uhlig" <david.uhlig@dnr.mo.gov>
cc "Joy Reven" <joy.reven@dnr.mo.gov>
Subject Re: EPA STAG - XP987222-01

Since we have one subdivision under construction on this grant, I checked my file to see what we did on it. It has been long enough that I did not remember that I accepted the RD environmental review on Sunny Slope. See the attached File Note which I previously provided to MDNR. As long as you get a copy of both the FONSI (which is not much of a document) and the Environmental Report (the basis of their decision), and then send them to me, I will accept the RD review for the other subdivisions.

(See attached file: File note.pdf)

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101



Joy Reven
<joy.reven@dnr.mo.gov>
02/27/2007 09:42 AM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc
bcc

Subject Fw: Today's Clips Feb. 26 (Camden Co)

History: This message has been forwarded.

Joy Reven
DNR, Water Protection Program
573-751-2735, Fax 573-751-9396

----- Forwarded by Joy Reven/WPCP/DEQ/MODNR on 02/27/2007 09:40 AM -----

Kathy
Deters/OD/MODNR

02/26/2007 07:12 AM

To Kerry Cordray/ADMIN/FSD/MODNR@MODNR, Stuart Westmoreland/OD/MODNR@MODNR, Philip Tremblay/OD/MODNR@MODNR, Kristin Zapalac/DSP/MODNR@MODNR, Mark Miles/DSP/MODNR@MODNR, Sue Holst/DSP/MODNR@MODNR, Renee Bungart/ADMIN/DEQ/MODNR@MODNR, Kenny Seeney/EIERA/MODNR@MODNR, Connie Patterson/OD/MODNR@MODNR, Joann Russel/OD/MODNR@MODNR, Larry Archer/OD/MODNR@MODNR, Bryan Hopkins/ADMIN/FSD/MODNR@MODNR, Jennifer Alexander/OD/MODNR@MODNR, Hylan Beydler/DGLS/MODNR@MODNR, Jessica Bahnsen/SWC/MODNR@MODNR, Victoria Lovejoy/SWRO/FSD/MODNR@MODNR, trent.summers@mo.gov, Jackson Bostic/OD/MODNR@MODNR

cc
Subject Today's Clips

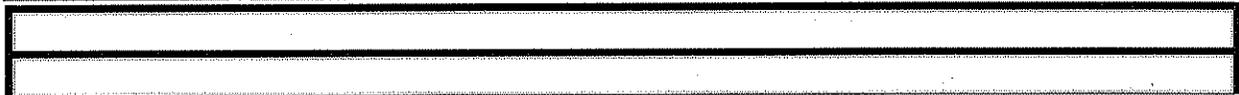
Lake Sun Leader

LOCOLG stalling county's court case, Attorney charges

By Joyce L. Miller/Lake Sun

Published: Sunday, February 25, 2007 11:34 PM CST

[E-mail this story](#) | [Print this page](#)



LAKE OF THE OZARKS - The attorney representing the county says the taxpayers are paying the price for the legal maneuvering, stall tactics and nonsense that have become the course of action in a suit filed by the commission on behalf of Camden County against the Lake of the Ozarks Council of Local Governments.

Now, he says, the case is at a standstill.

Lathrop and Gage, the legal firm in Jefferson City that has been representing LOCOLG, last Thursday notified attorney Chet Pleban they intended to file a motion to withdraw as legal counsel with the court.

[REDACTED]

Pleban received the notice one day before the director of the LOCOLG, Jim Dickerson, had been requested to appear for a deposition.

Dickerson was apparently out-of-town and did not show up for the deposition, nor could he be reached for comment.

According to a letter from Lathrop and Gage, Dickerson was scheduled to be in Washington, D. C.

[REDACTED]

Less than three weeks ago, the same firm that now apparently intends to withdraw had filed a motion with the court asking for a protective order for public documents/records that had been requested by Pleban.

In the motion, the council's attorney, David Brown, said the subpoena 'consists of 26 overboard, unduly burdensome document requests which are not reasonably calculated to lead to the discovery of admissible evidence.'

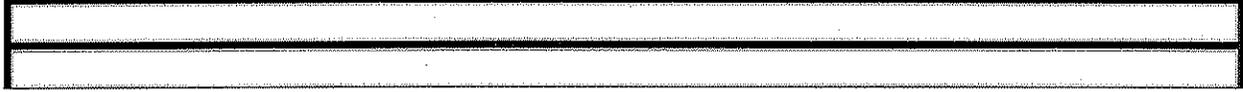
Brown also said the notice to produce the documents asked for them to be provided within 10 days and that was unreasonable.

[REDACTED]

'This is ridiculous,' Pleban said, referring to the ongoing legal maneuvers. 'Those documents should have been readily obtained. Now we have to wait.'

'We couldn't even get the deposition of the person who is the custodian of the records. It's obstruction,' he charged. 'The suit is simply seeking to collect money that belongs to the public. We need to resolve this, but instead, we are playing games at the taxpayers expense.'

Brown could not be reached for comment.



The suit stems from repayment of more than \$140,000 in grant money the county was forced to give back to the Environmental Protection Agency.

The commission agreed to repay the EPA after the federal agency requested documentation regarding how the grant money was spent. The grant money was funneled through the Lake of the Ozarks Council of Local Governments for sewer projects. The council, in turn, hired a consulting engineer.

The council did not comply with the county's request for documents and failed to provide a detailed explanation of how the money had been spent.



The problems with the sewer projects date back to 2005, when the county commission stepped in and took over management of two large grants LOCOLG had been overseeing. Those grants included the EPA money.

The council is responsible for administering a number of economic, solid waste and workforce development programs through the federal and state economic development agencies.

The suit involving the grant funds is one of two the county commission has filed against the council.



Contact this reporter at joycem@lakesunleader.com

County of **CAMDEN** State of Missouri

1 Court Circle, Suite 1
Camdenton, Missouri 65020

Presiding Commissioner
Carolyn Loraine

1st District Commissioner
Beverly Thomas

Office of the
CAMDEN COUNTY COMMISSION

Commission Clerk
Rowland Todd

2nd District Commissioner
Thom Gumm

February 26, 2007

Mr. Don Gibbins
U.S. Environmental Protection Agency
Las Vegas Finance Center
P.O. Box 371293M
Pittsburgh, PA 15251

RE: Camden County Commission
EPA Grant Award No. XP-98722201

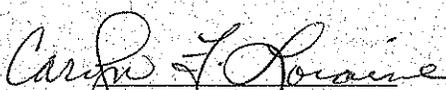
Mr. Gibbins:

The purpose of this correspondence is to request a one year extension for the above referenced EPA STAG grant that is set to expire on June 30, 2007.

Our delays have been related to the past problems we experienced with our administrator and consulting engineer. We changed engineers in early 2006 for both the Normac and Camelot projects and are happy to report both projects are nearly ready to advertise for bids. Updated schedules and cost estimates for both projects are attached to this letter.

Please contact our office at your earliest convenience should you need additional information.

Sincerely,


Carolyn F. Loraine

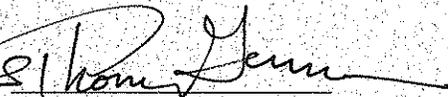
Presiding Commissioner

3-12-07
Dated


Beverly Thomas

1st District Commissioner

3/12/07
Dated


Thom Gumm

2nd District Commissioner

3/12/07
Dated

dc

enclo.
cc: Joy Reven

PHONE (573) 346-4440 X-¹²⁴⁴~~207~~ FAX (573) 346-5181

PROJECT SCHEDULE
Camelot Estates Sewer District of Camden County
 January 2007

	<u>Date Completed</u>	<u>Date for Completion</u>
Preliminary Engineering Report	April 2006	
PER Comments from DNR	May 2006	
First Batch Easements Sent Out	May 2006	
Geohydrologic Evaluation	Spring 2006	
Water Quality Review	Spring 2006	
WWTP Design Complete	September 2006	
Environmental Report Complete	October 2006	
Second Batch Easements Sent Out	October 2006	
Field Survey Work	January 2007	
Title Work for PS/WWTP		February 2007
Collection System Design Complete		January 31, 2007
Easement Donations Complete		January 31, 2007
DNR Review of Design Drawings		March 2007
Advertise for Bids		March/April 2007
Open Bids		April 2007
Begin Construction		May 2007
WWTP Complete		April 2008
Collection System Complete		June 2008
Start-Up		July 2008
As-Builts Complete		September 2008

* Missouri enacted a new law effective January 1, 2007 that changes the way easements are acquired. The new easement form is not available at this time. Even though we have secured about 80% of the necessary easements we are unsure of the timing of the remaining acquisitions. This could delay the start of construction.

COST ESTIMATE

The following estimate of costs has been developed using past bids on area projects, local knowledge of the conditions, and recommendations from several manufacturers and equipment representatives. The cost estimate will not match those in previous sections exactly because there are some common items that are included in all alternatives. The estimate for Phase I of this project is as follows:

Collection System

48,000' - 8" Gravity Sewer Line	\$ 30 ft	\$1,440,000
220 Manholes	\$ 1,500 ea	\$ 330,000
300 Service Connections	\$ 900 ea	\$ 270,000
50 Grinder Pump Station	\$ 5,000 ea	\$ 250,000
7 Large Duplex Pump Stations	\$80,000 ea	\$ 560,000
2 Small Duplex Pump Stations	\$50,000 ea	\$ 100,000
18,000' 2" - 4" Force Main	\$ 8 ft	\$ 144,000
6,000' - 1" Service Line	\$ 6 ft	\$ 36,000
8,000 Tons Gravel	\$ 15 tn	\$ 120,000
1,500 SY Asphalt/Concrete Replacement	\$ 40 sy	\$ 60,000
Trash Pump	\$ 15,000 ls	<u>\$ 15,000</u>
Total Construction Cost		\$3,325,000

Treatment System

Excavation	\$ 3 cy	\$ 10,000
800 CY Concrete (Aerator, Clarifier, and Sludge Holding)	\$ 450 cy	\$ 360,000
Equipment	\$250,000 ls	\$ 250,000
Plant Headworks	\$ 75,000 ls	\$ 75,000
Site Piping	\$ 25,000 ls	\$ 25,000
Sludge Mixing and Decanting	\$ 25,000 ls	\$ 25,000
Disinfection	\$ 75,000 ls	\$ 75,000
Road, Misc. Sitework	\$ 10,000 ls	\$ 10,000
Seeding and Mulching	\$ 5,000 ls	\$ 5,000
Woven Wire Perimeter Fence	\$ 5,000 ls	\$ 5,000
Flow Measuring Equipment	\$ 35,000 ls	\$ 35,000
Electrical Work	\$ 30,000 ls	\$ 30,000
Laboratory Building	\$ 75,000 ls	\$ 75,000
Stand-by Generator	\$ 35,000 ls	<u>\$ 35,000</u>
Total Construction Cost		\$1,015,000

Development Costs	
Contingency (5%)	\$ 200,000
Three-Phase Electric Extension	\$ 25,000
Preliminary Engineering	\$ 15,000
Bond Counsel	\$ 15,000
Design Engineering (6.5%)	\$ 280,000
Construction Observation	
Engineer X 500 hrs X \$90/hr	\$ 45,000
Technician X 2,400 hrs. X \$55/hr	\$ 132,000
Construction Surveying	\$ 25,000
Environmental Report	\$ 5,000
Cultural Resources Study	\$ 3,000
Property Acquisitions/Survey	\$ 2,000
Phase I Easement Preparation (350 X \$50 ea)	\$ 17,500
Phase I Easement Recording (350 X \$32 ea)	\$ 11,200
Legal Services and Easement Procurement	\$ 80,000
Legal Ads in Newspaper	\$ 2,000
Interest During Construction	\$ 200,000
Initial Operation and Maintenance	\$ 35,000
As-Builts and O&M Manual	\$ 10,000
DNR Permits	\$ 2,000
Total Development Cost Estimate	\$1,104,700
TOTAL PHASE I COSTS	\$5,444,700

PROJECT FINANCING

Since this is a brand new system for the Camelot area of the Camden County Sewer District there are no past wastewater related records to examine. The following estimates of annual operation and maintenance expenses are taken from past knowledge and information gathered from various sources:

Labor Cost	\$ 22,000
Insurance Costs	\$ 7,000
Power Costs	\$ 42,500
Replacement Account	<u>\$ 11,000</u>
Total O & M	\$ 82,500

A portion of the project financing (\$200,000) was secured as far back as early 2002 with the approval of the EPA earmarked STAG funds. A total of \$3.38 million was set aside by USDA – Rural Development in March 2003. Additionally, the voters of the area imposed a \$300,000 General Obligation Bond on themselves that has yet to be issued. So, a total of \$3,880,000 in funding was secured three to four years ago as is indicated by the following breakdown:

District GO Bond	\$ 300,000
EPA Special Appropriation	\$ 200,000
USDA Grant	\$1,540,000
USDA Loan (35 Yrs. @ 4.25%)	<u>\$1,840,000</u>
TOTAL FUNDING APPROVED	\$3,880,000

The funding scheme shown above was developed on May 6, 2003 by USDA's Clinton office of Rural Development. Notes observed in the project file in the Clinton office indicated the total number of users at that time were 216 homes and 152 condos. Current totals today include 320 homes and 130 condos for a net increase of 82 customers not counting the 30 units already constructed at Tuscany. So, a new financial strategy needs to be developed for the 500 initial customers as follows:

	Old Scheme	New Scheme	Change
District GO Bond	\$ 300,000	\$ 300,000	\$ 0
EPA Special Appropriation	\$ 200,000	\$ 567,000	\$ 367,000
USDA Grant	\$1,540,000	\$1,827,700	\$ 287,700
USDA Loan	<u>\$1,840,000</u>	<u>\$2,750,000</u>	<u>\$ 910,000</u>
Total Funding	\$3,880,000	\$5,444,700	\$1,564,700

The yearly expenses expected to be incurred by this project are as follows:

Revenue Bond Debt Retirement	\$162,000
General Obligation Bond Retirement	\$ 24,000
Debt Reserve Account	\$ 16,000
System O & M	<u>\$ 82,000</u>
Total Annual Costs	\$284,000

The resulting monthly bill will be \$47.33 per customer. Each customer will receive a monthly sewer bill of about \$43.50 and pay an annual assessment on their properties of approximately \$50 depending on how many parcels of property are assessed a sewer charge.

The Median Household Income of Camden County for the 1990 census was \$25,936 and for the 2000 census it rose to \$35,840. So, the residents will be paying 2.2% of the 1990 MHI or 1.6% of their 2000 MHI for sewer service.

KREHBIEL ENGINEERING, INC
63 Blair Ave.
Camdenton, Missouri 65020

ESTIMATE OF
PROJECT COSTS

Date: Thursday, February 16, 2006

RE: Normac Sewer District,
A subdivision of the Camden County Sewer District
Camden County, Missouri

Construction Costs	\$649,256.25
Engineering Design @ 8.1415%	\$52,859.00
Preliminary Engineering	\$2,500.00
Construction Inspection (75% of Design fee)	\$39,644.00
Environmental Study	\$5,000.00
Property Acquisition	\$50,000.00
Legal - Land	\$18,000.00
Legal - Bonding	\$10,000.00
Legal - Attorney	\$18,000.00
Subtotal	<hr/> \$845,259.25
Contingencies @ 5%	\$42,262.96
Interest during construction	
1 year at 4.5% on \$320,000	\$14,400.00
Estimated Total Project Costs	<hr/> \$901,922.21

Prepared by:



Darren David Krehbiel, P.E., P.L.S.
E-24999

KREHBIEL ENGINEERING, INC
63 Blair Ave.
Camdenton, Missouri 65020

**PROPOSED
PROJECT FUNDING**

Date: Thursday, February 16, 2006

RE: Normac Sewer District,
A subdivision of the Camden County Sewer District
Camden County, Missouri

PROJECT BUDGET

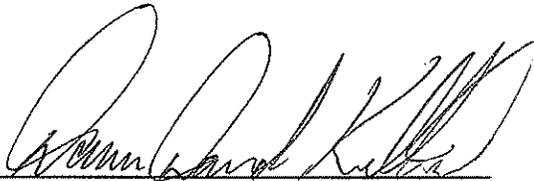
EPA Funds	\$410,000.00
RD Grant	\$105,922.21
RD Loan	\$320,000.00
Local	<u>\$66,000.00</u>
TOTAL	\$901,922.21

AVERAGE

MONTHLY CHARGE PER CONNECTION

Debt Service	\$35.29
O & M	<u>\$15.76</u>
Average Monthly User Charge	\$51.05

Prepared by:



Darren David Krehbiel, P.E., P.L.S.
E-24999

Camden County
Sewer System Improvements

Tuesday, February 20, 2007

<u>Activity</u>	<u>Anticipated</u>	<u>Actual</u>
Final Plans, Specifications, and Engineering Report	completed	
County Receive Transfer of Existing Treatment Plant	September 29, 2006	10/20/2006
Environmental Report	September 29, 2006	10/18/2006
Submit Existing Plant Name Change to MoDNR	October 4, 2006	11/7/2006
Submit PS&ER to MoDNR	October 10, 2006	10/25/2006
Submit PS&ER to County	October 10, 2006	10/25/2006
Approval from MoDNR	December 11, 2006	pending - we have received one letter
Letter of Conditions		pending - anticipated by March 1
Approval from County		pending
Notice to Bidders	January 5, 2007	
Pre-Bid Meeting	January 27, 2007	
Bid Date	February 5, 2007	
Award by County	February 19, 2007	
Pre-Construction Meeting	February 26, 2007	
Construction Begins	February 26, 2007	
Construction Ends	July 26, 2007	

These dates will have to be adjusted forward. Until such time that the letter of conditions and the MoDNR review are received, no estimate as to schedule for these items can be made.



Joy Reven
<joy.reven@dnr.mo.gov>
02/22/2007 11:11 AM

To carolyn_lorraine@camdenmo.org,
dede_chasin@camdenmo.org,
sjschultz@schultzengineering.com,
cc

bcc

Subject Camden County STAG grant expiration

Carolyn, the EPA STAG grant for the county expires on 6-30-07. The county must send a letter to Don Gibbins at EPA asking for the grant time to be extended. The letter should include the reasons for the delay, how much of the grant balance will be allocated to Normac and how much to Camelot and the most recent schedules for both projects. thanks.

Joy Reven
DNR, Water Protection Program
573-751-2735, Fax 573-751-9396

Don
Gibbins/WWPD/R7/USEPA/U
S
02/07/2007 10:55 AM

To Joy Reven <joy.reven@dnr.mo.gov>
cc
bcc
Subject Re: Fw: Normac, Camelot FNSI 

Since I will be accepting the USDA NEPA review, I do not need a public meeting to be held.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Joy Reven <joy.reven@dnr.mo.gov>



Joy Reven
<joy.reven@dnr.mo.gov>
02/07/2007 10:47 AM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc David Uhlig <david.uhlig@dnr.mo.gov>,
tim.rickabaugh@mo.usda.gov
Subject Fw: Normac, Camelot FNSI

I'm suffering from dementia (or at a minimum, short term memory loss). In light of the attached email string, does there need to be a public meeting on the facility plan for the NEPA review? Normac's consultant has scheduled an appointment with every property owner in Normac SD and wonders if this can take the place of a public meeting.

I think I'm confusing our regulations on accepting a facility plan for and the EPA regulations for environmental review.

Thanks, Don.

Joy Reven
DNR, Water Protection Program
573-751-2735, Fax 573-751-9396

----- Forwarded by Joy Reven/WPCP/DEQ/MODNR on 02/07/2007 10:44 AM -----

Joy Reven/WPCP/DEQ/MODNR

05/15/2006 01:37 PM

To David Uhlig/WPCP/DEQ/MODNR@MODNR
cc tim.rickabaugh@mo.usda.gov
Subject Re: Normac, Camelot FNSI [Link](#)

County of **CAMDEN** State of Missouri

1 Court Circle, Suite 1
Camdenton, Missouri 65020

Presiding Commissioner
Carolyn Loraine

1st District Commissioner
Beverly Thomas

Office of the
CAMDEN COUNTY COMMISSION

Commission Clerk
Rowland Todd

2nd District Commissioner
Thom Gumm

November 30, 2006

U.S. Environmental Protection Agency
Las Vegas – Finance Center
P.O. Box 371293M
Pittsburgh, PA 15251

Re: Camden County Commission
EPA Grant Award No. XP-98722201

Dear Sir or Madam:

Pursuant to Karen Sherrill's correspondence dated November 3, 2006, enclosed please find the Camden County Commission's check in the amount of \$78,149.00. While Ms. Sherrill acknowledges extenuating circumstances surrounding this reimbursement, the Commission once again wants to make it clear that it is not admitting to any wrongdoing in reimbursing the funds requested due to the absence of proper supporting documentation. Rather, the Commission's inability to provide the supporting documents requested by the EPA is due to the failure and/or refusal on the part of the grant administrator and the engineer hired under the grant to provide the requested documentation to the Commission, despite repeated requests and the initiation of a civil lawsuit.

Even the EPA Region 7 WWPD/WIMB has previously concluded that the actions of the grant administrator, the Lake Ozark Council of Local Governments, and the engineer, Howard R. Green Company, under the grant might be the proper subject of a debarment/criminal investigation. He has also questioned the legitimacy of charges made by the grant administrator and engineer. Ultimately, the only action the Commission could take was to terminate the services of the grant administrator and engineer after this damage had already been done.

Even though the EPA was unwilling to delay this reimbursement to allow the Commission the opportunity to obtain the repayment of these funds from the responsible parties, the Commission trusts that the EPA will cooperate with the Commission in its efforts to obtain reimbursement of these funds from the grant administrator and engineer as the responsible parties. Should the EPA decide to pursue a debarment/criminal investigation against these parties, the Commission would be more than happy to cooperate with the EPA to further detail the issues that led to it being required to

U.S. Environmental Protection Agency
November 30, 2006
Page 2 of 2

reimburse the EPA an additional \$78,149.00 beyond the \$63,744.00 previously reimbursed due to the actions of the grant administrator and engineer.

Sincerely,



Carolyn F. Loraine
Presiding Commissioner

CFL/lp

Enclosure

cc: C. John Pleban (attorney at law)
~~Don~~ Gibbins (EPA)
Stanley J. Schultz (Schultz Engineering)
Darren Krehbiel (Krehbiel Engineering)
Jennifer Riley (Camden County Wastewater)
Joy Reven (DNR)
Ivan Schraeder (attorney at law)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

November 3, 2006

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Camden County Commission
Grant Agreement: XP-98722201

Carolyn F. Loraine, Presiding Commissioner
Camden County Courthouse
1 Court Circle, Suite 1
Camdenton, Missouri 65020

Dear Ms. Loraine,

I have reviewed the July 2006 report from Leon Snead & Company, P.C., on the results of their limited scope review of the Camden County Commission's financial management system for managing Environmental Protection Agency (EPA) grant funds. The review was conducted March 21, 2006 to March 23, 2006, in Camdenton, Missouri. The review objectives were to assess the effectiveness of the Commission's internal controls, and determine if its financial management system met the requirements outlined in the Code of Federal Regulations (CFR), Office of Management and Budget (OMB) cost principles, and the terms and conditions of EPA assistance agreements. The review disclosed three system weaknesses. I have taken into account your responses to the review dated June 27, 2006 and October 25, 2006. This is my final determination based on the report.

Unsupported Costs

The auditors reported that in December 2002, the Camden County Commission disbursed federal funds totaling \$141,893 to the Lake of the Ozarks Council of Local Governments for preliminary project costs, without sufficient documentation to show the funds were disbursed for grant purposes. I concur with the finding. 40 CFR Part 31.20, Standards for Financial Management Systems, details that grantees and subgrantees must maintain records which adequately identify the source and application of funds provided for the financially assisted activities, and that fiscal control and accounting procedures must be sufficient to permit the tracing of funds to a level of expenditures adequate to establish that such funds have not been used in violation of the restrictions and prohibitions of applicable statutes.

In October 2005, the Camden County Commission reimbursed EPA \$63,744 of the total \$141,893 unsupported costs. The auditors reported the remaining \$78,149 was still not adequately supported at the time of their review. On September 19, 2006, EPA formally requested that the Camden County Commission provide adequate documentation to support the validity, allowability, and eligibility, of the remaining \$78,149 claimed as a grant expense and paid to the Lake of the Ozarks Council of Local Governments.

The Camden County Commission responded October 25, 2006, and provided information regarding the circumstances surrounding the absence of documentation to support preliminary project costs. The Camden County Commission explained the actions being taken to either obtain adequate supporting documentation, or repayment of funds from their contractors. EPA acknowledges the situation, yet due to the absence of supporting documentation, I concur with the finding and require that you reimburse EPA \$78,149 as unsupported federal funds received.

Inadequate Federal Reporting

The auditors reported the Camden County Commission did not prepare and submit all required federal financial reports or minority/woman business enterprise utilization reports on a timely basis. I concur with the finding. 40 CFR 31.41, Financial Reporting, requires grantees submit the following reports to EPA annually: Financial Status Reports, Federal Cash Transaction Reports, and MBE/WBE Utilization under Federal Grants reports. EPA has since received the required federal reports, and I accept your establishment of responsibility to ensure that future required federal reports are prepared and submitted to EPA in accordance with federal regulations. I consider this finding resolved.

Inaccurate Grant Budget

The auditors reported the original grant agreement itemized budget had not been revised when the scope of work on the grant was reduced. The auditors noted some projects were revised, but not the grant budget. I concur with the finding; an official revised grant budget should be requested. The EPA Project Officer has now received your request, and once approved, a grant amendment will be processed to incorporate these changes and formally amend the grant scope and approved budget. I consider this finding resolved.

In summary, \$78,149 must be repaid to the U.S. EPA, Las Vegas— Finance Center, P.O. Box 371293M, Pittsburgh, PA 15251. Please indicate the EPA grant award number, XP-98722201, on your remittance. Interest will be charged on money due EPA beginning 30 days from the date of this decision unless full payment is made. The interest rate to be charged will be the rate established by the Secretary of Treasury Fiscal Requirements Manual 6-8020.20. The current interest rate is 2 percent per annum.

This letter is a final determination by me, the Dispute Decision Official, under applicable regulations (40 CFR Part 31, Subpart F). This decision constitutes final Agency action unless a written request for review is submitted to the Regional Administrator by registered mail, return receipt requested, within 30 calendar days of this decision.

Your request for review must include;

- a) A copy of this decision letter;
- b) A statement of the amount in dispute;
- c) A description of the issues involved, and;
- d) A concise statement of your final objections to the final decision.

If you have any questions concerning this matter, please contact me or the member of my staff most familiar with this decision, Kathy Finazzo, at (913) 551-7833.

Sincerely yours,

A handwritten signature in black ink that reads "Karen Sherrill". The signature is written in a cursive style with a large initial 'K'.

Karen Sherrill
Grants Management Official

cc: Chet Pleban

ecc: Kathy Finazzo/RFMB
Carla Kohler/RFMB
Debbie Titus/RFMB
Robert Bukaty/RFMB
Donald Gibbins/WWPD
Pradip Dalal/WWPD

County of **CAMDEN** State of Missouri

1 Court Circle, Suite 1
Camdenton, Missouri 65020

Presiding Commissioner
Carolyn Loraine

1st District Commissioner
Beverly Thomas

Office of the
CAMDEN COUNTY COMMISSION

Commission Clerk
Rowland Todd

2nd District Commissioner
Thom Gumm

October 25, 2006

SENT VIA OVERNIGHT MAIL

Ms. Karen Sherrill
Grants Management Official
U.S. Environmental Protection Agency, Region VII
901 North 5th Street
Kansas City, MO 66101

Re: Camden County Commission
Grant Agreement XP-98722201

Dear Ms. Sherrill:

This letter is in response to your correspondence dated September 19, 2006 regarding Leon Snead and Company, P.C.'s limited scope review of the financial management system for managing EPA grant funds (hereinafter "Limited Scope Review") as to the Camden County Commission. Initially, the Commission thanks you for extending the time to respond to your correspondence. I would further like to note that Snead and Company concluded that "[o]verall, the Commission has an adequate financial management system and related controls and procedures to effectively manage and administer the EPA assistance agreements reviewed." Limited Scope Review, p. 2. Nonetheless, the County addresses the three areas of concern identified in the Limited Scope Review.

Costs

At the time the Camden County Commission (hereinafter "Commission") disbursed funds totaling \$141,893.00 to the Lake of the Ozarks Council of Local Governments (hereinafter "Council") for preliminary costs, the Council was the administrator of the EPA grant for the Commission consistent with the terms and conditions of the Standard Form Agreement between Owner and Consultant for Professional Administrative Services entered between the parties on January 7, 2002. Similarly, the Commission entered into an Agreement for Engineering Services with Jerry Gilmore of Missouri Engineering Corp., which ultimately merged with Howard R. Green (hereinafter "Green"). Due to the Council and Green's failure and/or refusal to comply with the terms and conditions of the EPA grant, their services were terminated by the Commission on September 8, 2005.

Ms. Karen Sherrill
October 25, 2006
Page 2 of 4

At the time the Council and Green's services were terminated (and on several occasions prior thereto), the Commission requested the same documentation requested in your September 19, 2006 correspondence from the Council and Green so that the Commission could support the EPA expenditure of 78,149.00 (\$141,893.00 less \$63,744.00 previously reimbursed to the EPA by the Commission) to the Council and Green. Neither the Council, nor Green, responded to these requests for detailed billing invoices, even though the DNR submitted to Green a copy of a compliant billing invoice it had submitted on another project. While the Commission has repeatedly attempted to obtain supporting documents for these preliminary costs, these efforts have been unsuccessful. A formal request for these supporting documents was once again made to the Council and Green by the Commission's counsel on July 7, 2006. When this request also proved unsuccessful, the Commission initiated legal action against the Council and Green premised, in part, upon its failure to comply with the terms of the EPA grant incorporated into the Commission's contracts with the Council and Green. The Commission has initiated a second legal action against the Council in an effort to obtain the requested records and other records from the Council and to take over the Council due to its mismanagement/wrongful acts to include its actions/inaction while serving as administrator of the EPA grant, which demonstrates the Commission's commitment to holding those responsible for the issues raised in your September 19, 2006 accountable. I have enclosed copies of both of these lawsuits for your review and consideration.

If these itemized statements or any other pertinent documents are produced in conjunction with the two lawsuits filed against the Council and the lawsuit filed against Green, the Commission will produce them to the EPA. However, the Commission does not believe itemized statements exist in light of the extensive efforts the Commission has taken to obtain these statements from the Council and Green. As set forth above, the Commission has initiated legal action to obtain reimbursement from the Council and Green for these improperly supported preliminary costs. As the Commission explained to Snead and Company in correspondence dated June 27, 2006, the Commission has been caught in the middle of this dispute because the Council was the grant administrator at the time the disbursements at issue were made. At this time, repayment of the \$78,149.00 to the EPA, without reimbursement from the responsible parties, will create hardship on the County and interfere with the administration of the projects.

The Commission requests that the EPA grant it additional time to determine through its pending lawsuits whether supporting detailed invoices exist that would make reimbursement to the EPA unnecessary. If these invoices do not exist (as we believe is likely), the Commission requests additional time to secure the repayment of these preliminary costs from those responsible for their improper documentation – the Council and Green. The Commission would have no objection to entering into an

Ms. Karen Sherrill
October 25, 2006
Page 3 of 4

agreement with the EPA or joining the EPA as a party plaintiff in any pending lawsuit to secure repayment to it from the responsible parties, if the EPA does not have an objection to either of these courses of action.

Federal Reporting

The auditors reported that the Commission submitted some but not all federal financial reports and/or minority/woman business enterprise utilization reports on a timely basis. The Commission met with the project engineers, Joy Reven (the DNR Project Coordinator), and Jennifer Riley (wastewater manager) on October 20, 2006. The annual financial status report (Standard Form 269) was previously submitted, a copy of which is enclosed for your records. At the October 20, 2006 meeting, Ms. Reven advised the Commission that it was not required to submit quarterly Reports of Federal Cash Transactions (Form 272) because it was not a grant condition. On October 23, 2006, Ms. Reven advised the Commission that Form 272 reports were required from the Commission. The Commission is now in the process of compiling this information and will submit Form 272 shortly.

With respect to the requirement that the Commission submit Form 5700-52A, MBE/WBE "Utilization Under Federal Grants, Cooperative Agreements and Interagency Agreements, as set forth above, the Commission met with Ms. Reven on October 20, 2006 to ensure that it was properly preparing this report. The Commission submitted the required report on October 25, 2006, retroactive to the start of the project. The Commission understands that its next report is due on December 31, 2006, which it will submit in cooperation with the project engineers. The Commission is now administering the grant and will be responsible for all future reports in cooperation with the project engineers. To ensure that all reporting requirements are met, the Commission is working closely with Ms. Reven, who has been very helpful to the Commission.

Grant Budget

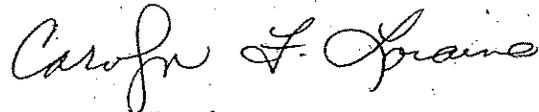
As part of the October 20, 2006 meeting with Ms. Reven, we discussed a revised grant budget due to a revision in the scope of the work on the project. The Commission was advised by Ms. Reven, that the request to revise the grant budget could be made by correspondence, which was sent to Don Gibbins (EPA Region 7) and yourself on October 25, 2006. I have enclosed an additional copy of this correspondence for your convenience. Accordingly, I believe the Commission has responded to all of the issues raised in your September 19, 2006 correspondence.

If you should have any questions about this correspondence, do not hesitate to

Ms. Karen Sherrill
October 25, 2006
Page 4 of 4

contact me. Should the EPA be interested in exploring options with the Commission for securing repayment of the preliminary costs from the Council and Green as the responsible parties, the Commission's attorney, C. John Pleban, would be more than willing to discuss this matter with you. Thank you for your consideration of this request.

Sincerely,



Carolyn F. Loraine
Presiding Commissioner

CFL/lp

Enclosures

cc: without enclosures
C. John Pleban (attorney at law)
Don Gibbins (EPA)
Stanley J. Schultz (Schultz Engineering)
Darren Krehbiel (Krehbiel Engineering)
Jennifer Riley (Camden County Wastewater)
Joy Reven (DNR)
Ivan Schraeder (attorney at law)

County of **CAMDEN** State of Missouri

1 Court Circle, Suite 1
Camdenton, Missouri 65020

Presiding Commissioner
Carolyn Loraine

1st District Commissioner
Beverly Thomas

Office of the
CAMDEN COUNTY COMMISSION

Commission Clerk
Rowland Todd

2nd District Commissioner
Thom Gumm

October 25, 2006

Ms. Kathy Finazzo
Grants Administration, PLMG/RFMB
901 North Fifth Street
Kansas City, KS 66101

RE: Grant XP-98722201-2

Dear Ms. Finazzo:

This letter is in regard to the EPA grant XP-98722201-2 issued to Camden County. While the total dollar amount of the grant (\$1,455,000) remains the same, the scope of the project, project manager, timeline and cost schedules have changed.

The scope of the project will now cover three districts. Sunny Slope, Normac and Camelot.

Sunny Slope Sewer project was completed using \$400,000 of EPA funds. Normac is projected to use \$410,000 of EPA funds, and Camelot is projected to use \$633,194 of EPA funds. There was a one time billing from Attorney Wm. McCaffery of \$11,806. This documentation is on file with your office. This totals \$1,455,000.

Project manager is Carolyn Loraine, Presiding Commissioner, and can be reached at 573-346-4440 ext. 1244.

Stan Schultz of Schultz Engineering is the engineer for the Camelot project, and Darren Krehbiel of Krehbiel Engineering is the engineer for the Normac project.

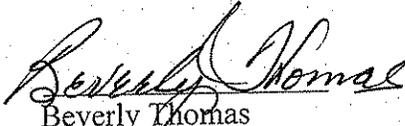
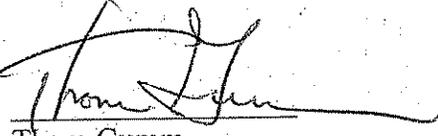
Ms. Finazzo – Grant XP-98722201-2
October 25, 2006
Page 2

Sunny Slope Sewer project is completed. Normac is projected for completion in September, 2007, and Camelot December 31, 2008.

Hopefully with the enclosed reports this will put Camden County in compliance with all of the grant requirements. Please feel free to contact us with any questions or concerns.

Thank you for your patience.

Sincerely,

		
Carolyn F. Loraine Presiding Commissioner	Beverly Thomas 1 st District Commissioner	Thom Gumm 2 nd District Commissioner

enclo.

cc: C. John Pleban, Atty. at Law
Don Gibbins, EPA
Stanley J. Schultz, Schultz Eng.
Darren Krehbiel, Krehbiel Eng.
Jennifer Riley, County Wastewater
Joy Reven, DNR
Ivan Schraeder, Atty. at Law

PROJECT SCHEDULE
Camelot Estates Sewer District of Camden County
 October 2006

	<u>Date Completed</u>	<u>Date for Completion</u>
Preliminary Engineering Report	April 2006	
PER Comments from DNR	May 2006	
First Batch Easements Sent Out	May 2006	
Geohydrologic Evaluation	Spring 2006	
Water Quality Review	Spring 2006	
WWTP Design Complete	September 2006	
Environmental Report Complete	October 2006	
Second Batch Easements Sent Out	October 2006	
Field Survey Work		November 2006
Title Work for PS/WWTP		November 2006
Collection System Design Complete		December 31, 2006
Easement Donations Complete		December 31, 2006
DNR Review of Design Drawings		March 2007
Advertise for Bids		March 2007
Open Bids		April 2007
Begin Construction		May 2007
WWTP Complete		April 2008
Collection System Complete		June 2008
Start-Up		July 2008
As-Builts Complete		September 2008

Candidate

COST ESTIMATE

The following estimate of costs has been developed using past bids on area projects, local knowledge of the conditions, and recommendations from several manufacturers and equipment representatives. The cost estimate will not match those in previous sections exactly because there are some common items that are included in all alternatives. The estimate for Phase I of this project is as follows:

Collection System

48,000' - 8" Gravity Sewer Line	\$ 30 ft	\$1,440,000
220 Manholes	\$ 1,500 ea	\$ 330,000
300 Service Connections	\$ 900 ea	\$ 270,000
50 Grinder Pump Station	\$ 5,000 ea	\$ 250,000
7 Large Duplex Pump Stations	\$80,000 ea	\$ 560,000
2 Small Duplex Pump Stations	\$50,000 ea	\$ 100,000
18,000' 2" - 4" Force Main	\$ 8 ft	\$ 144,000
6,000' - 1" Service Line	\$ 6 ft	\$ 36,000
8,000 Tons Gravel	\$ 15 tn	\$ 120,000
1,500 SY Asphalt/Concrete Replacement	\$ 40 sy	\$ 60,000
Trash Pump	\$ 15,000 ls	\$ 15,000
Total Construction Cost		\$3,325,000

Treatment System

Excavation	\$ 3 cy	\$ 10,000
800 CY Concrete (Aerator, Clarifier, and Sludge Holding)	\$ 450 cy	\$ 360,000
Equipment	\$250,000 ls	\$ 250,000
Plant Headworks	\$ 75,000 ls	\$ 75,000
Site Piping	\$ 25,000 ls	\$ 25,000
Sludge Mixing and Decanting	\$ 25,000 ls	\$ 25,000
Disinfection	\$ 75,000 ls	\$ 75,000
Road, Misc. Sitework	\$ 10,000 ls	\$ 10,000
Seeding and Mulching	\$ 5,000 ls	\$ 5,000
Woven Wire Perimeter Fence	\$ 5,000 ls	\$ 5,000
Flow Measuring Equipment	\$ 35,000 ls	\$ 35,000
Electrical Work	\$ 30,000 ls	\$ 30,000
Laboratory Building	\$ 75,000 ls	\$ 75,000
Stand-by Generator	\$ 35,000 ls	\$ 35,000
Total Construction Cost		\$1,015,000

Cancelat

Development Costs

Contingency (5%)	\$ 200,000
Three-Phase Electric Extension	\$ 25,000
Preliminary Engineering	\$ 15,000
Bond Counsel	\$ 15,000
Design Engineering (6.5%)	\$ 280,000
Construction Observation	
Engineer X 500 hrs X \$90/hr	\$ 45,000
Technician X 2,400 hrs. X \$55/hr	\$ 132,000
Construction Surveying	\$ 25,000
Environmental Report	\$ 5,000
Cultural Resources Study	\$ 3,000
Property Acquisitions/Survey	\$ 2,000
Phase I Easement Preparation (350 X \$50 ea)	\$ 17,500
Phase I Easement Recording (350 X \$32 ea)	\$ 11,200
Legal Services and Easement Procurement	\$ 80,000
Legal Ads in Newspaper	\$ 2,000
Interest During Construction	\$ 200,000
Initial Operation and Maintenance	\$ 35,000
As-Builts and O&M Manual	\$ 10,000
DNR Permits	\$ 2,000
Total Development Cost Estimate	\$1,104,700
TOTAL PHASE I COSTS	\$5,444,700

Normac

KREHBIEL ENGINEERING, INC
63 Blair Ave.
Camdenton, Missouri 65020

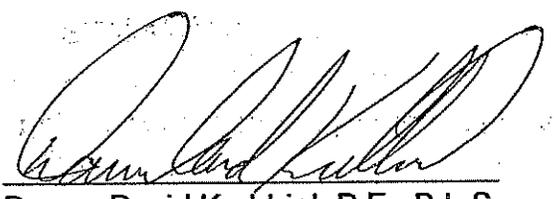
**ESTIMATE OF
CONSTRUCTION COSTS**

Date: Wednesday, August 16, 2006

RE: Normac Sewer District,
A subdivision of the Camden County Sewer District
Camden County, Missouri

<u>Item Description</u>	<u>Quantity</u>	<u>Units</u>	<u>Unit Price</u>	<u>Cost</u>
Wastewater Collection Line				
1" PVC Pressure Line	3,780	L.F.	\$12.75	\$48,195.00
2" PVC Pressure Line	3,440	L.F.	\$17.00	\$58,480.00
3" PVC Pressure Line	2,740	L.F.	\$18.00	\$49,320.00
Service Connection Pit	44	Ea.	\$225.00	\$9,900.00
Grading, Seeding and Mulching	1	L.S.	\$7,500.00	\$7,500.00
Septic Tank Effluent Pump Stations				
Septic Tanks – 1,500 gal.	44	Ea.	\$2,500.00	\$110,000.00
Pumping Units	44	Ea.	\$3,000.00	\$132,000.00
Sand Filter Treatment Facility				
Site Preparation			\$35,000.00	
Sand Filter			\$128,000.00	
Media			\$22,500.00	
Recirculation Tank			\$40,000.00	
Fencing			\$10,000.00	
Chlorinator and Dechlorinator			\$8,000.00	
Discharge Piping			\$12,275.00	
Grading, Seeding and Mulching		L.S.	\$5,000.00	<u>\$260,775.00</u>
TOTAL ESTIMATED CONSTRUCTION COSTS				\$676,170.00

Prepared by:



Darren David Krehbiel, P.E., P.L.S.
E-24999

KREHBIEL ENGINEERING, INC
63 Blair Ave.
Camdenton, Missouri 65020

**PROPOSED
PROJECT FUNDING**

Date: Thursday, February 16, 2006

RE: Normac Sewer District,
A subdivision of the Camden County Sewer District
Camden County, Missouri

PROJECT BUDGET

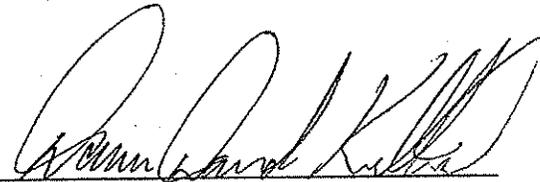
EPA Funds	\$410,000.00
RD Grant	\$105,922.21
RD Loan	\$320,000.00
Local	<u>\$66,000.00</u>
TOTAL	\$901,922.21

AVERAGE

MONTHLY CHARGE PER CONNECTION

Debt Service	\$35.29
O & M	<u>\$15.76</u>
Average Monthly User Charge	\$51.05

Prepared by:



Darren David Krehbiel, P.E., P.L.S.
E-24999

Schedule

Final Plans, Specifications, and Engineering Report	completed		
County Receive Transfer of Existing Treatment Plant	September 29, 2006	Friday	10/20/2006
Environmental Report	September 29, 2006	Friday	10/18/2006
Submit Existing Plant Name Change to MoDNR	October 4, 2006	Wednesday	pending
Submit PS&ER to MoDNR	October 10, 2006	Tuesday	pending
Submit PS&ER to County	October 10, 2006	Tuesday	pending
Approval from MoDNR	December 11, 2006	Monday	
Approval from County	November 9, 2006	Wednesday	
Notice to Bidders	January 5, 2007	Friday	
Pre-Bid Meeting	January 27, 2007	Friday	
Bid Date	February 5, 2007	Monday	
Award by County	February 19, 2007	Monday	
Pre-Construction Meeting	February 26, 2007	Monday	
Construction Begins	February 26, 2007	Monday	
Construction Ends	July 26, 2007	Monday	

Items To Be Completed By The County

If they have not already, the County Commission should contact Mr. Tim Rickabaugh to receive a Letter of Conditions for this project. A copy of this letter should be forwarded to Krehbiel Engineering. Tim will also ultimately be providing a checklist for Rural Development projects and the "boiler plate" [i.e. information for bidders, compliance statements, bond language, forms, etc.] documentation for the project.

U.S. ENVIRONMENTAL PROTECTION AGENCY MBE/WBE UTILIZATION UNDER FEDERAL GRANTS, COOPERATIVE AGREEMENTS, AND INTERAGENCY AGREEMENTS

PART 1. (Reports are required even if no procurements are made during the reporting period.)

1A. FEDERAL FISCAL YEAR 200 6		1B. REPORTING QUARTER (Check appropriate box) <input type="checkbox"/> 1 st (Oct-Dec) <input type="checkbox"/> 2 nd (Jan-Mar) <input type="checkbox"/> 3 rd (Apr-Jun) <input checked="" type="checkbox"/> 4 th (Jul-Sep) <input checked="" type="checkbox"/> Annual																																						
1C. REVISION Year: _____ Quarter: _____		HIGHLIGHT ITEMS TO BE REVISED AND PROVIDE EXPLANATION IN BLOCK No. 6																																						
2A. FEDERAL FINANCIAL ASSISTANCE AGENCY (EPA Office Address - ATTN: DBE Coordinator) U.S. Environmental Protection Agency-DBE Coordinator P.O. Box 98515 Las Vegas, NV 89193-8515		3A. REPORTING RECIPIENT (Name and Address) Camden County 1 Court Circle N.W. Camdenton, MO 65020																																						
2B. REPORTING CONTACT (EPA DBE Coordinator)	2C. PHONE:	3B. REPORTING CONTACT (Recipient) Carolyn F. Loraine	3C. PHONE: 573-346-4440																																					
4A. FINANCIAL ASSISTANCE AGREEMENT ID NUMBER (SRF State Recipients, Refer to Instructions for Completion of 4A, 5A, and 5C) XP 98722201		4B. FEDERAL FINANCIAL ASSISTANCE PROGRAM Special Infrastructure Grant																																						
5A. TOTAL ASSISTANCE AGREEMENT AMOUNT EPA Share: \$ 727,273.00 Recipient Share: \$ 327,273.00		5B. Check and skip to Block No. 7 if no procurements and accomplishments were made this reporting period. <input type="checkbox"/>		5C. TOTAL PROCUREMENT AMOUNT THIS REPORTING PERIOD (ONLY include the amount not in any prior reporting period and procurements made by SRF Loan Recipients and Sub-Recipients) \$ 2,835,831.18 (Exclude procurement amounts reported by Prime Contractors)																																				
5D. ACTUAL MBE/WBE PROCUREMENT ACCOMPLISHED THIS REPORTING PERIOD BY RECIPIENT (SRF State Recipients, Report State Procurement Activities Here)		5E. ACTUAL MBE/WBE PROCUREMENT ACCOMPLISHED THIS REPORTING PERIOD BY LOAN RECIPIENTS, SUB-RECIPIENTS, AND PRIME CONTRACTORS																																						
<table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th style="text-align: center;">\$ MBE</th> <th style="text-align: center;">\$ WBE</th> </tr> </thead> <tbody> <tr> <td>Construction</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">2,814,364.73</td> </tr> <tr> <td>Equipment</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> <tr> <td>Services</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> <tr> <td>Supplies</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> <tr> <td>TOTAL</td> <td style="text-align: center;">0.00</td> <td style="text-align: center;">2,814,364.73</td> </tr> </tbody> </table>			\$ MBE	\$ WBE	Construction	_____	2,814,364.73	Equipment	_____	_____	Services	_____	_____	Supplies	_____	_____	TOTAL	0.00	2,814,364.73	<table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th style="text-align: center;">\$ MBE</th> <th style="text-align: center;">\$ WBE</th> </tr> </thead> <tbody> <tr> <td>Construction</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">2,814,364.73</td> </tr> <tr> <td>Equipment</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> <tr> <td>Services</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> <tr> <td>Supplies</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> <tr> <td>TOTAL</td> <td style="text-align: center;">0.00</td> <td style="text-align: center;">2,814,364.73</td> </tr> </tbody> </table>				\$ MBE	\$ WBE	Construction	_____	2,814,364.73	Equipment	_____	_____	Services	_____	_____	Supplies	_____	_____	TOTAL	0.00	2,814,364.73
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Services	_____	_____																																						
Supplies	_____	_____																																						
TOTAL	0.00	2,814,364.73																																						
6. COMMENTS: This quarterly report covers project to date.																																								
7. NAME OF AUTHORIZED REPRESENTATIVE Carolyn F. Loraine			TITLE Presiding Commissioner																																					
8. SIGNATURE OF AUTHORIZED REPRESENTATIVE <i>Carolyn F. Loraine</i>			DATE 10/24/2006																																					

Denise Annan
Denise Annan

OMB APPROVAL NO. 0348-0003

FEDERAL CASH TRANSA

(See instructions on the back. If report is for more than one grant or assistance agreement, attach completed Standard Form 272A.)

1. Federal sponsoring agency and organizational element to which this report is submitted

USEPA

2. RECIPIENT ORGANIZATION

Name: Camden County

Number and Street: #1 Court Circle N.W., Suite #1

City, State and ZIP Code: Camdenton, Missouri 65020

4. Federal grant or other identification number
XP98722201

6. Letter of credit number
77676

5. Recipient's account number or identifying number

7. Last payment voucher number

Give total number for this period

8. Payment Vouchers credited to your account

9. Treasury checks received (whether or not deposited)

10. PERIOD COVERED BY THIS REPORT

3. FEDERAL EMPLOYER IDENTIFICATION NO.

32-0131517

FROM (month, day, year)
7-01-2005

TO (month, day, year)
12-31-2005

11. STATUS OF FEDERAL CASH

(See specific instructions on the back)

a. Cash on hand beginning of reporting period	\$ 0.00
b. Letter of credit withdrawals	391,715.15
c. Treasury check payments	
d. Total receipts (Sum of lines b and c)	391,715.15
e. Total cash available (Sum of lines a and d)	391,715.15
f. Gross disbursements	391,715.15
g. Federal share of program income	
h. Net disbursements (Line f minus line g)	391,715.15
i. Adjustments of prior periods	
j. Cash on hand end of period	\$ 0.00

12. THE AMOUNT SHOWN ON LINE 11), ABOVE, REPRESENTS CASH REQUIREMENTS FOR THE ENSUING

Days

13. OTHER INFORMATION

a. Interest income	\$
b. Advances to subgrantees or subcontractors	\$

14. REMARKS (Attach additional sheets of plain paper, if more space is required)

15. CERIFICATION

I certify to the best of my knowledge and belief that this report is true in all respects and that all disbursements have been made for the purpose and conditions of the grant or agreement.

AUTHORIZED
CERTIFYING
OFFICIAL

SIGNATURE
Carolyn S. Loraine
TYPED OR PRINTED NAME AND TITLE
Carolyn Loraine, Presiding Commissioner

DATE REPORT SUBMITTED
03/22/2006

TELEPHONE (Area Code, Number, Extension)
573-346-4440 ext.1244

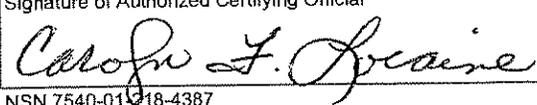
THIS SPACE FOR AGENCY USE

Original

FINANCIAL STATUS REPORT

(Short Form)

(Follow instructions on the back)

1. Federal Agency and Organizational Element to Which Report is Submitted USEPA		2. Federal Grant or Other Identifying Number Assigned By Federal Agency XP98722201		OMB Approval No. 0348-0038	Page of 1 of 1 pages
3. Recipient Organization (Name and complete address, including ZIP code) Camden County 1 Court Circle NW, Suite #1 Camdenton, Missouri 65020					
4. Employer Identification Number 32-0131517		5. Recipient Account Number or Identifying Number XP98722201		6. Final Report <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
7. Basis <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual					
8. Funding/Grant Period (See instructions) From: (Month, Day, Year) 10/1/2002		To: (Month, Day, Year) 9/30/2006		9. Period Covered by this Report From: (Month, Day, Year) 1/1/2005	
				To: (Month, Day, Year) 4/20/2006	
10. Transactions:			I Previously Reported	II This Period	III Cumulative
a. Total outlays			0.00	3,237,286.18	3,237,286.18
b. Recipient share of outlays			0.00	2,767,661.33	2,767,661.33
c. Federal share of outlays			0.00	469,624.85	469,624.85
d. Total unliquidated obligations					0.00
e. Recipient share of unliquidated obligations					0.00
f. Federal share of unliquidated obligations					0.00
g. Total Federal share (Sum of lines c and f)					469,624.85
h. Total Federal funds authorized for this funding period					469,624.85
i. Unobligated balance of Federal funds (Line h minus line g)					0.00
11. Indirect Expense					
a. Type of Rate (Place "X" in appropriate box) <input type="checkbox"/> Provisional <input type="checkbox"/> Predetermined <input type="checkbox"/> Final <input type="checkbox"/> Fixed					
b. Rate		c. Base		d. Total Amount	
				e. Federal Share	
12. Remarks: Attach any explanations deemed necessary or information required by Federal sponsoring agency in compliance with governing legislation.					
13. Certification: I certify to the best of my knowledge and belief that this report is correct and complete and that all outlays and unliquidated obligations are for the purposes set forth in the award documents.					
Typed or Printed Name and Title Carolyn F. Loraine, Presiding Commissioner				Telephone (Area code, number and extension) 573-346-4440 ext.1244	
Signature of Authorized Certifying Official 				Date Report Submitted April 20, 2006	

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

NOTE

Date: October 16, 2006

Subject: Project Officer File
Camden Co. EPA Grant No. XP987222 01

From: Donald Gibbins

To: Carolyn F. Loraine

Attached as requested is a copy of the file information that was provided to Lathrop & Gage, including a copy of their letter of request.

Attachment

FILE COPY



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

September 19, 2006

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Camden County Commission
Grant Agreement: XP-98722201

Carolyn F. Loraine, Presiding Commissioner
Camden County Courthouse
1 Court Circle, Suite 1
Camdenton, Missouri 65020

Dear Ms. Loraine,

I have reviewed the July 2006 report from Leon Snead & Company, P.C., on the results of their limited scope review of the Camden County Commission's financial management system for managing Environmental Protection Agency (EPA) grant funds. The review was conducted March 21, 2006 to March 23, 2006 in Camdenton, Missouri. The review objectives were to assess the effectiveness of the Commission's internal controls, and determine if its financial management system met the requirements outlined in the Code of Federal Regulations (CFR), Office of Management and Budget (OMB) cost principles, and the terms and conditions of EPA assistance agreements. The review disclosed three system weaknesses. I have taken into account your response to the review dated June 27, 2006. This is my initial determination based on the report.

Unsupported Costs

The auditors reported that in December 2005, the Camden County Commission disbursed federal funds totaling \$141,893 to the Lake of the Ozarks Council of Local Governments for preliminary project costs, without sufficient documentation to show the funds were disbursed for grant purposes. I concur with the finding. 40 CFR Part 31.20, Standards for Financial Management Systems, details that grantees and subgrantees must maintain records which adequately identify the source and application of funds provided for the financially assisted activities, and that fiscal control and accounting procedures must be sufficient to permit the tracing of funds to a level of expenditures adequate to establish that such funds have not been used in violation of the restrictions and prohibitions of applicable statutes.

In October 2005, the Camden County Commission reimbursed EPA \$63,744 of the total \$141,893 unsupported costs. The auditors reported the remaining \$78,149 was still not adequately supported at the time of their review. Though this issue was discussed in August 2006, this letter is a formal request for the Camden County Commission to provide adequate documentation to support the validity, allowability, and eligibility, of the remaining \$78,149 claimed as a grant expense and paid to the Lake of the Ozarks Council of Local Governments. Otherwise, EPA must request reimbursement of \$78,149 as unsupported federal funds received.

Inadequate Federal Reporting

The auditors reported that the Camden County Commission did not prepare and submit all required federal financial reports or minority/woman business enterprise utilization reports on a timely basis. I concur with the finding. 40 CFR 31.41, Financial Reporting, requires grantees submit the following reports to EPA annually: Financial Status Reports, Federal Cash Transaction Reports, and MBE/WBE Utilization under Federal Grants reports. The auditors reported none of these required reports had been prepared and submitted to EPA. Though EPA has received a few of the required reports, I concur with the finding, and require the Camden County Commission to develop and implement controls and procedures that ensure all required federal reports are accurately prepared and timely submitted. Please provide documentation of the policies, procedures, and controls you have established to ensure required federal reports are prepared and submitted to EPA in accordance with federal regulations.

Inaccurate Grant Budget:

The auditors reported that the original grant agreement itemized budget had not been revised when the scope of work on the grant was reduced. The auditors noted some projects were revised, but not the grant budget. I concur with the finding; an official revised grant budget should be requested. Once this request is received and approved, a grant amendment will be processed to incorporate these changes. Please work with your EPA Project Officer to formally amend the grant scope and approved budget.

Please provide the requested documents, and complete the requested actions, within 30 days of the receipt of this letter. If you have any questions concerning this matter, please contact me or the member of my staff most familiar with this decision, Kathy Finazzo, at (913) 551-7833.

Sincerely yours,



Karen Sherrill
Grants Management Official

cc: Chet Pleban

ecc: Kathy Finazzo/RFMB
Carla Kohler/RFMB
Debbie Titus/RFMB
Donald Gibbins/WWPD
Pradip Dalal/WWPD



Don
Gibbins/WWPD/R7/USEPA/U
S
08/30/2006 08:52 AM

To Karen EPA, Debbie EPA, Kathy
Finazzo/PLMG/R7/USEPA/US
cc
bcc

Subject Fw: Camden Co reporting requirements

The messages below are for your info regarding the Camden Co. grant review findings.

----- Forwarded by Don Gibbins/WWPD/R7/USEPA/US on 08/30/2006 08:49 AM -----



Don
Gibbins/WWPD/R7/USEPA/U
S
08/30/2006 08:49 AM

To Joy Reven <joy.reven@dnr.mo.gov>
cc

Subject Re: Camden Co reporting requirements

They just need to submit one of each that they have not been submitting to cover the period not previously reported on to bring them up to date. I had advised Traci that the performance reports should go to MDNR for review and filing since you all are managing the projects for EPA and maintaining an EPA file.

Let me know if you have any further questions.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Joy Reven <joy.reven@dnr.mo.gov>



Joy Reven
<joy.reven@dnr.mo.gov>
08/28/2006 04:59 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc

Subject Camden Co reporting requirements

Don, Carolyn Lorraine said in our meeting last Thursday that the examiner had mentioned that the county was not complying with the reporting requirements of the grant. Your best advice on how to get the county into compliance is deeply appreciated.

As near as I can tell, there are 3 reports needed:

1. Form 5700-52A -- MBE/WBE Utilization Under Federal Grants... Report quarterly to EPA. I don't know if any of these were ever submitted.
2. Quarterly performance reports
3. Financial status reports. I think Camden County has been doing these for at least the last quarter or two.



Don
Gibbins/WWPD/R7/USEPA/U
S
08/24/2006 11:43 AM

To William Spratlin/WWPD/R7/USEPA/US, Pradip Dalal
cc
bcc
Subject Fw: Camden Co. Discussion

Below is the discussion Camden Co. has made regarding the undocumented/unallowable pre-award costs.

Donald E. Gibbins
Telephone #: 913-551-7417

----- Forwarded by Don Gibbins/WWPD/R7/USEPA/US on 08/24/2006 11:42 AM -----



Don
Gibbins/WWPD/R7/USEPA/U
S
08/24/2006 11:39 AM

To Karen EPA
cc Debbie Titus/PLMG/R7/USEPA/US@EPA, Kathy
Finazzo/PLMG/R7/USEPA/US@EPA, Carla
Kohler/PLMG/R7/USEPA/US@EPA
Subject Camden Co. Discussion

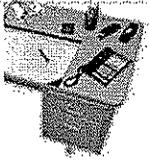
At the end of the Camden Co. meeting, with all still present, Carolyn Loraine tried to call Debbie to advise her regarding their decision. Since she was not in, they asked for me.

They don't want to delete the pre-award costs from the grant, for fear that it may effect their lawsuit, so they want EPA to send what Carolyn called a "demand letter" requesting repayment of the funds. I told them I would let you know.

Let me know if you have any questions.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



Karen
Sherrill/PLMG/R7/USEPA/US
08/23/2006 11:31 AM

To Martha Cuppy/PLMG/R7/USEPA/US@EPA
cc Carla Kohler/PLMG/R7/USEPA/US@EPA
bcc Don Gibbins/WWPD/R7/USEPA/US
Subject Information Requested for the new RA

Hi Martha -

Below is the information you requested concerning Camden County and grants/cooperative agreements.



Camden County Fact Sheet.doc



Grants and Cooperative Agreements.doc

Let me know if you need anything else.

Karen

Karen L. Sherrill, EPA Region 7
Grants Management Officer
(913) 551-7461
(913) 551-9461 (fax)
sherrill.karen@epa.gov

Grantee: Camden County Commission

Camdenton, Missouri

Assistance Number: XP 987222 01

Type of Grant: Congressional Earmark for infrastructure improvements to sewer systems located in Camden County, Missouri

History: This grant was awarded on October 1, 2004, in the amount of \$1,455,000 [federal share], with a project end date of June 30, 2007. The original project is valued at \$24,774,000, with the level of federal participation at approximately 6 percent of total project costs.

Issue: On March 21-23, 2006, the HQ Office of Grants & Debarment contractor, Leon Snead & Company, conducted a limited scope review of the Camden County Commission financial management system to ensure compliance with regulatory administrative grant requirements. This review questioned pre-award costs associated with a contract issued by the County to the Lake of the Ozarks Council of Governments and the Missouri Engineering Corporation for preliminary engineering services due to lack of supporting documentation. The report requested EPA to recover funds in the amount of \$78,149 for these unsupported costs. The County has filed a lawsuit against both contractors for recovery of this amount. This action is pending.

Note: The HQ review erred in the amount of reported unsupported costs. The correct amount is \$77,909.

EPA Action: Regional Representatives (Grants Officer, Project Officer, Grant Specialist, and Audit Liaison) contacted Carolyn Loraine, Camden County Commissioner, on August 18, 2006, to discuss options for resolving this review finding, including:

- Eliminating the pre-award costs from the approved work plan and substituting other allowable costs [which have been incurred but not billed]
- Eliminating the pre-award costs from the approved work plan and, in the event the County did not have other allowable unbilled costs, setting them up on a payment plan which would reduce future draws by a small percentage until the \$77,909 is repaid,
- Keeping the pre-award costs in the work plan, and in the absence of the City providing us additional supporting documentation for the contracts, disallowing the costs and requiring the City to repay the \$77,909 [this would result in the City owing interest on the repayment]
- Likelihood of the City prevailing on their lawsuit against the Lake of the Ozarks Council of Governments and the Missouri Engineering Corporation and recovering either the supporting documentation or the \$77,909.

Next Steps: The County is meeting with representatives from the Missouri Department of Natural Resources (EPA's agent for this grant) tomorrow, Thursday, August 24, 2006, to discuss these options and will respond to EPA by the end of the week regarding their decision.

Once the County's decision is made, EPA will issue a Final Determination Letter with the Agency's final position regarding the unsupported costs.

Congressional Interest: EPA Office of External Programs (OEP), has been contacted by staffers from Congressman Bond's office regarding this grant. On August 18, 2006, OEP, along with the Regional Project Officer and the Grants Officer responded to the call, explained the process for resolution, and committed to providing the Congressman's office a copy of the Final Determination Letter when it is issued.

Freedom of Information Request A Freedom of Information request has been received from Lathrop and Gage by the OEP mid-July, both the Program Office (Water, Wetlands & Pesticide Division) and the Grants Office provided copies of requested file documents.



Don
Gibbins/WWPD/R7/USEPA/U
S
08/22/2006 02:51 PM

To Karen EPA, Debbie EPA, Kathy
Finazzo/PLMG/R7/USEPA/US
cc
bcc

Subject Fw: Camden County STAG overpayment

This sure appeared in the paper quickly. (As far as I know, it is not a conference call but a meeting, and EPA will not be there.)

----- Forwarded by Don Gibbins/WWPD/R7/USEPA/US on 08/22/2006 02:47 PM -----



Joy Reven
<joy.reven@dnr.mo.gov>
08/22/2006 02:32 PM

To nonie.dudley@mo.usda.gov, Don
Gibbins/WWPD/R7/USEPA/US@EPA
cc

Subject Camden County STAG overpayment

More Camden County stuff

Camden seeks a way to repay EPA \$70,000

By Joyce L. Miller/Lake Sun

Published: Monday, August 21, 2006 7:12 PM CDT

[E-mail this story](#) | [Print this page](#)



CAMDEN COUNTY - Officials are hoping to work out an agreement with the Environmental Protection Agency over the repayment of more than \$70,000 in grant money for engineering services turned over to the Lake of the Ozarks Council of Governments.

So far, LOCOLG has not provided documentation to the county or its attorney to adequately document where the funds ended up.

Although Camden County has filed suit against LOCOLG and the engineering firm involved in the disputed funds the EPA is telling the county the money has to be repaid



A conference call has been scheduled for later this week between county officials representatives of the EPA, Missouri Department of Natural Resources, engineers for the Normac and Camelot Sewer Districts and a representative of the United States Department of Agriculture Rural Development program

Presiding Commissioner Carolyn Loraine said EPA has been willing to work with the county and she does not expect that to change. Camden County has already repaid more then \$60,000 to EPA.

Last year, the county commission appointed engineers to oversee the development of the two sewer projects after

running into problems with LOCOLG



In the meantime, Howard R. Green, the engineering firm that allegedly employed the engineer who worked with the LOCOLG, has countersued Camden County for breach of contract

County officials said they were anticipating the lawsuit and it did not come as a surprise

Contact this reporter at joycem@lakesunleader.com

Joy Reven

DNR, Water Protection Program

573-751-2735, Fax 573-751-9396



Doug Garrett
<doug.garrett@dnr.mo.gov>
08/21/2006 10:12 AM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc Joy Reven <joy.reven@dnr.mo.gov>, Karen
Sherrill/PLMG/R7/USEPA/US@EPA
bcc
Subject Re: Camden Co EPA overpayment

Don, thanks for the update. This really helps.

Gibbins.Don@epamail.epa.gov

08/21/2006 08:04 AM

"Doug Garrett" <doug.garrett@dnr.mo.gov>, "Joy Reven"
To <joy.reven@dnr.mo.gov>
cc Sherrill.Karen@epamail.epa.gov
Subject Re: Camden Co EPA overpayment

I participated Friday afternoon at 2:00 in a call to Camden Co. with Karen Sherrill (our grants management official), Debbie Titus (grant specialist for Camden Co.), and Kathy Finazzo (our audit resolution person).

They advised the County that we had no choice but to disallow the costs because of lack of substantiation. They told them if we just asked for the funds back, they would have 30 days, and after that, interest would begin to accrue. Another option would be for the County to ask us to remove those contracts from the scope of the grant. That would resolve the review finding, and then the problem would become an overdraw situation. We are able to negotiate the method of repayment, such as reducing the percent EPA payment on future draws until the overdraw is repaid, and that would not involve any interest.

Carolyn Loraine advised she would get together with the consultants this week to see where the money could come from, and get back to us. That is probably the meeting Joy is scheduled to attend Wednesday.

The review was not actually an audit. Our HQ has a consultant doing grant reviews to determine the overall level of grantee compliance with grant requirements. When the report was issued as final, HQ sent it to the Region for resolution. I met with the those mentioned above, plus our comptroller, Friday at 10:00 to discuss our options. At the end of that meeting, they decided to call the County that afternoon. That's why I had not yet communicated with you all about what was going on.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Doug Garrett
<doug.garrett@dn
r.mo.gov>

08/18/2006 04:58
PM

To
Joy Reven <joy.reven@dnr.mo.gov>
cc
Don Gibbins/WWPD/R7/USEPA/US@EPA
Subject
Re: Camden Co EPA overpayment

Do we know the status of the EPA audit? Strange that they would get the final letter without Don alerting us.

Joy Reven/WPCP/DEQ/MODNR

08/18/2006 04:41 PM

To
Doug
Garrett/WPCP/DEQ/MODNR@MODNR
cc
Gibbins.Don@epamail.epa.gov
Subject
Camden Co EPA overpayment

I am meeting with Camden Co next Wednesday. I had a message from them that EPA wants the money back. The meeting is with Tim and the County Commissioners as well as the consultants for Normac and Camelot (Darren Krehbiel and Stan Schultz).

Doug, I'm wondering is Dave Shorr found out where the money paid to the LOLCOG actually went. Should I mention this in the meeting? Your thoughts, please.

Don, I'll call you on Monday. thanks.

Joy Reven
DNR, Water Protection Program
573-751-2735, Fax 573-751-9396



Don
Gibbins/WWPD/R7/USEPA/U
S

08/21/2006 08:44 AM

To Karen EPA, Kathy Finazzo/PLMG/R7/USEPA/US, Debbie
EPA

cc

bcc

Subject Camden Co.- Max % on Future Draws to Repay

FYI

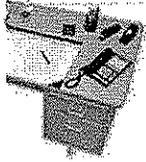
The Camden Co. STAG grant currently has \$965,375.15 available. Subtracting the overdraw, \$77,909.70, from the grant funds available equals \$887,465.45, which is the actual grant funds available. Dividing the grant funds available (965,375.15) by 55%, equals \$1,755,227.55, which is the remaining project costs that we would normally participate in at 55%. Dividing the actual grant funds available (887,465.45) by \$1,755,227.55 equals 50.56%. As a check, 4.44% (minimum % withheld on future draws) times remaining project costs of \$1,755,227.54 equals \$77,932.10, which slightly exceeds amount of overdraw.

Unless my logic is off, 50.56% is the maximum we could allow on future draws and still recover all the overdraw by the end of the grant.

Let me know if you have any questions.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



Karen
Sherrill/PLMG/R7/USEPA/US
08/09/2006 01:51 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc Carla Kohler/PLMG/R7/USEPA/US@EPA, Kathy
Finazzo/PLMG/R7/USEPA/US@EPA, Pradip
Dalal/WWPD/R7/USEPA/US@EPA
bcc

Subject Re: ACTION REQUIRED: final onsite report for the Camden
County Commission

History: This message has been replied to.

Don -

Since the grantee is way overmatched, I'm not sure what the advantage is of retaining the pre-award costs which at best are questionable and instead moving the costs to other portions of the project which are "unfunded" to allow for the inclusion of the pre-award costs. Either way, the City will need to recover the funds from the Lake of the Ozarks Council of Governments and the Missouri Engineering Corporation. Deleting the pre-award costs will remove our having to keep the grant open for the outcome of the litigation plus will take away another decision at the end of the litigation. This project expires 6/20/2007, so if we keep the pre-award costs in are you planning to extend the budget and project period pending the outcome of the litigation [which as we know can drag on for many years]?

Let's set up a meeting between you, Kathy and myself to discuss further. We need to get this limited scope review resolved and I realize this is your call as the PO.

Karen

Karen L. Sherrill, EPA Region 7
Grants Management Officer
(913) 551-7461
(913) 551-9461 (fax)
sherrill.karen@epa.gov
Don Gibbins/WWPD/R7/USEPA/US



Don
Gibbins/WWPD/R7/USEPA/US
08/09/2006 12:55 PM

To Kathy Finazzo/PLMG/R7/USEPA/US@EPA
cc Carla Kohler/PLMG/R7/USEPA/US@EPA, Karen
Sherrill/PLMG/R7/USEPA/US@EPA, Pradip
Dalal/WWPD/R7/USEPA/US
Subject Re: ACTION REQUIRED: final onsite report for the Camden
County Commission

During the application process, I approved the preaward costs in question. There is no basis for just deleting the contracts from the grant. These kinds of pre-award costs are allowed in the national guidelines for STAG earmarks.

The issue is whether the costs can be substantiated. If the Region agrees with the finding that the costs are not allowable due to lack of documentation, then we should request repayment.

Since the County has filed in court to recover the costs, I believe we should delay requiring repayment. If they win the case, then repayment should be made. If the court finds against the County, i.e., that the costs are justified and the contractors need not repay, then I believe we should accept the costs as allowable based on the court decision, and not require grant repayment.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB

901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Kathy Finazzo/PLMG/R7/USEPA/US



Kathy
Finazzo/PLMG/R7/USEPA/US

08/09/2006 09:03 AM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc Carla Kohler/PLMG/R7/USEPA/US@EPA, Karen Sherrill/PLMG/R7/USEPA/US@EPA
Subject Re: ACTION REQUIRED: final onsite report for the Camden County Commission

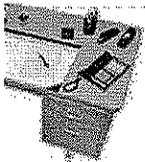
Don -

Will you please review the email chain below and then give me a call ?

Thank you,

Kathy
x7833

Karen Sherrill/PLMG/R7/USEPA/US



Karen
Sherrill/PLMG/R7/USEPA/US

08/09/2006 08:58 AM

To Kathy Finazzo/PLMG/R7/USEPA/US@EPA
cc Carla Kohler/PLMG/R7/USEPA/US@EPA
Subject Re: ACTION REQUIRED: final onsite report for the Camden County Commission

Sounds like a good approach.

Karen

Karen L. Sherrill, EPA Region 7
Grants Management Officer
(913) 551-7461
(913) 551-9461 (fax)
sherrill.karen@epa.gov
Kathy Finazzo/PLMG/R7/USEPA/US



Kathy
Finazzo/PLMG/R7/USEPA/US

08/09/2006 08:54 AM

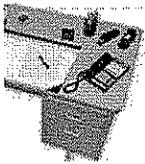
To Karen Sherrill/PLMG/R7/USEPA/US@EPA
cc Carla Kohler/PLMG/R7/USEPA/US@EPA
Subject Re: ACTION REQUIRED: final onsite report for the Camden County Commission

What do you think about having then greatly reduce the scope of the grant? The 'federal project' as awarded is a 24 million dollar project - but to justify the amount of federal funds available and awarded - they only needed a 'federal project' of \$2,645,454 . If they reduce the scope of the federal project they could exclude all preliminary phase work. If you are agreeable to looking down that path - I could talk with Don and see if they've completed enough work to justify the \$489,624.85 that they have drawn to date - (they would roughly need only one million of allowable, eligible - 'good' expenses) - If not - they have unsupported costs, and we'd have to ask for them to return the money.

As for the other findings - we will request they submitted the required federal reports. The last issue - would resolve itself with a revised grant/scope.

Let me know your thoughts.

Kathy
Karen Sherrill/PLMG/R7/USEPA/US



Karen
Sherrill/PLMG/R7/USEPA/U
S
08/09/2006 08:07 AM

To Kathy Finazzo/PLMG/R7/USEPA/US@EPA
cc Carla Kohler/PLMG/R7/USEPA/US@EPA
Subject ACTION REQUIRED: final onsite report for the Camden
County Commission

Kathy -

Please provide me with Carla and myself with an update on where you are with resolving this limited scope review. Carla needs an update to provide information to Martha since this is getting calls from Senator Bonds office. Please let me know if I can be of assistance.

Thanks

Karen

Karen L. Sherrill, EPA Region 7
Grants Management Officer
(913) 551-7461
(913) 551-9461 (fax)
sherrill.karen@epa.gov

----- Forwarded by Karen Sherrill/PLMG/R7/USEPA/US on 07/31/2006 05:33 PM -----



Karen
Sherrill/PLMG/R7/USEPA/U
S
07/18/2006 12:01 PM

To Kathy Finazzo/PLMG/R7/USEPA/US
cc Carla Kohler/PLMG/R7/USEPA/US@EPA, Debbie
Titus/PLMG/R7/USEPA/US@EPA, Robert
Bukaty/PLMG/R7/USEPA/US@EPA
Subject Fw: final onsite report for the Camden County Commission

Kathy -

Below is a report conducted by the EPA Contractors which needs to be resolved. Our formal response is required to be posted into the grantee compliance database upon resolution. In addition, HQ is also requesting all A-133 audit responses be posted in the grantee compliance database to aid the Agency in their post award management. Please let me know if you need Rob's help in accessing the Grantee

Compliance Database.

Thanks,

Karen

Karen L. Sherrill, EPA Region 7
Grants Management Officer
(913) 551-7461
(913) 551-9461 (fax)
sherrill.karen@epa.gov

----- Forwarded by Karen Sherrill/PLMG/R7/USEPA/US on 07/18/2006 12:00 PM -----

Joseph Lucia/DC/USEPA/US

To Karen Sherrill/PLMG/R7/USEPA/US@EPA

07/18/2006 11:17 AM

cc Glen Langlois/DC/USEPA/US@EPA

Subject final onsite report for the Camden County Commission

Hello Karen:

Attached is our contractors final report with the Camden County Commission's response to the onsite review that your office ordered in CY05.



Camden County Commission 706LS fnl R7.pdf

Please review the final report and if the grantees response is satisfactory to you, please send a closeout letter to the grantees, post it to the compliance database and closeout the database report.

If not, please correspond with the grantee to resolve any outstanding issues and take any corrective action your office may deem appropriate, then post a closeout letter to the database.

Heres a link to the database entry >> 

Thanks Joe Lucia
EPA/OARM/OGD/Grants Admin. Div.
202-564-5378
lucia.joseph@epa.gov



Joy Reven
<joy.reven@dnr.mo.gov>
07/12/2006 09:38 AM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc Joe Boland <joe.boland@dnr.mo.gov>
bcc

Subject Newspaper article on Camden Co (STAG)

History

This message has been forwarded.

Don, this is from our daily clips. FYI

Joy Reven
DNR, Water Protection Program
573-751-2735, Fax 573-751-9396

----- Forwarded by Joy Reven/WPCP/DEQ/MODNR on 07/12/2006 09:36 AM -----

Where's the money?

EPA may ask Camden County to repay another \$70K; lake Council of Local Governments snubs Missouri Sunshine Law

By Joyce L. Miller/Lake Sun

Published: Wednesday, July 12, 2006 12:48 AM CDT

[E-mail this story](#) | [Print this page](#)



CAMDENTON - County commissioners have scheduled a meeting with the attorney handling the review of the Lake of the Ozarks Council of Local Governments to discuss what appears to be the latest attempt by the taxsupported agency to circumvent Missouri Sunshine Law requests

The notice posted late Monday afternoon indicated the commission would be meeting with Ivan Schraeder the attorney hired several months ago by the Camden County Commission to review the records of LOCOLG.

The move to review the records was prompted by criticism of the way the agency is operating from a number of sources.



The notice listed the possibility of a closed meeting to discuss potential litigation

Presiding Commissioner Carolyn Loraine called the meeting after being notified that LOCOLG voted last week to close their records and re-affirmed their support of Director Jim Dickerson.

The council has hired the law firm of Lathrop and Gage to represent it



[Redacted]

Miller County Presiding Commissioner Tom Wright, who serves as a member of the LOCOLG, confirmed the actions of the council. Wright said the action was taken during a closed session.

Camden County did not have a representative at the meeting.

In a separate action, the Camden County Commission is also pursuing documentation of more than \$70,000 of grant money issued by the Environmental Protection Agency that was paid to LOCOLG for sewer projects.

[Redacted]

Camden County has sent a demand letter to the council and the engineer who worked on the grant asking for documentation.

The county may be forced to repay the money if they are unable to document completed work.

The council ran into problems in 2005 when the Camden County Commission stepped in and took over management of two large sewer grants LOCOLG had been administering. Those grants included the EPA funds.

[Redacted]

Camden County has already repaid approximately \$63,000 to EPA for engineering and administrative services that could not be documented.

The council is responsible for administering a number of economic and workforce development programs through various grants under the federal Economic Development Agency. It is governed by a board of directors.

At one time, Camden, Laclede, Miller, Morgan and Pulaski counties belonged to the council. Pulaski County dropped out of LOCOLG and joined a neighboring regional planning council.

[Redacted]

Contact this reporter at joycem@lakesunleader.com



Don
Gibbins/WWPD/R7/USEPA/US
S
06/06/2006 10:17 AM

To Joy Reven <joy.reven@dnr.mo.gov>
cc Karen Sherrill/PLMG/R7/USEPA/US, Kathy
Finazzo/PLMG/R7/USEPA/US@EPA
bcc
Subject Re: Fw: Camden Co STAG pre-award costs

The only other thing I can think of is copies of the contracts that the invoices were based on. I shared what you faxed me with Kathy Finazzo, who is involved in audit resolution in our management division, and she said in an e-mail to me I hope Camden County has additional documentation to support the expenditure of \$141,654. Karen Sherrill, our grants management official, is out until Thursday. She was the grants specialist on this grant in the beginning. I will see if I can talk to her and Kathy on Thursday or Friday about what we can do at this point. (HQ has not been involving the regions in these audits until after the final report comes out.)

Donald E. Gibbins
Telephone #: 913-551-7417

Joy Reven <joy.reven@dnr.mo.gov>



Joy Reven
<joy.reven@dnr.mo.gov>
06/05/2006 04:02 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc Traci Newberry <traci.newberry@dnr.mo.gov>
Subject Fw: Camden Co STAG pre-award costs

What do you think, Don? Thanks.

Joy Reven
DNR, Water Protection Program
573-751-2735, Fax 573-751-9396

----- Forwarded by Joy Reven/WPCP/DEQ/MODNR on 06/05/2006 04:02 PM -----
"Lorraine, Carolyn" <Carolyn_Lorraine@camdenmo.org>

06/05/2006 03:56 PM

To "Joy Reven" <joy.reven@dnr.mo.gov>
cc
Subject RE: Camden Co STAG pre-award costs

Joy....the EPA auditor has already seen the invoices that you just faxed to me....apparently he did not think they were adequate. Please advise, Carolyn

-----Original Message-----

From: Joy Reven [mailto:joy.reven@dnr.mo.gov]
Sent: Monday, June 05, 2006 3:02 PM
To: Lorraine, Carolyn; Gibbins.Don@epamail.epa.gov
Cc: Traci Newberry
Subject: Camden Co STAG pre-award costs

Don, I am faxing you a letter dated 5-18-06 concerning the EPA audit conducted in Camden Co. on March 21 through 23, 2006. One audit finding was that the documentation for the pre-award costs was inadequate and that \$78,149 be refunded to EPA.

I'm also sending 3 invoices to support the \$141,654 in costs. (Carolyn, I'm also faxing these 3 invoices to you).

Don, any advice on this would be appreciated. Thanks.

Joy Reven
DNR, Water Protection Program
573-751-2735, Fax 573-751-9396



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON

Post-It® Fax Note 7671		Date 6.5.06	pages 5
To Don Gibbias	From Jay Raven		
Co./Dept.	Co.		
Phone #	Phone #		
Fax # 913 551 9417	Fax #		

MAY 16 2006

Carolyn Loraine, County Commissioner
Camden County Courthouse
1 Court Circle
Camdenton, MO 65020

OFFICE OF
ADMINISTRATION
AND RESOURCES
MANAGEMENT

Dear Ms. Loraine:

Leon Snead & Company, PC completed a limited scope review of the Camden County Commission financial management system for managing Environmental Protection Agency (EPA) Grant funds. The review was requested by EPA and conducted on March 21 through March 23, 2006.

The review disclosed three system weaknesses that need improvement for compliance with EPA grant requirements. The system weaknesses noted during the review are addressed in the enclosed report. Please review the findings and recommendations and provide a response on the corrective actions taken to correct the system weaknesses. Your response should indicate what corrective actions you have taken or contemplate to implement the recommendations. If corrective actions have not already taken place, please provide projected dates when corrective actions will be completed.

Please submit your response to Mr. Leon Snead at the following address by June 28, 2006. You may also send a copy of the response to my attention at the address shown below:

Leon Snead & Company, P.C.
416 Hungerford Drive, Suite 400
Rockville, MD 20850

U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W. (3903R)
Washington, DC 20460
Attn: Glen Langlois

We appreciate the assistance received from all of your staff members during the onsite review.

Sincerely,

Glen Langlois, Compliance Officer
Policy, Information & Training Branch
Office of Grants and Debarment

Enclosure

RESULTS OF REVIEW

A. Unsupported Costs

In December 2002, the Commission disbursed funds totaling \$141,893 to the Lake of the Ozarks Council of Local Governments (Council) for preliminary costs without sufficient documentation to show the funds were disbursed for grant purposes.

OMB Circular A-87, Attachment A Paragraph C. 1. j. Basic Guidelines, states that for costs to be allowable under Federal awards, the costs must be adequately documented. To meet this requirement, an agreement dated January 7, 2002 was signed by the Commission and the Council for professional administrative services in all phases of the project. Section 4 of this agreement required the Council to submit monthly statements for services provided and expenses incurred at the time of the billing. In addition, on January 7, 2002, the Camden County Court and the Missouri Engineering Corporation signed an agreement in which the Corporation was to conduct preliminary investigations, prepare preliminary drawings, provide a preliminary itemized list of probable construction costs effective as of the date of the preliminary report, and submit a preliminary engineering report following FmHA instructions and guidelines. This agreement also required itemized billings each month.

Our review of the \$141,893 payment to the Council showed that it included amounts reimbursed to the Missouri Engineering Corporation, based upon a one time billing of \$141,654 that did not meet the agreement's requirement for itemized statements.

In September 2005, the Commission was notified by the Missouri State Department of Natural Resources that the ability to receive grant funding from EPA was suspended in March 2003 due to an overpayment of \$63,744, the Commission's matching funds requirement from the December 2002 payment of \$141,893 to the Council. On October 5, 2005, the Commission reimbursed EPA \$63,744 to ensure that future grant funding could be received. The remaining \$78,149 continues to be unsupported because neither the Council nor the Missouri Engineering Corporation provided monthly itemized statements for services provided and expenses incurred.

Recommendation

The Presiding Commissioner should reimburse EPA for the remaining \$78,149 or require the Lake of the Ozarks Council of Local Governments and the Missouri Engineering Corporation to provide detailed monthly statements indicating services provided and expenses incurred as required by the agreements dated January 7, 2002.

BARBARA BOHLEY
BLB & ASSOCIATES5641 MIDNIGHT PASS RD
908
SARASOTA FL 34242
(941) 346-8531P O BOX 1027
ROLLA, MO 65402
(573) 578-0938

September 3, 2002

Mr. Donald Gibbons E. Gibbons, Environmental Engineer
United States Environmental Protection Agency
Region VII
901 North 5th Street
Kansas City, Kansas 66101

Dear Mr. Gibbons:

Following are the pre-award costs for the Camden County Sanitary Sewer Project. These costs were incurred between April 2002 and August 2002. A portion of the match requirement is being billed to Camden County with the remainder being paid by the districts affected. Since cash flow is sometimes a problem with the county and the districts the contractors are willing to accept the EPA portion and at this point in time and will invoice the match entities work with them on arranging payment until sufficient funds are available. Both the engineering and administration services were procured using federal procurement standards.

Engineering services for completion of preliminary
engineering report and a portion of the facility plan
for the overall sewer district.

\$110,450.00

Preliminary administration , financial planning,
applications and bond financing.

\$ 31,204.00

Total pre-award costs requested

\$ 141,654.00

Please contact me if you have any questions, need additional documentation or invoices. I will be out of town from the 6th of September until the 10th. You can, however, reach me on my cell phone which is 573 578 0938. Thank you.

Sincerely,

Barbara Bohley

LOCLG

P O BOX 786
 115 WEST HWY 54
 CAMDENTON, MO 65020

Invoice

DATE	INVOICE #
12/4/2002	285

BILL TO
CAMDEN COUNTY 1 COURT CIRCLE CAMDENTON, MO 65020 ATTENTION: STEVE WEST

PAID

DESCRIPTION	AMOUNT
XP - 987222 - 01 Camden County Special Infrastructure Grant	
Engineering services for completion of preliminary engineering report and a portion of the facility plan for the overall sewer district	110,450.00
Preliminary administration, financial planning, applications and bond financing	31,204.00
Research, budget, application 463 hours	
Meeting, conference calls 131 hours	
394 hours @ \$1.50 = 31,185.00	
Copies 19.00	
Total 31,204.00	
THANK YOU.	
Total	\$141,654.00

Missouri Engineering Corporation
ENGINEERING CONSULTANTS

P.O. BOX 13
ROLLA, MISSOURI 65402 • PHONE: 573-364-4003

To Camden County Sewer District

DATE 8/6/2002

Engineering services for completion of preliminary engineering report
and a portion of the facility plan for the overall sewer district.

3095 Users Studied@\$30.00

92,850.00

Facility Plan-Camelot

11,000.00

Facility Plan- Climax Springs 60%

6,600.00

AMOUNT DUE

\$110,450.00



Joy Reven
<joy.reven@dnr.mo.gov>
06/05/2006 03:01 PM

To carolyn_lorraine@camdenmo.org, Don
Gibbins/WWPD/R7/USEPA/US@EPA
cc Traci Newberry <traci.newberry@dnr.mo.gov>
bcc

Subject Camden Co STAG pre-award costs

Don, I am faxing you a letter dated 5-18-06 concerning the EPA audit conducted in Camden Co. on March 21 through 23, 2006. One audit finding was that the documentation for the pre-award costs was inadequate and that \$78,149 be refunded to EPA.

I'm also sending 3 invoices to support the \$141,654 in costs. (Carolyn, I'm also faxing these 3 invoices to you).

Don, any advice on this would be appreciated. Thanks.

Joy Reven
DNR, Water Protection Program
573-751-2735, Fax 573-751-9396



Don
Gibbins/WWPD/R7/USEPA/U
S
05/15/2006 08:45 AM

To Carrie Schulte
cc Traci.Newberry@dnr.mo.gov, Richard.Harris@dnr.mo.gov
bcc
Subject Fw: EPA STAG - XP987222-01

FYI

----- Forwarded by Don Gibbins/WWPD/R7/USEPA/US on 05/15/2006 08:44 AM -----



Don
Gibbins/WWPD/R7/USEPA/U
S
05/15/2006 08:44 AM

To David Uhlig <david.uhlig@dnr.mo.gov>
cc Joy Reven <joy.reven@dnr.mo.gov>
Subject Re: EPA STAG - XP987222-01

Since we have one subdivision under construction on this grant, I checked my file to see what we did on it. It has been long enough that I did not remember that I accepted the RD environmental review on Sunny Slope. See the attached File Note which I previously provided to MDNR. As long as you get a copy of both the FONSI (which is not much of a document) and the Environmental Report (the basis of their decision), and then send them to me, I will accept the RD review for the other subdivisions.



File note.pdf

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

David Uhlig <david.uhlig@dnr.mo.gov>



David Uhlig
<david.uhlig@dnr.mo.gov>
05/12/2006 12:40 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc Joy Reven <joy.reven@dnr.mo.gov>
Subject EPA STAG - XP987222-01

For the NEPA portion of this project, I have been told they plan on using the Rural Development's format. Will you accept this format for the EPA STAG projects?

Dave

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

FILE NOTE

Date: November 2, 2004

Subject: Environmental Review for Camden County, Sunny Slope/Country Club Sewer District
as Required by the National Environmental Policy Act (NEPA)

From: Donald E. Gibbins, WWPD/WIMB
Environmental Engineer



File To: EPA Grant No. XP987222 01

The USDA, Rural Development is providing significant funding for the above-subject project, and issued a Finding of No Significant Impact (FONSI) dated March 19, 2003. That document and the accompanying Environmental Report evaluates the same project which is receiving a portion of the grant funding from the EPA special infrastructure grant awarded to Camden County. I have reviewed the Rural Development documents and find that it adequately addresses the environmental impacts of the project. The Rural Development documents are included in the Project Officer file.

This file note is to document that I, as the Project Officer, have chosen to accept the attached RD FONSI, and will not issue a separate EPA environmental review document.

Attachment

cc: Jeff Pinson, MDNR/WPP w/ attachment



Don
Gibbins/WWPD/R7/USEPA/US
S
05/15/2006 08:44 AM

To David Uhlig <david.uhlig@dnr.mo.gov>
cc Joy Reven <joy.reven@dnr.mo.gov>
bcc
Subject Re: EPA STAG - XP987222-01

Since we have one subdivision under construction on this grant, I checked my file to see what we did on it. It has been long enough that I did not remember that I accepted the RD environmental review on Sunny Slope. See the attached File Note which I previously provided to MDNR. As long as you get a copy of both the FONSI (which is not much of a document) and the Environmental Report (the basis of their decision), and then send them to me, I will accept the RD review for the other subdivisions.



File note.pdf

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

David Uhlig <david.uhlig@dnr.mo.gov>



David Uhlig
<david.uhlig@dnr.mo.gov>
05/12/2006 12:40 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc Joy Reven <joy.reven@dnr.mo.gov>
Subject EPA STAG - XP987222-01

For the NEPA portion of this project, I have been told they plan on using the Rural Development's format. Will you accept this format for the EPA STAG projects?

Dave



Don
Gibbins/WWPD/R7/USEPA/U
S
04/20/2006 08:29 AM

To Joy Reven
cc Pradip Dalal/WWPD/R7/USEPA/US
bcc
Subject Camden Co. Question

Camden Co should use the 269A (short form). Go to the following EPA web site. The instructions are on the second page. They can also call Luis Rivera (EPA Las Vegas) for help to complete the form. Let me know if you have any additional questions.

[http://epa.gov/region07/economics/pdf/Financial-Status-Report-short-form-\(SF-269A\).pdf](http://epa.gov/region07/economics/pdf/Financial-Status-Report-short-form-(SF-269A).pdf)

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

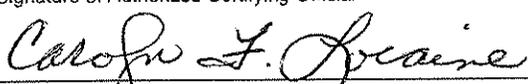
Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Annual

FINANCIAL STATUS REPORT

(Short Form)

(Follow instructions on the back)

1. Federal Agency and Organizational Element to Which Report is Submitted USEPA	2. Federal Grant or Other Identifying Number Assigned By Federal Agency XP98722201	OMB Approval No. 0348-0038	Page of <div style="display: flex; justify-content: space-between;"> 1 1 </div> pages
3. Recipient Organization (Name and complete address, including ZIP code) Camden County 1 Court Circle NW, Suite #1 Camdenton, Missouri 65020			
4. Employer Identification Number 32-0131517	5. Recipient Account Number or Identifying Number XP98722201	6. Final Report <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	7. Basis <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual
8. Funding/Grant Period (See instructions) From: (Month, Day, Year) 10/1/2002	To: (Month, Day, Year) 9/30/2006	9. Period Covered by this Report From: (Month, Day, Year) 1/1/2005	To: (Month, Day, Year) 4/20/2006
10. Transactions:	I Previously Reported	II This Period	III Cumulative
a. Total outlays	0.00	3,237,286.18	3,237,286.18
b. Recipient share of outlays	0.00	2,767,661.33	2,767,661.33
c. Federal share of outlays	0.00	469,624.85	469,624.85
d. Total unliquidated obligations			0.00
e. Recipient share of unliquidated obligations			0.00
f. Federal share of unliquidated obligations			0.00
g. Total Federal share (Sum of lines c and f)			469,624.85
h. Total Federal funds authorized for this funding period			469,624.85
i. Unobligated balance of Federal funds (Line h minus line g)			0.00
11. Indirect Expense	a. Type of Rate (Place "X" in appropriate box) <input type="checkbox"/> Provisional <input type="checkbox"/> Predetermined <input type="checkbox"/> Final <input type="checkbox"/> Fixed		
	b. Rate	c. Base	d. Total Amount
			e. Federal Share
12. Remarks: Attach any explanations deemed necessary or information required by Federal sponsoring agency in compliance with governing legislation.			
13. Certification: I certify to the best of my knowledge and belief that this report is correct and complete and that all outlays and unliquidated obligations are for the purposes set forth in the award documents.			
Typed or Printed Name and Title Carolyn F. Loraine, Presiding Commissioner		Telephone (Area code, number and extension) 573-346-4440 ext.1244	
Signature of Authorized Certifying Official 		Date Report Submitted April 20, 2006	

Dennis As...

Dennis As...
Annally

OMB APPROVAL NO. 0348-0003

FEDERAL CASH TRANSA

(See instructions on the back. If report is for more than one grant or assistance agreement, attach completed Standard Form 272A.)

1. Federal sponsoring agency and organizational element to which this report is submitted
USEPA

2. RECIPIENT ORGANIZATION

Name: **Camden County**

Number and Street: **#1 Court Circle N.W., Suite #1**

City, State and ZIP Code: **Camdenton, Missouri 65020**

4. Federal grant or other identification number
XP98722201

5. Recipient's account number or identifying number

6. Letter of credit number
77676

7. Last payment voucher number

Give total number for this period

8. Payment Vouchers credited to your account

9. Treasury checks received (whether or not deposited)

3. FEDERAL EMPLOYER IDENTIFICATION NO.

32-0131517

10. FROM (month, day, year)
7-01-2005

TO (month, day, year)
12-31-2005

11. STATUS OF FEDERAL CASH

(See specific instructions on the back)

a. Cash on hand beginning of reporting period	\$ 0.00
b. Letter of credit withdrawals	391,715.15
c. Treasury check payments	
d. Total receipts (Sum of lines b and c)	391,715.15
e. Total cash available (Sum of lines a and d)	391,715.15
f. Gross disbursements	391,715.15
g. Federal share of program income	
h. Net disbursements (Line f minus line g)	391,715.15
i. Adjustments of prior periods	
j. Cash on hand end of period	\$ 0.00

12. THE AMOUNT SHOWN ON LINE 11j, ABOVE, REPRESENTS CASH REQUIREMENTS FOR THE ENSUING

Days

13. OTHER INFORMATION

a. Interest income

\$

b. Advances to subgrantees or subcontractors

\$

14. REMARKS (Attach additional sheets of plain paper, if more space is required)

15. CERTIFICATION

I certify to the best of my knowledge and belief that this report is true in all respects and that all disbursements have been made for the purpose and conditions of the grant or agreement.

AUTHORIZED CERTIFYING OFFICIAL

SIGNATURE

Carolyn L. Loraine

TYPED OR PRINTED NAME AND TITLE

Carolyn Loraine, Presiding Commissioner

DATE REPORT SUBMITTED

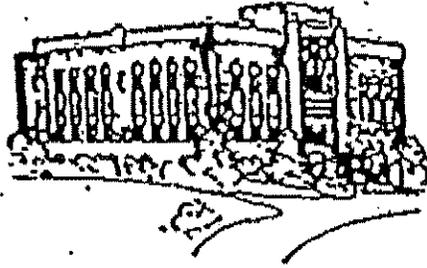
03/22/2006

TELEPHONE (Area Code, Number, Extension)

573-346-4440 ext.1244

THIS SPACE FOR AGENCY USE

Don Gibbins
(413) 551-9417



FAX COVER LETTER

Camden County Courthouse
#1 Court Circle N.W.
Camden, Mo. 65020

PHONE: 573-346-4440 Ext. 1247 FAX: 573-346-5181

SENDER: DeDe / Carolyn
FROM THE OFFICE OF: _____
THE FOLLOWING PAGES ARE FOR:
COMPANY: Jay Kern
ATTENTION: _____
CITY/STATE: _____
FAX #: _____

Total Number of Pages (Including Cover Letter): 4

Date: 3-21-04

**IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL US
BACK SO WE CAN RETRANSMIT.**

MEMO: _____

**LEON SNEAD
& COMPANY, P.C.***Certified Public Accountants
& Management Consultants*

416 Hungerford Drive, Suite 400
Rockville, Maryland 20850
301-738-8190
Fax: 301-738-8210
leonsnead.companypc@erols.com

March 17, 2006

Carolyn Loraine, County Commissioner
Camden County Commission
Camden County Courthouse
1 Court Circle
Camdenton, MO 65020

Dear Ms. Loraine:

Leon Snead & Company, P.C. has been engaged by the Environmental Protection Agency (EPA) to perform a limited scope management system review of EPA grant(s). The purpose of this letter is to confirm the date and time for the meeting at your office. As agreed during our telephone conversation, the meeting will be held on March 21, 2006, at 10:00 a.m. to begin our review of your organization's records in support of EPA grants. The auditor will be Floyd Deidiker. The review will take no longer than a week.

We request that the items on the enclosed be provided to us at the meeting. In addition, we request that the person or personnel that we will work with be available at the initial meeting.

We appreciate your cooperation and assistance during this review. If you have any questions or concerns, please call Floyd Deidiker or me at (301) 738-8190.

Sincerely,


Leon Snead
President

Enclosure

Joe Lucia 202-564-5378
Glen Langlios 202-564-5296
Two years

Enclosure

**Environmental Protection Agency
Limited Scope Financial Management System Review
Data Request**

Please have the following information, if applicable, available for review by Leon Snead & Company, P. C. audit staff.

1. EPA Grant agreements, including any amendments.
2. Organization Chart and Mission Statement.
3. Schedule of fixed assets acquired with grant funds.
4. Payroll registers for most recent 12-month period.
5. Organizational policies and procedures for:
 - Financial Management
 - Budgeting
 - Procurement
 - Accounts Payable
 - Payroll
 - Cash Management
 - Property.
6. Two most recent financial status reports and project status reports (SF 272, SF269, and other reports).
7. Description of accounting system.
8. General ledger for most recent 12-month period.
9. Indirect cost allocation plan.
10. Copies of independent audit reports for the past two years, management letters, and reports on Schedule of Federal Financial Assistance.
11. Bank reconciliation for the most recent three months.
12. A summary of active federally funded grants/projects showing total number of projects and total amounts by awarding Agency.

13. Most current budget vs. actual cost analysis.
14. List of any purchases for more than \$100,000.
15. List of any consultants and/or sub grantees employed under the EPA assistance agreements.
16. Most current MBE/WBE Utilizations Reports (EPA Form 5700-52A) for each EPA assistance agreement.



Don
Gibbins/WWPD/R7/USEPA/US

03/06/2006 01:40 PM

To dede_chasin@camdenmo.org
cc Traci.Newberry@dnr.mo.gov, Pradip Dalal/WWPD/R7/USEPA/US@EPA
bcc

Subject Payment Documentation Form for EPA Grant No. XP987222
01

I have created an Excel version of the payment documentation form that was previously provided to you by MDNR in paper format. It automatically performs calculations as you enter costs due to date and previous EPA payments, and it limits the total due from EPA to the grant amount. Attached is one for the subject grant. I have set it up for your 4th payment request and included the paid to date figure shown in our financial database after your 12/05 payment. If you use this form, you will need to include the costs already claimed under this grant or the figures will not be correct. That would include payments made for grant administration and engineering with EPA payment no. 1. If you need any help with the previous payment information, Traci Newberry with MDNR (573-526-0940) would be glad help you. I have also included the document in Word format in case you do not want to use Excel.

Let me know if you have any questions.



Payment #4 Camden Co.xls



Payment documentation form.doc

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



Don
Gibbins/WWPD/R7/USEPA/U
S
02/08/2006 02:12 PM

To Joy Reven
cc Pradip Dalal/WWPD/R7/USEPA/US
bcc
Subject Camden Co. DUNS Number

This message is in response to your voice mail message regarding the Camden County DUNS number.

Here is information I currently include in the grant authorization letter I send to each new grantee.

"The Office of Management and Budget (OMB) has determined that improved statistical reporting capabilities are needed for Federal grants. To provide a universal identifier, grantees are now required to provide in the application package a Dun and Bradstreet Data Universal Numbering System (DUNS) number. The OMB policy which established this requirement was published in Vol. 68, No. 124 of the Federal Register dated June 27, 2003. The Notice of Final Policy Issuance can be viewed at www.whitehouse.gov/omb/grants/grants_docs.html. A DUNS number can be obtained in one day, at no cost, by calling (866) 705-5711. A number can also be obtained at the website www.dnb.com, but this may take up to thirty days unless you pay a \$40 fee for one-day service. The September 2003 version of the Application for Federal Assistance (SF 424) has a location for the DUNS number in Item 5."

The DUNS number is a privately issued identifier for each particular entity, and that number remains theirs, so no the Camden Co number would not change. A public entity would use that number for any grant application to any federal program.

Camden County originally applied before the above requirement was in place, so unless they got a DUNS number for some other purpose, they probably do not have one.

Let me know if you have any additional questions.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



Don
Gibbins/WWPD/R7/USEPA/U
S

01/31/2006 10:03 AM

To Joy Reven

cc

bcc

Subject Camden Co. Payments

Attached is the current payment status for Camden Co. EPA Grant No. XP987222 01.



Camden Co payments.pdf

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

 **Document Review**

IFMS Document: GO XP98722201

01/31/06

Document Summary: General Ledger Entries

Doc Type: GO
 Doc No: XP98722201
 Vendor Code: 446000457AV
 GICS Grant No: 987222012
 GICS Budget Start Date: 04/01/2002
 GICS Budget End Date: 06/30/2007
 GICS Project Start Date: 04/01/2002
 GICS Project End Date: 06/30/2007

Order Date: 09/19/02
 Effective Date: 09/19/02
 Closed Date:
 End Date:

Order Amount: \$1,455,000.00
 Paid Amount: \$469,624.85
 Available Amount: \$985,375.15
 Vendor: CAMDEN COUNTY COMMISSION
 FSR Status:

Document Details:

Line#	Line Amt	Paid Amt	Available Amt	BFY	Fund	Org	Program	Job	BOC	CostOrg	Comments
001	\$1,455,000.00	\$469,624.85	\$985,375.15	2002	E4	0700QG2	20301B	n/a	4183		0207SX2017

Document Activity:

Date	Ref Amount	Related Document	Direction	Date	Ref Amount	Related Document	Date	Ref Amount	Related Document
12/07/05	\$120,000.00	GP 06AS0137741	Forward						
11/04/05	\$271,715.15	GP 06AS0131753	Forward						
10/20/05	-\$63,744.30	DD 3306D1012P	Forward						
11/12/02	\$141,654.00	GP A3003337319	Forward						
09/24/02	\$1,455,000.00	RQ 0207SX2017	Back						



Don
Gibbins/WWPD/R7/USEPA/U
S

12/20/2005 03:50 PM

To Doug Garrett <doug.garrett@dnr.mo.gov>
cc Carrie Schulte <carrie.schulte@dnr.mo.gov>

bcc

Subject Re: Fw: Camelot

When talking to John Fraga about what to do with the Camden County grant, I did not know that any of the projects had proceeded as far as described by the engineer, except the one under construction, which I think is a different engineer. I thought nothing was happening. So when I encouraged John to get the City to divorce the engineer, I did not understand they had performed design work. This certainly muddies the water.

My only concern was that the pre-award costs were unreasonable, and I was not interested in paying any more of those. If the engineer has incurred reasonable costs for design on some of the projects and I had known that, I would not have suggested that the City pursue the divorce. Let me know if you want to talk about it.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Doug Garrett <doug.garrett@dnr.mo.gov>



Doug Garrett
<doug.garrett@dnr.mo.gov>
12/20/2005 12:29 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA, Carrie Schulte
<carrie.schulte@dnr.mo.gov>

cc

Subject Fw: Camelot

FYI.

----- Forwarded by Doug Garrett/WPCP/DEQ/MODNR on 12/20/2005 12:29 PM -----
"Stark, Melissa" <mstark@hrgreen.com>

12/20/2005 09:13 AM

To doug.garrett@dnr.mo.gov
cc
Subject Camelot

<<121905-Corr.doc>>



Jerry L. Gilmore 121905-Corr.doc

Doug,

I appreciate your taking time to attend the meeting in Camden County last week. I think you would agree that there has been a lot of misunderstanding about this wastewater plan and projects. I feel that HRG and the original Camden County Commission had a great plan and HRG has provided the necessary documents from planning thru design that were necessary to reach the very important goals that we set out in the early stages of these badly needed wastewater systems. Procedures for the funding through construction plans and specifications for these projects including the Camelot and Normac systems were the same as Howard R. Green and Missouri Engineering Company has followed for over 30 years.

Doug, these two projects were within a few months of going to construction bidding which was the goal for any of these projects. We were also working on funding for the other projects. After giving some thought concerning the overall issues discussed and not discussed at the meeting I feel that you could be a big help in finding a solution that will allow the two projects to proceed. I know you have been of great assistance on our projects in the past.

Is there a way that DNR could assist the county in satisfying the requirements of HRG, to get construction started as soon as possible and avoid getting into a long drawn out expensive lawsuit? I think everyone would benefit especially the citizens of the two districts who so badly need the sewer service.

Doug, you are probably the key man right now. If you would like to discuss these issues and some that were not discussed at the meeting with Charlie or me please feel free to call (573) 364-4003.

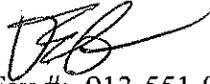


U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101

Facsimile Cover Sheet

December 13, 2005

SUBJECT: Camden Co EPA Grant No. XP987222 01
Approval of Pre-Award Costs

FROM: Donald Gibbins, Environmental Engineer 
Telephone #: 913-551-7417 Fax #: 913-551-9417

TO: Barbara Bohley
Telephone #: 864-244-6575 Fax #: 864-244-4044

PAGES: 3, including this cover sheet.

COMMENTS:

An approval was not provided to the grantee. An in-house approval was done by our Grants Management Officer, and that is probably what I provided to you. I am attaching a copy to this cover sheet. Let me know if you have any additional questions.



Don
Gibbins/WWPD/R7/USEPA/U
S
12/01/2005 10:47 AM

To Doug Garrett
cc
bcc
Subject Camden Co Pre-Award Costs Request

As promised.



Camden Co pre-award costs.pdf

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

THOMAS, BIRDSONG & MILLS, P.C.

ATTORNEYS AT LAW
rollalaw@fldnet.com
web: www.rollalaw.com

W.H. THOMAS, JR.
DAN L. BIRDSONG
DAVID L. MILLS

JOHN J. GARRABRANT
SCOTT MCBRIDE

1100 NORTH ELM STREET
P. O. BOX 248
ROLLA, MISSOURI 65402-0248
573-364-4097 (PHONE)
573-364-0664 (FAX)

(Direct to Rolla from Waynesville area): 774-5252

Paralegal/Legal Assistants:
ELSA M. PITTILLO, CLA
NICKI CHAPMAN

OFFICE ADMINISTRATOR:
Elsa Pittillo

TELECOPY FOR IMMEDIATE DELIVERY

DATE: November 18, 2005

TO: Charles E. McElyea

FIRM NAME: _____

FAX NUMBER: 1-573-346-4411

FROM: W. H. Thomas Jr.

TOTAL NUMBER OF PAGES: 2, INCLUDING THIS PAGE

CLIENT MATTER/NAME: Howard R. Green Company - Camden County

Please call the undersigned if you do not receive all of the pages.

OPERATOR: Carole

ADDITIONAL COMMENTS: _____

cc: Howard R. Green Company - 364-0468

EPA Region VII, Attention: Donald Gibbins, Environmental Engineer

Missouri Department of Natural Resources, Attention: Kevin Mohammadi

THIS FACSIMILE CONTAINS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THE FACSIMILE IS NOT THE INTENDED RECIPIENT OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR COPYING OF THIS FACSIMILE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL FACSIMILE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

W. H. Thomas, Jr. (tomx2@fldmail.com) Dan L. Birdsong (danlb@fldmail.com) David L. Mills (davem@fldmail.com)
John J. Garrabrant (jgarr@fldmail.com) Scott McBride (scotim@fldmail.com)
Elsa M. Pittillo (elsa808@fldmail.com) Nicki Chapman (nickic@fldmail.com)

cc: Debbie Titus, PLMG

THOMAS, BIRDSONG & MILLS, P.C.

ATTORNEYS AT LAW
rollalaw@fldnet.com
web: www.rollalaw.com

W.H. THOMAS, JR.
DAN L. BIRDSONG
DAVID L. MILLS

1100 NORTH ELM STREET
P. O. BOX 248
ROLLA, MISSOURI 65402-0248
573-384-4097 (PHONE)
573-384-0864 (FAX)
(Direct to Rolla from Waynesville area): 774-5252

JOHN J. GARRABRANT
SCOTT MCBRIDE

OFFICE ADMINISTRATOR:
Eisa Pittillo

Paralegal/Legal Assistants:
ELSA M. PITTILLO, CLA
NICKI CHAPMAN

November 18, 2005

Charles E. McElyea
Attorney at Law
P.O. Box 559
Camdenton, MO 65020

Fax Transmission

Re: Camden County – Howard R. Green Company
Our File No. 12411-05

Dear Charlie:

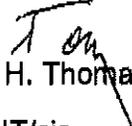
I tried to reach you by phone a couple of times to let you know as a courtesy that Howard R. Green Company intends to proceed with suit against the Camden County Commission. You have a copy of the original Contract with Missouri Engineering Corporation and know that Howard R. Green assumed the responsibilities of Missouri Engineering Corporation under that Contract. Paragraph 4 of Section A calls for additional work to be done after the preliminary engineering report was reviewed and approved.

I am sure you have seen the agreement between your client and Lake of the Ozarks Council of Local Governments, wherein you client appointed the Council as "the Owner's representative for the project."

The Council reviewed and approved the preliminary engineering report and directed H.R. Green Company to proceed. Thus, I think it is clear that the County Commission does have a contract for the work for which the Commission has now refused to pay.

My client has been unsuccessful to this point in getting the various parties to sit down to discuss these issues. It does not intend to abandon that effort, but it also does not intend to wait any further before filing suit.

Yours very truly,


W. H. Thomas Jr.

WHT/cjs

cc: Howard R. Green Company
EPA Region VII: Attention: Donald Gibbins, Environmental Engineer
Missouri Department of Natural Resources: Attention: Kevin Mohammadi



Don
Gibbins/WWPD/R7/USEPA/U
S
10/20/2005 11:49 AM

To LuisE Rivera/LV/USEPA/US
cc John.Fraga@dnr.mo.gov
bcc
Subject Re: Grant Repayment - Camden Co. - XP987222 01

Thanks.

Donald E. Gibbins
Telephone #: 913-551-7417

LuisE Rivera/LV/USEPA/US



LuisE Rivera/LV/USEPA/US
10/20/2005 11:48 AM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc
Subject Re: Grant Repayment - Camden Co. - XP987222 01

Hi Don,
We received a check from Camden County for the amount of \$63,744.30. You should see it in the Warehouse late today.

Luis E. Rivera
U.S. E.P.A
LVFC
P.O. Box 98515
Las Vegas, NV 89193-8515
Tel: 702 798-2495 Fax: 702 798-2423
Don Gibbins/WWPD/R7/USEPA/US



Don
Gibbins/WWPD/R7/USEPA/U
S
10/19/2005 06:26 AM

To LuisE Rivera/LV/USEPA/US@EPA
cc Pradip Dalal/WWPD/R7/USEPA/US
Subject Grant Repayment - Camden Co. - XP987222 01

Camden County is repaying funds previously drawn on their grant. They supposedly mailed it to the proper P.O. Box last week. The amount is \$63,000+. It has not yet shown up in Data Warehouse. Please keep your eyes open for it. Thanks.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



LuisE Rivera/LV/USEPA/US
10/19/2005 09:06 AM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc
bcc

Subject Re: Grant Repayment - Camden Co. - XP987222 01

Thanks Don, I will keep an eye on it.

Luis E. Rivera
U.S. E.P.A
LVFC
P.O. Box 98515
Las Vegas, NV 89193-8515
Tel: 702 798-2495 Fax: 702 798-2423
Don Gibbins/WWPD/R7/USEPA/US



Don
Gibbins/WWPD/R7/USEPA/US
S
10/19/2005 06:26 AM

To LuisE Rivera/LV/USEPA/US@EPA
cc Pradip Dalal/WWPD/R7/USEPA/US
Subject Grant Repayment - Camden Co. - XP987222 01

Camden County is repaying funds previously drawn on their grant. They supposedly mailed it to the proper P.O. Box last week. The amount is \$63,000+. It has not yet shown up in Data Warehouse. Please keep your eyes open for it. Thanks.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



Matt Blunt, Governor • Doyle Childers, Director

DEPARTMENT OF NATURAL RESOURCES

www.dnr.mo.gov

September 27, 2005

Ms. Carolyn Loraine
Presiding Commissioner
1 Court Circle, Suite 1
Camden, MO 65020

RE: EPA Grant XP987222-01 – Camden County

Dear Ms. Loraine:

As of March 4, 2003, the County Commission's ability to receive grant payments was temporarily suspended due to the overpayment of \$63,744.30 and other grant compliance issues. Since then, all other issues have been resolved except for the overpayment. EPA is requiring the \$63,744.30 be repaid as soon as possible. Once this issue is resolved the commission will be eligible to receive grant payments for current construction projects.

A check made out to the Environmental Protection Agency should be mailed to the address below. The check should state "Grant Refund" and should also include the grant number. A cover letter should accompany the check which includes the following information: grant number, ACH number, and the reason for returning the funds. The funds will be posted back to the grant. This process usually takes less than two weeks from the time the check is mailed. Please advise me with the expected date the check will be mailed and also later when the check has been mailed.

U.S. Environmental Protection Agency
Financial Management Center
P.O. Box 371293M
Pittsburgh, PA 15251

If you have any questions you may contact me at (573) 751-1399 or P.O. Box 176, Jefferson City, MO 65102.

Sincerely,

WATER PROTECTION PROGRAM

A handwritten signature in cursive script, appearing to read "John Fraga".

John Fraga
EPA Project Coordinator

JF/dmg

Mr. Don Gibbins, U.S. Environmental Protection Agency, Region VII



Don
Gibbins/WWPD/R7/USEPA/U
S
09/15/2005 08:30 AM

To John Fraga
cc
bcc
Subject EPA Grant Repayment Info

Attached is the info on how to repay an EPA grant. Thanks for your help.



Repayment.pdf

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



Don
Gibbins/WWPD/R7/USEPA/U
S
02/08/2005 01:07 PM

To John_Thigpen@kcmo.org
cc Frank_Pogge@kcmo.org, Jim_Mellem@kcmo.org,
Leona_Derse@kcmo.org, Joy.Reven@dnr.mo.gov,
Traci.Newberry@dnr.mo.gov, Pradip
bcc

Subject Over Payment on EPA Grant No. XP987026 01

The MDNR (which is managing the subject grant for EPA) has just advised me that the City has overdrawn on the subject grant by approximately \$600,000. This occurred because the wrong amount for "Total Payments Previously Received" was subtracted from the "Total Payment Due from EPA" on the form submitted to MDNR with payment documentation. Because no contracts are currently active under this grant which could make up this amount in the near future, EPA is requiring the excess payment to be repaid as soon as possible. You should contact Traci Newberry with MDNR, 573-526-0940, regarding the amount of the overpayment.

A check made out to the Environmental Protection Agency should be mailed to the address below. The check should state "Grant Refund" and should also include the grant number. A cover letter should accompany the check which includes the following information: The grant number, the ACH Number, and the reason for returning the funds. The funds will be posted back to the grant, and this process usually takes less than two weeks from the time the check is mailed. Please advise me by e-mail message both now with the expected date the check will be mailed, and also later when the check has been mailed.

U.S. Environmental Protection Agency
Financial Management Center
P.O. Box 371293M
Pittsburgh PA 15251

Let me know if you have any questions.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



John Fraga
<john.fraga@dnr.mo.gov>
09/09/2005 02:49 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc
bcc
Subject Camden County XP987222-01

Don

I met with the county commission on 9/7/05 to discuss the status of the preaward cost \$141,654.00. Based on the documentation we have received the county was over paid the first pay request. They requested 100% instead of 55%. The county was overpaid in the amount of \$63,744.00. The county has agreed to modify future request to correct this.

The county will be changing the scope of the grant. They will now only focus on the development and completion of three projects, Sunny Slope, Camelot Estates, Normac. Sunny Slope is already under construction.

The county also decided to terminate the Council of Governments administration services. The county believes they can handle the administration more efficiently and more cost effectively. The county will be terminating their engineering contract with Howard Green and Company (formerly Missouri Engineering) due to delay of obtaining information and documentation. The county will procure another consultant to help them finish project development and final design for the remaining projects.



Jeff Pinson
<jeff.pinson@dnr.mo.gov>
03/31/2005 10:44 AM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc
bcc
Subject Fw: Camden County EPA Grant

The previous e-mail was undeliverable for some reason. I am trying again.

Jeff Pinson
Water Protection Program
(573) 751-1406
jeff.pinson@dnr.mo.gov

----- Forwarded by Jeff Pinson/WPCP/DEQ/MODNR on 03/31/2005 10:42 AM -----

Jeff
Pinson/WPCP/DEQ/MODNR
R

03/30/2005 09:57 AM

To gibbins.don@epamail.epa.com
John Fraga/WPCP/DEQ/MODNR@MODNR, David
Uhlig/WPCP/DEQ/MODNR@MODNR, Eike Boyd/WPCP/DEQ/MODNR@MODNR, Traci
cc Newberry/WPCP/DEQ/MODNR@MODNR, Carrie
Schulte/WPCP/DEQ/MODNR@MODNR
Subject Camden County EPA Grant

Don,

I am know longer the project coordinator for the Camden County EPA Grant Projects and will not be involved with these projects in any way. Mr. John Fraga will be the project coordinator from this point on. The work load from these projects, which all have major problems, is severely effecting my DWSRF projects. DWSRF is my #1 priority. Please contact Mr. Fraga concerning this issue from this point on.

Thanks,

Jeff Pinson
Water Protection Program
(573) 751-1406
jeff.pinson@dnr.mo.gov



U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101

Facsimile Cover Sheet

March 28, 2005

SUBJECT: Camden Co. 2nd Request for Pre-Award Costs Approval

FROM: Donald Gibbins, Environmental Engineer

Telephone #: 913-551-7417

Fax #: 913-551-9417

TO: John Fraga, MDNR/WPP

Telephone #: 573-751-1399

Fax #: 573-751-9396

PAGES: 2, including this cover sheet.

COMMENTS:

As per our telephone conversation is date, attached is the July 14, 2004, letter from Camden County requesting approval of additional pre-award costs.

Let me know if you have any questions.



Jeff Pinson
<jeff.pinson@dnr.mo.gov>
02/01/2005 03:45 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc Traci Newberry <traci.newberry@dnr.mo.gov>
bcc
Subject Re: Camden County

Don,

You assumed correctly. This is just another curve in the road.

Jeff Pinson
Water Protection Program
(573) 751-1406
jeff.pinson@dnr.mo.gov

Gibbins.Don@epamail.epa.gov

02/01/2005 03:36 PM

To Jeff.Pinson@dnr.mo.gov
cc
Subject Camden County

Jerry Gilmore faxed me the letter he sent you dated 1/25/05 about his engineering fees. I don't know why.

I couldn't help but notice that he said the design work was based on a percentage of construction costs, and I assume that you know that is not an acceptable form of contract under 40 CFR 31.36(f)(4).

Let me know if you have any questions.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Celebrating 90 Years



Howard R. Green Company

FAX TRANSMITTAL

February 1, 2005

Pages including this page: 3

To:

Don Gibbins, EPA, Region VII
1-913-551-9417

From:

Jerry L. Gilmore

Fax: 1-573-364-0468
Phone: 1-573-364-4003

Howard R. Green Company
P.O. Box 13
Rolla, MO 65402

Copies to follow: Yes

If you have received this fax in error, please notify Howard R. Green Company **IMMEDIATELY** by phone at 1-573-364-4003 and return the fax to us via U.S. Mail. This fax contains confidential information intended solely for the use of the individual or entity named above. If the recipient of this fax is not the addressee, or a designated responsible party thereof, you are notified that any dissemination or replication of the information is strictly prohibited.



Howard R. Green Company

formerly Missouri Engineering Corporation Engineering Consultants

P.O. Box 13
211 S. Highway 63
Rolla, MO 65402

573.364.4003
fax 573.364.0468

www.hrgreen.com

January 25, 2005

Jeff Pinson
Mo DNR
P.O. Box 176
Jefferson City, MO 65102.

RE: Camden County Sewer Projects

Dear Mr. Pinson:

This letter has been prepared in response to your request to document the hours expended by Missouri Engineering Corporation's staff in completion of the preliminary reports/facility plans and portions of the design on the Camden County lake area sewer projects. As you are aware, this project began previous to 2002 but the work we are discussing began about April 1, 2002 with the preparation of the first preliminary reports/facility plans with final submittal of some of these to Rural Development for funding obligations. I recently delivered copies of these reports and design plans, all at various stages of completion, to your office at your request. Typically these are submitted at the time that they are ready for review and approval.

There are several issues that are involved on the engineering agreement and invoices that were submitted for payment through the special appropriation funds for this project. Invoices were submitted that included payment for the preliminary study, preliminary reports/facility plans, and design engineering.

I have tried to work backwards to provide you with hours and expenses for the portions of work that was involved in the preliminary reports/facility plans since the study was based on a fee per user and the design was based on a percentage fee of estimated construction costs.

The approximate total fee submitted for work completed was \$200,800. In this fee, was \$92,850 for the preliminary study based on 3095 users studied and 30% of the design fee on Camelot Estates which had a total fee of \$197,000 based on estimated construction costs for a calculated 30% amount due of \$59,100. After you deduct these two portions from the total, the invoice for the preliminary reports/facility plans was the remaining \$48,850. The following table lists the staff and appropriate rate of charge for these tasks.

Principal	106.00 hours @ 85.00	9,010.00
Officer	154.00 hours @ 75.00	11,550.00
Project Manager	147.75 hours @ 50.00	7,387.50
Project Engineer	36.25 hours @ 45.00	1,631.25
Design Engineer	297.25 hours @ 35.00	10,403.75
Computer Technician	93.50 hours @ 32.00	2,992.00
Field/Office Assistant	157.50 hours @ 27.00	4,252.50
Mileage	2681 miles @ .35	<u>1,989.40</u>
	Total	49,216.40

We had originally allotted lump sum fees to each of the preliminary reports/facility plans as there was some overlap and we invoiced based on the percentage complete that the reports were at that time. We knew what our total costs were but didn't necessarily have an exact split between each of the areas. The figures above include time expended on Camelot Estates, Greenview/Highway E, Davey/Crane Cove and Coffman Bend. However only Camelot and Climax Springs preliminary reports/facility plans were 100% complete at that time as our invoice indicated. All other items were based on individual percentages of being complete.

Hopefully this information will provide you with the back-up data you need in addition to the plans and reports already submitted.

Sincerely,

Howard R. Green Company


Jerry L. Gilmore, P.E.

CC: Jim Dickerson, LOCOG
Kelly Gregory, Rural Development
Tim Rickabaugh, Rural Development
Don Gibbins, EPA, Region VIII
Carolyn Lorraine, Presiding Commissioner
Barbra Bohley



Howard R. Green Company

formerly Missouri Engineering Corporation Engineering Consultants

P.O. Box 13
211 S. Highway 63
Rolla, MO 65402

573.364.4003
fax 573.364.0468

www.hrgreen.com

January 25, 2005

Jeff Pinson
Mo DNR
P.O. Box 176
Jefferson City, MO 65102

RE: Camden County Sewer Projects

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Sincerely,

Howard R. Green Company


 Jerry L. Gilmore, P.E.

CC: Jim Dickerson, LOCOG
 Kelly Gregory, Rural Development
 Tim Rickabaugh, Rural Development
 Don Gibbins, EPA, Region VIII
 Carolyn Lorraine, Presiding Commissioner
 Barbra Bohley



Don
Gibbins/WWPD/R7/USEPA/U
S
01/19/2005 02:18 PM

To Jeff Pinson <jeff.pinson@dnr.mo.gov>
cc Mary.Clark@dnr.mo.gov, Karen
Sherrill/PLMG/R7/USEPA/US, Pradip
Dalal/WWPD/R7/USEPA/US
bcc

Subject Re: Camden County

I have talked to one of our experienced grant specialists, Karen Sherrill, about this grant. She advised that if we think an adequate justification has not been provided for the payments requested to date, they (our grants office) would send what is called an enforcement letter which would request a refund of the payment previously made because of inadequate documentation. What she needs from MDNR (as managers of the grant for EPA) is a summary of the events and the basis for the request. That should start with our on-site meeting when they told us that not all of the pre-award costs were requested (only the federal share), and our request that they first get the contracts approved before we took action to authorize additional pre-award costs. You should explain the difficult process you have had to get approvable contracts, and then explain the problem about obtaining adequate justification for the amount paid by EPA. We may also pursue a debarment/criminal investigation, so you should include any information or thinking you have along those lines. That kind of investigation would be toward the engineer and Dickerson, not the County.

I don't remember the break down of the payment between the engineer and Dickerson, but I would like to provide some comment on Dickerson's fees. During the pre-award period, the only duties he could have provided was completing the grant application, and possibly spending some time toward obtaining the local match. That does not seem like a substantial cost to me. Please keep that in mind regarding what he has been paid.

We could also designate the County a high-risk grantee, which would allow us to require pre-approval of their payment requests. That way we could pay for the current construction contract but not the questionable costs.

Let me know if you have any questions. Thanks for your efforts.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Jeff Pinson <jeff.pinson@dnr.mo.gov>



Jeff Pinson
<jeff.pinson@dnr.mo.gov>
01/06/2005 03:51 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc

Subject Camden County

Don,

I want to go into this in more detail later, but for now short and to the point.

We have not received, as of this writing, any engineering documents for any Camden County project other than Sunny Slope, which has Krehbiel Engineering not Howard R. Green. We have had meetings, calls and sent letters, but nothing has been received.

Mr. Dickerson has made changes and executed an amendment to his agreement, but the hourly rates are different now.

We have asked Mr. Gilmore, P.E. with Howard R. Green to submit corrected invoices that have appropriate information on them so the accounting staff can make sure correct payment was made. Word of mouth, Howard R. Green can't go back provide information to back up the inadequate invoices that have been submitted and paid through the EPA Grant. Such simple things as, who did the work, their job title, what was the hourly rate, how many hours were worked. I have a call in to Mr. Gilmore, so I get this straight from him, but I am still waiting for him to call back. I want him to send a letter stating he can provide no further information concerning the work performed other than on the original invoice.

Sunny Slope needs the Grant money to complete their project. Is it possible to allow payment to be made for Sunny Slope and still have a hold on the remaining Camden County projects. Sunny Slope is a clean project right now with an approved A/E agreement, FNSI, approved Plans and Specs, and a contract awarded with construction starting. Plus the agreement is to pay only construction for Sunny Slope. Mary will talk to you tomorrow about this.

Thanks,

Jeff Pinson
Water Protection Program
(573) 751-1406
jeff.pinson@dnr.mo.gov

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

Matt Blunt, Governor – Michael D. Wells, Acting Director

www.dnr.mo.gov

January 12, 2005

Mr. Jerry Gilmore, P.E.
Howard R. Green Company
P.O. Box 13
211 South Hwy 63
Rolla, MO 65402

RE: XP987222-01, Engineering Agreement between Camden County & Howard R. Green Company.

Dear Mr. Gilmore:

On November 16, 2004, I sent a letter asking for the submittal of engineering documents concerning projects identified in the original EPA Grant. These documents include:

Preliminary Engineering Report for Camelot Estates
Facility Plan for Camelot Estates
25% Design for Camelot Estates
Facility Plan for the other five districts included in the grant.

These documents were to be received by us on or before November 29, 2004. As of the date of this letter nothing has been received. The documents must be submitted by January 21, 2005.

In addition, we have not received a response concerning more detailed invoices for the billings sent to the County and paid by the EPA Grant. Mr. Dickerson has informed me that more detailed information concerning these billings cannot be provided. I would like to have spoken to you about this, but you have not returned my calls.

Finally, the engineering agreement between Camden County and Howard R. Green Company is still not approved.

If you have any questions, please contact me at (573) 751-1406 or P.O. Box 176, Jefferson City, MO 65102.

Sincerely,

WATER PROTECTION PROGRAM



E. Jeffrey Pinson
Project Coordinator

EJP/dmg

c: Ms. Carolyn F. Loraine, Presiding Commissioner Camden County
Mr. Don Gibbins, EPA Region VII

Integrity and excellence in all we do





Don
Gibbins/WWPD/R7/USEPA/U
S

01/11/2005 09:51 AM

To Jeff Pinson <jeff.pinson@dnr.mo.gov>

cc

bcc

Subject Re: Camden County

Is this an accurate summary of what you think - grant administration costs are approvable and engineering costs are not? Regarding the second, is it true that there are no work products and no documentation for the work effort claimed?

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Jeff Pinson <jeff.pinson@dnr.mo.gov>



Jeff Pinson
<jeff.pinson@dnr.mo.gov>
01/06/2005 03:51 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA
cc

Subject Camden County

Don,

I want to go into this in more detail later, but for now short and to the point.

We have not received, as of this writing, any engineering documents for any Camden County project other than Sunny Slope, which has Krehbiel Engineering not Howard R. Green. We have had meetings, calls and sent letters, but nothing has been received.

Mr. Dickerson has made changes and executed an amendment to his agreement, but the hourly rates are different now.

We have asked Mr. Gilmore, P.E. with Howard R. Green to submit corrected invoices that have appropriate information on them so the accounting staff can make sure correct payment was made. Word of mouth, Howard R. Green can't go back provide information to back up the inadequate invoices that have been submitted and paid through the EPA Grant. Such simple things as, who did the work, their job title, what was the hourly rate, how may hours were worked. I have a call in to Mr. Gilmore, so I get this straight from him, but I am still waiting for him to call back. I want him to send a letter stating he can provide no further information concerning the work performed other that on the original invoice.

Sunny Slope needs the Grant money to complete their project. Is it possible to allow payment to be made for Sunny Slope and still have a hold on the remaining Camden County projects. Sunny Slope is a clean project right now with an approved A/E agreement, FNSI, approved Plans and Specs, and a contract awarded with construction starting. Plus the agreement is to pay only construction for Sunny Slope. Mary will talk to you tomorrow about this.



Bob Holden, Governor • Stephen M. Mahfood, Director

DEPARTMENT OF NATURAL RESOURCES

www.dnr.mo.gov

November 16, 2004

Mr. Jerry Gilmore, P.E.
 Howard R. Green Company
 P.O. Box 13
 211 South Hwy 63
 Rolla, MO 65402

RE: XP987222-01, Engineering Agreement between Camden County & Howard R. Green Company

Dear Mr. Gilmore:

We have been reviewing the invoices concerning the Camden County project and have noticed that Howard R. Green, previously Missouri Engineering, has developed the following documents:

Preliminary Engineering Report for Camelot Estates
 Facility Plan for Camelot Estates
 25% Design for Camelot Estates
 Facility Plan for the other five districts.

These documents need to be submitted by November 29, 2004 for our review. Since these documents are completed, the project must continue to progress. I have enclosed with this letter the public hearing requirements for the facility plan public hearing and a list of addresses for the required clearance agencies. These will aid you in completing the information required for the issuance of a Finding of No Significant Impact (FNSI).

In reviewing the invoices our accountants have determined that the county has been charged \$198,600.00 in engineering, which refers to the above mentioned documents. The invoices we have reviewed are not what we expected or are used to seeing in normal projects. We need more detailed invoices concerning the work that has been done. The invoices should include the person who worked on the project, the hours worked, the hourly rate schedule and dates of the work performed. As an example, I have included an invoice from Missouri Engineering for Koshkonong's 40% Grant that are more along the lines we are expecting.

Also, the amendment to the engineering agreement, executed July 21, 2004, didn't include all the EPA requirements stated in my letter dated June 2, 2003. I spoke with Melissa Stark on February 13, 2004 after receiving the draft. I informed her that there are two comments that have not been addressed. These comments were: 1) the agreement must have a not to exceed cost for each category and 2) the six affirmative steps were not included. I am positive that Melissa passed this information on to the proper person. I believe that between February and July these issues were forgotten. To correct this, another amendment will be needed to include the above requirements. Please submit a draft of the amendment before it is executed for review and approval. Once approved an executed copy will be needed.

Integrity and excellence in all we do



Mr. Jerry Gilmore, P.E.
November 15, 2004
Page 2

The hold on EPA payments will continue until all issues stated in this letter are resolved.

If you have any questions, please contact me at (573) 751-1406 or P.O. Box 176, Jefferson City, MO 65102-0176.

Sincerely,

WATER PROTECTION PROGRAM



E. Jeffrey Pinson
Project Coordinator

EJP/dmg

Enclosures

c: Ms. Carolyn F. Loraine, Presiding Commissioner, Camden County
Mr. Don Gibbins, EPA Region VII



U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101

Facsimile Cover Sheet

November 2, 2004

SUBJECT: EPA NEPA Decision for Camden County, Sunny Slope/Country Club Drive S.D.

FROM: Donald Gibbins, Environmental Engineer 
Telephone #: 913-551-7417 Fax #: 913-551-9417

TO: Jeff Pinson, MDNR/WPP
Telephone #: 573-751-1406 Fax #: 573-751-9396

PAGES: 3, including this cover sheet.

COMMENTS:

Attached is the file note I have written concerning the above-subject matter. Please advise the grantee that the NEPA condition has been satisfied for this first project.

Let me know if you have any questions.

cc: Pradip Dalal, WWPD/WIMB

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

FILE NOTE

Date: November 2, 2004

Subject: Environmental Review for Camden County, Sunny Slope/Country Club Sewer District
as Required by the National Environmental Policy Act (NEPA)

From: Donald E. Gibbins, WWPD/WIMB
Environmental Engineer



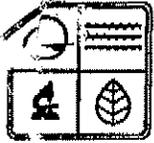
File To: EPA Grant No. XP987222 01

The USDA, Rural Development is providing significant funding for the above-subject project, and issued a Finding of No Significant Impact (FONSI) dated March 19, 2003. That document and the accompanying Environmental Report evaluates the same project which is receiving a portion of the grant funding from the EPA special infrastructure grant awarded to Camden County. I have reviewed the Rural Development documents and find that it adequately addresses the environmental impacts of the project. The Rural Development documents are included in the Project Officer file.

This file note is to document that I, as the Project Officer, have chosen to accept the attached RD FONSI, and will not issue a separate EPA environmental review document.

Attachment

cc: Jeff Pinson, MDNR/WPP w/ attachment



MISSOURI DEPARTMENT OF NATURAL RESOURCES FAX Transmittal Cover Sheet

Date of Fax: 11-1-04

<input type="checkbox"/>	URGENT
<input checked="" type="checkbox"/>	Priority
<input type="checkbox"/>	Routine
<input type="checkbox"/>	As Requested
<input type="checkbox"/>	FYI

To: Don Gibbins

From: Jeff Pinson

EPA Region 7

MDNR/EAC

FAX: (913) 551-9417 Phone: _____

FAX: _____ Phone: _____

SUBJECT: Signed cover for FIVS/

COMMENTS: _____

RESPONSE EXPECTED: _____

Total # of pages sent (including transmittal sheet): 2

If problems with FAX call: (573) 751-1406

RURAL DEVELOPMENT
Rural Business
Cooperative Service
Rural Housing Service
Rural Utilities Service



UNITED STATES
DEPARTMENT OF AGRICULTURE

Area Office
1306 N. Second
Clinton, MO 64735

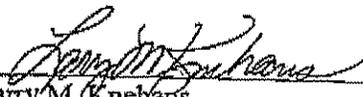
(660) 885-5567
FAX (660) 885-6260
TDD (573) 876-9480

March 19, 2003

SUBJECT: Camden County Sunny Slope/Country Club Drive Sewer District
Finding of No Significant Impact

TO: Project File

The attached Environmental Assessment has been prepared and reviewed in accordance with the National Environmental Policy Act, as amended (42 U.S.C. 6941 et seq.); the Council on Environmental Quality Regulations for Implementing the Procedural Provisions of the National Environmental Policy Act (40 CFR Parts 1500-1508); and 7 CFR Part 1794, Rural Utilities Service's Environmental Policies and Procedures. Upon review of the environmental documentation included and referenced in the Environmental Assessment, I find that the proposed project will not have a significant impact on the human environment and for which an Environmental Impact Statement therefore will not be prepared.



Larry M. Knehan
Rural Development Manager

3/19/03

Date

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, sex, religion, age, disability, national origin, or marital or family status. (Not all prohibited bases apply to all programs). Persons with disabilities who require alternative means for communication of program information (braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326-W, Whittier Building, 14th and Independence Avenue SW, Washington, DC 20250-9410 or call (202) 720-6964 (voice and TDD). USDA is an equal opportunity provider and employer.



Don
Gibbins/WWPD/R7/USEPA/U
S

To Jeff Pinson

cc

10/28/2004 10:24 AM

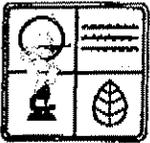
bcc

Subject Camden Co., Sunny Slope Environmental Review

I have reviewed the RD environmental review you faxed me on 10/26/04, and intend to accept it in lieu of issuing a separate EPA FONSI. The copy you sent me has the words of the FONSI, but it is not a signed and dated version. Both you and Tim Rickabaugh are out until Monday, and I will be out Monday. Please let me know if the RD FONSI has actually been issued, and if so, please fax me a copy of the official FONSI. I don't need the Environmental Report resubmitted, just the one page FONSI. When I receive the FONSI, I will complete I file note and provide you a copy for your file. Thanks.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



MISSOURI DEPARTMENT OF NATURAL RESOURCES
FAX Transmittal Cover Sheet

Date of Fax: 10-26-04

<input type="checkbox"/>	URGENT
<input type="checkbox"/>	Priority
<input type="checkbox"/>	Routine
<input checked="" type="checkbox"/>	As Requested
<input type="checkbox"/>	FYI

To: Don Gibbins
EPA Region 7

From: Jeff Anson
MDNR/FAC

FAX: (913) 551-9417 Phone: _____

FAX: (573) 751-9396 Phone: _____

SUBJECT: Camden County FNSI For Sunny Slope

COMMENTS: 18 in 1st
10 in 2nd 11 with transmittal sheet

RESPONSE EXPECTED: _____

Total # of pages sent (including transmittal sheet): 28

If problems with FAX call: (573) 751-1406

Notice of a Finding of No Significant Impact

The USDA, Rural Development and the Missouri Department of Natural Resources have received an application for financial assistance from Camden County, Sunnyslope/Country Club Drive Sewer District. The proposed project consists of the construction of a septic tank effluent pumping sewer collection system and a recirculation sand filter treatment system.

As required by the National Environmental Policy Act, the Rural Utilities Service has assessed the potential environmental effects of the proposed project and has determined that the proposal will not have a significant effect on the human environment and for which an Environmental Impact Statement will not be prepared. The basis of this determination is construction of a wastewater treatment plant and placement of sewer lines will not significantly affect the human environment.

Copies of the Environmental Assessment can be reviewed or obtained at Rural Development, 1306 N. Second, Clinton, MO 64735. For further information contact Tim Rickabaugh at the Clinton USDA Rural Development Area Office, Phone (660) 885-5567, Ext. 5. The Camden County Sunny Slope/Country Club Drive Sewer District is an equal opportunity employer. A general location map of the proposal is available for review at the address provided above.

**Environmental Report
Camden County
Sunny Slope Country Club Drive Sewer District**

RECEIVED
2004 JUN 30 11:10:33
WATER PROTECTION DIVISION

Prepared by:
Lake of the Ozarks Council of Local Governments

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1.0 Purpose and Need of Project

1.1 Project Description

Installation of an innovative pressurized sewer system using septic tanks, low flow pumps and small diameter force mains for collection, using a recirculating sand filter system for treatment in the Sunny Slope Country Club Drive Sewer District of Camden County, Missouri. This project will involve the installation of 23,800 l.f. of 2" PVC pressure line, 15,640 l.f. of 3" PVC pressure line, and 350 service pit connections as well as 275 septic tanks and pumping units.

1.2 Purpose and Need of Project

Camden County, home of most of the acreage and shoreline of the Lake of the Ozarks, has been one of Missouri's fastest growing counties since the 1950s. The county's population grew from 27,495 to 37,051 from 1990 to 2000. Even more importantly, over 75% of the county's population (28,092) lives in the unincorporated areas of the county since the major impetus for the county's growth is the lake's shoreline. Since no city relishes the thought of being hundreds of miles long and a mile or two wide, it is highly likely that a majority of the county's population will continue to live in unincorporated areas for years to come.

The 1990 Census showed there were 18,670 households on private septic systems or cesspools and 1,233 households with no sewer systems or other means of disposal of wastewater in Camden County. Since many of the septic systems in the county were installed in the early growth years in the 1950s, 1960s and 1970s in the county's lake area, a number of those systems are now failed or near failure. Recently passed Missouri laws and associated regulations require individual treatment systems rather than septic tanks be used in cases where lot sizes are less than three (3) acres. In addition, the topography and soils of Camden County are not conducive to septic tank usage. Of the twenty-seven (27) dominant soil conditions in the county, twenty-two (22) are rated severe in terms of their ability to effectively handle the installation and operation of septic systems and the other five (5) soils are rated as moderate.

Recent lake water quality studies point to problems in the county. The most notable ongoing study of the Lake of the Ozarks water quality was initiated by the Missouri Department of Health in January, 1997. In this study, water quality samples were taken from the lake quarterly (*January, April, July and October*). The findings that resulted from these tests showed elevated fecal coliform levels in the lake in July—an higher elevation might be expected during this month of high tourism activity at the lake. However, the study showed elevated fecal coliform levels in October, 1998. In October, 1998, there was a period of heavy rainfall and it has been asserted that the elevated fecal coliform levels resulted when

impurities were released into the lake as the heavy rainfall washed soil-stored impurities that had been produced by heavy concentrations of septic systems along the lake's shoreline.

High concentration of septic tanks along the Lake of the Ozarks shoreline has created other health concerns for Camden County, also. County officials and staff have long worried about the contamination of water supplies along the lake's shoreline by septic systems. More than 120 different types of potentially harmful enteric viruses are excreted in human feces. In 1995, the occurrence of Shigellosis, also known as bacillary dysentery, was almost five times higher (94.6 per 100,000 residents) in Camden County than in Missouri (19.6 per 100,000 residents). The transmission of Shigellosis occurs through the ingestion of food or water that has been contaminated by the feces of a human carrier of the infective organism. The disease ranges from a mild attack to a suddenly commencing severe course ending in death caused by dehydration and bacterial toxins.

Clearly, with an ever-increasing population that has been estimated to be 43,500 by 2010, and in view of 2000 population totals that 2010 estimate is probably low, Camden County must begin to address wastewater collection and treatment issues, especially along the lake's shoreline.

This project is the beginning of the county's implementation efforts in that process.

2.0 Alternatives to Proposed Action

Alternatives considered for collection and treatment systems included:

Alternative No. 1—Individual on-site Treatment Facilities: This plan would utilize the existing facilities in the Sunny Slope Country Club Drive Sewer District. On-site facilities would be incorporated in the sewer district's jurisdiction with operation and maintenance by the sewer district. Each system would be evaluated for effectiveness and repaired or upgraded if possible. Replacement of the system would be done using on-site methods, again, if possible. When on-site systems have failed or never worked, an assessment would be made as to how many other facilities are failing within an area and small collection and treatment works would be installed for these locations. This plan would require highly skilled maintenance personnel capable of working on several different types of systems. This plan would require a detailed study of the area to fully develop the cost of implementing the plan.

Alternative No. 2—Conventional Gravity Collection System with Extended Aeration Treatment: Conventional gravity sewers are designed with minimal mechanical operations. Wastewater from homes is conveyed to the main gravity

line and transported to the treatment plant by gravity or to a lift station to be pumped. With no on-site tanks, the wastewater contains high amounts of solids which requires stringent control of pipe grade to insure the pipe does not clog. Design practice of conventional sewer requires a manhole to be placed at all grade changes, directional changes of flow and at reasonable access distances.

Alternative No. 3—Grinder Pump Collection System with Extended Aeration

Treatment: With a grinder pump collection system, wastewater is typically transferred from the home a short distance by gravity flow to a grinder pump unit. This grinder pump is placed in a low point and will serve one or several residences. A number of grinder pumps throughout the system will be required. Wastewater collected in the grinder pump basin is then pumped under pressure to a treatment facility. Grinders are used as part of the pumping process to eliminate or reduce solid material, which might close the pressure line. Pressure lines are typically smaller in diameter and are less restricted by slope considerations due to the pressure nature of the flow. Grinder stations are mechanical and require a certain amount of maintenance and cleaning.

Alternative No. 4—Septic Tank Effluent Pumping Collection System with Recirculation Sand Filter Treatment:

The proposed method of treatment is a STEP collection system following by a recirculating sand filter. Residential waste enters an individual septic tank where a large percentage of solids is settled out. The effluent in the septic tank is then screened and pumped to a recirculating sand filter where it receives treatment and is then either recirculated back to the filter or discharged. Septic tanks are pumped on regular intervals to remove solids, which can be disposed of under contract with a private disposal company. The effluent from the proposed recirculating sand filter will be of high quality suitable for whole body contact.

Alternative No. 5—No Action: To do nothing is just as the name implies. One alternative is to let the existing conditions remain "as is".

RECOMMENDED ALTERNATIVE FOR THE PROPOSED PROJECT

The construction of a Septic Tank Effluent Pumping Collection System with a Recirculating Sand Filter Treatment is recommended. The "No Action" alternative was not selected because the Sunny Slope Country Club Drive area began to develop in the 1960 and many residents have already reported failing systems to project staff. The primary reason for selection of the recommended alternative is that it is the lowest cost approach. It provides a reasonable solution to the current problems and requires a minimum amount of operation and maintenance to produce a high quality effluent suitable for discharge into the Lake of the Ozarks.

3.0 Affected Environment/Environmental Consequences

3.1 Land Use/Important Farmland/Formally Classified Lands

The Farmland Protection Policy Act and United States Department of Agriculture (USDA) regulations implementing the legislation (*7 CFR Part 658*) and USDA Departmental Regulation 9500-3, "Land Use Policy", provide protection for important farmland and prime rangeland and forestland. Formally classified lands include national parks and monuments, national natural landmarks, national battlefield park sites, national historic sites and parks, wilderness areas, wild and scenic or recreational rivers, wildlife refuges, national seashores, lake shores and trails, state parks, Bureau of Land Management administered lands, national forests and grasslands and Native American-owned lands.

- 3.1.1 **Affected Environment:** The affected environment will be contained in the area of the Sunny Slope Country Club Drive Sewer District of Camden County (*Exhibit 3.1*).
- 3.1.2 **Environmental Consequences:** Most of the land in the Sunny Slope Country Club Drive Sewer District is considered to be for residential use by Camden County's Planning Department (*Exhibit 3.1.1*) There are approximately 290 single family residential units, 246 condominium units, one club house for a golf course with restaurant, a lakeside resort and a clubhouse for a residential development in the sewer district.

The treatment plant is to be located in vacant land that has already been disturbed and is currently the site of a storage area for rusting boats and other dilapidated equipment (*Exhibit 3.1.2*). There is only one home in the vicinity of the treatment plant facility and that home is located across a small manmade canal. All main collection lines are to be installed in either right of way owned by Camden County or right of way on the Lake Valley Country Club Golf Course.

There is no prime forestland or prime rangeland in Sunny Slope Country Club Drive Sewer District. A form AD-1006 has been completed by USDA Natural Resource Conservation Service (*Exhibit 3.1.3*) where it was determined that this project would convert approximately 1.5 acres of farmland.

There are no national parks or monuments, national natural landmarks, national battlefield sites, national historic sites, wilderness areas, wild and scenic recreational rivers, wildlife refuges, national seashores, lake shores or trails, state parks, Bureau of Land Management-administered lands, national forests

or grasslands or Native American owned land or lease in Sunny Slope Country Club Drive Sewer District.

- 3.1.3 **Mitigation:** No mitigation is required to minimize impact to important farmland or formally classified lands.

3.2 Floodplains

Encroachments on floodplains damage the natural flood control capacity of these areas as well as creating the need for the extensive flood control measures as well as opening up the potential for disaster relief actions and endangering people and property. It is USDA's policy under Executive Order 11988 (*Land Use Policy*) to avoid as much as possible the long and short term adverse impacts connected with occupancy and modification of floodplains and the direct or indirect support of floodplain development whenever another practical alternative is available.

- 3.2.1 **Affected Environment:** The affected environment is Sunny Slope Country Club Drive Sewer District of Camden County (*Exhibit 3.1*).
- 3.2.2 **Environmental Consequences:** There are limited floodplains areas in Sunny Slope Country Club Drive Sewer District (*Exhibit 3.2.2*), but there are no construction activities proposed in those areas.
- 3.2.3 **Mitigation:** No mitigation is required to minimize impact on floodplains in the proposed project area.

3.3 Wetlands

Executive Order 11990 *Protection of Wetland* states federal policy designed to avoid as much as possible the long and short-term adverse impacts connected with the destruction or medication of wetlands and avoidance of direct or indirect support of new construction in wetland areas whenever there is a practical alternative.

- 3.3.1 **Affected Environment:** The affected environment is Sunny Slope Country Club Sewer District of Camden County (*Exhibit 3.1*).
- 3.3.2 **Environmental Consequences:** The U.S. Army Corps of Engineers has determined that "...there appear to be no waters of the U.S. on the project site" (*Exhibit 3.3*). In addition, a search of the National Fish and Wildlife Service's wetlands website (<http://www.nwi.fws.gov>) showed no wetlands in the project area (*Exhibit 3.3.2*).
- 3.3.3 **Mitigation:** No mitigation is required to minimize impact on wetlands in the proposed project area.

3.4 Cultural Resources

The National Historic Preservation Act (NHPA) of 1966 as amended (16 U.S.C. Section 470 et. Seq.) and the Advisory Council on Historic Preservation implementing regulations (36 CFR Part 800—Section 106 regulations) requires federal agencies to consider the effect their actions may have on historic properties that are within the proposed project area. Historic property is any prehistoric or historic district, site, building, structure or object included in or eligible to be included in the National Register of Historic Places. For purposes of Section 106 regulations this includes artifacts, records and remains.

- 3.4.1 **Affected Environment:** The Sunny Slope Country Club Drive Sewer District of Camden County (*Exhibit 3.1*).
- 3.4.2 **Environmental Consequences:** The Missouri Department of Natural Resources Historic Preservation Office was notified of this proposed project. The office responded on March 2, 2004 and indicated "Adequate documentation has been provided (36 CFR Section 800.11). There will be 'no historic properties affected' by the current project (*Exhibit 3.4*).
- 3.4.3 **Mitigation:** No mitigation measures relating to historic properties is necessary for this project.

3.5 Biological Resources

There are numerous plant and animal species threatened with extinction or greatly reduced as a result of human activities. The Endangered Species Act of 1973 established a national program for the conservation and protection of threatened and endangered species of plants and animals and the preservation of habitats upon which they depend. Under this national program federal agencies are required to check with the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service for all threatened and endangered species and species that inhabit coastal areas or are anadromous.

- 3.5.1 **Affected Environment:** The affected environment is the Sunny Slope Country Club Drive Sewer District of Camden County (*Exhibit 3.1*).
- 3.5.2 **Environmental Consequences:**

Threatened and Endangered Species

There are no known threatened or endangered species in Sunny Slope Country Club Drive Sewer District. The U.S. Fish and Wildlife Service has reviewed this project proposal and responded on March 15, 2004, "The U.S. Fish and Wildlife Service has reviewed the subject project proposal and determined that no federally listed species or designated critical habitat occurs within the project area; consequently this concludes section 7 consultation" (*Exhibit 3.5*).

Fish and Wildlife

The Missouri Department of Conservation reviewed this project and in a letter dated March 9, 2004, regarding the Sunny Slope Country Club Drive Sewer District project area, wrote "A review of our records shows that sensitive species or communities are not known to exist on or near the above referenced site" (Exhibit 3.5a).

Vegetation

There is no significant vegetation in the project area where the treatment plant is to be located or where collection lines will run. Disturbance of lawns will occur when residences are hooked up to the system but the impact of those activities is projected to be minimal.

3.5.3 **Mitigation:** No mitigation measures are necessary.

3.6 Water Quality

3.6.1 **Affected Environment:** The affected environment is Sunny Slope Country Club Drive Sewer District of Camden County (Exhibit 3.1).

3.6.2 **Environmental Consequences:** There are currently three Department of Natural Resources permitted facilities (Permit Nos. MO-0120936, MO-0102873 and MO-0103306). Because this project is slated to discontinue operation of these outflows into the Lake of the Ozarks, the number of outflows in the Sunny Slope Country Club Drive Sewer district will be reduced to one. Because this project is partially funded with a Missouri Department of Natural Resources 40% grant through the Water Pollution Control Program, all plans actions in this project will be approved by state water pollution control personnel. In addition, during the planning phase of this project number instances of failed septic systems have been reported and documented. As part of this project, those instances of malfunctioning systems will be corrected.

3.6.3 **Mitigation:** There are no mitigation measures necessary relating to this project.

3.7 Coastal Resources

3.7.1 **Affected Environment:** The affected environment is the Sunny Slope Country Club Drive Sewer District of Camden County (Exhibit 3.1).

3.7.2 **Environmental Consequences:** There are no coastal resources in Sunny Slope Country Club Drive Sewer District.

3.7.3 **Mitigation:** There are no mitigation measures necessary relating to coastal resources in Sunny Slope Country Club Drive Sewer District.

3.8 Socio-Economic/Environmental Justice

- 3.8.1 **Affected Environment:** The affected environment is Sunny Slope Country Club Drive Sewer District of Camden County (*Exhibit 3.1*).
- 3.8.2 **Environmental Consequences:** The Sunny Slope Country Club Drive Sewer District is located in Camden County's Warren Township. The 2000 Census showed that 400 or 16.5% of the townships residents were below poverty level. At the time of the 2000 Census there were 20 Indians or Alaskan natives, nine Asians and 19 people of two or more races in the township. None of the minorities are known to live in the Sunny Slope Country Club Drive Sewer District but there are people of lower income in the district, mainly in a mobile home settlement in the district. Numerous public meetings have been held where proposed rates have been discussed to the district management could get an idea of what would be affordable to the residents of the district. None of the activities of this project will place disproportionate burden on either any minority population that might eventually settle in the district or on the low income. The benefits of the project, which correcting failing septic systems, will benefit all in the district by reducing impurities going into the soil that could potentially flow into wells or the Lake of the Ozarks.
- 3.8.3 **Mitigation:** No mitigation measures are necessary.

3.9 Miscellaneous Issues

- 3.9.1 **Affected Environment:** The affected environment is the Sunny Slope Country Club Drive Sewer District (*Exhibit 3.1*).
- 3.9.2 **Environmental Consequences:**

Air Quality

There are no significant air quality issues in the Sunny Slope Country Club Drive Sewer District, and none are anticipated as a result of this project. The Missouri Department of Natural Resources Air Pollution Control Program office was contacted regarding this project and on March 8, 2004 responded, "Based on the available information concerning the proposed project and the county, there should be no significant impacts on air quality as a result of the project" (*Exhibit 3.9*).

Transportation

There are no airports or navigation hazards in the district and no highway safety issues are anticipated as a result of this project. There will be some cuttings of county road pavements as part of this project. There will be no modification of traffic patterns as a result of the project. Camden County, which has been called upon to do road cuttings previously, will supervise the cutting process and will require that already developed and highly successful safety procedures be used. Also, there will be no fuel or

chemical delivery issues regarding the treatment plant, and there is no possibility of any impairment of navigable waterways. The U.S. Corps of Engineers was contacted in 2002 concerning this project and responded on May 2, 2002 indicating "*Based on available information, there appear to be no waters of the U.S. on the project site*" (*Exhibit 3.3*). Furthermore, there is no state highway right-of-way in the project area (*Exhibit 3.9.2*).

Hazardous Waste

There are no known abandoned or uncontrolled hazardous waste sites in Camden County (<http://www.dnr.mo.gov/alpd/hwp/ar-current.pdf>). Also, there are no known buried storage tanks in the construction area of this project.

Noise

The major source of noise will be during construction of the project. Construction noise will be temporary and no long-term adverse impacts will occur.

3.9.3 **Mitigation:** There are no mitigation measures necessary.

4.0 Summary of Mitigation

No mitigation measures are necessary in relation to this proposed project in the Sunny Slope Country Club Drive Sewer District of Camden County.

5.0 Agency Correspondence

The Lake of the Ozarks Council of Local Governments, Camden County's administering agency for all grant and loan programs for all Camden County sewer districts, has contacted the following agencies regarding this report:

<u>Agency</u>	<u>Date Sent</u>	<u>Date Received</u>
Claire Blackwell State Historic Preservation Officer Attn: Section 106 Review P.O. Box 176 Jefferson City, MO 65102	2-12-04	3-03-04
Air Pollution Control Program Missouri Dept. of Natural Resources P.O. Box 176 Jefferson City, MO 65102	2-12-04	3-08-04

Harry S Truman Project Office U.S. Corps of Engineers Route 2, Box 29A Warsaw, MO 65355	3-01-02	5-02-02 ¹
Natural Resource Conservation Service 601 Business 70 West, Suite 250 Columbia, MO 65203	2-12-04	2-27-04
Missouri Department of Conservation 2901 W. Truman Blvd. P.O. Box 180 Jefferson City, MO 65102	2-12-04	3-09-04
U.S. Fish and Wildlife Service 608 W. Cherry St., Room 210 Columbia, MO 65201	2-12-04	2-19-04
State of Missouri Office of Administration Intergovernmental Relations P.O. Box 809 Jefferson City,, MO 65102	2-06-02	3-11-02 ²

¹ The Corps of Engineers was contacted May 13, 2004 and had no further comments other than those made in 2002.

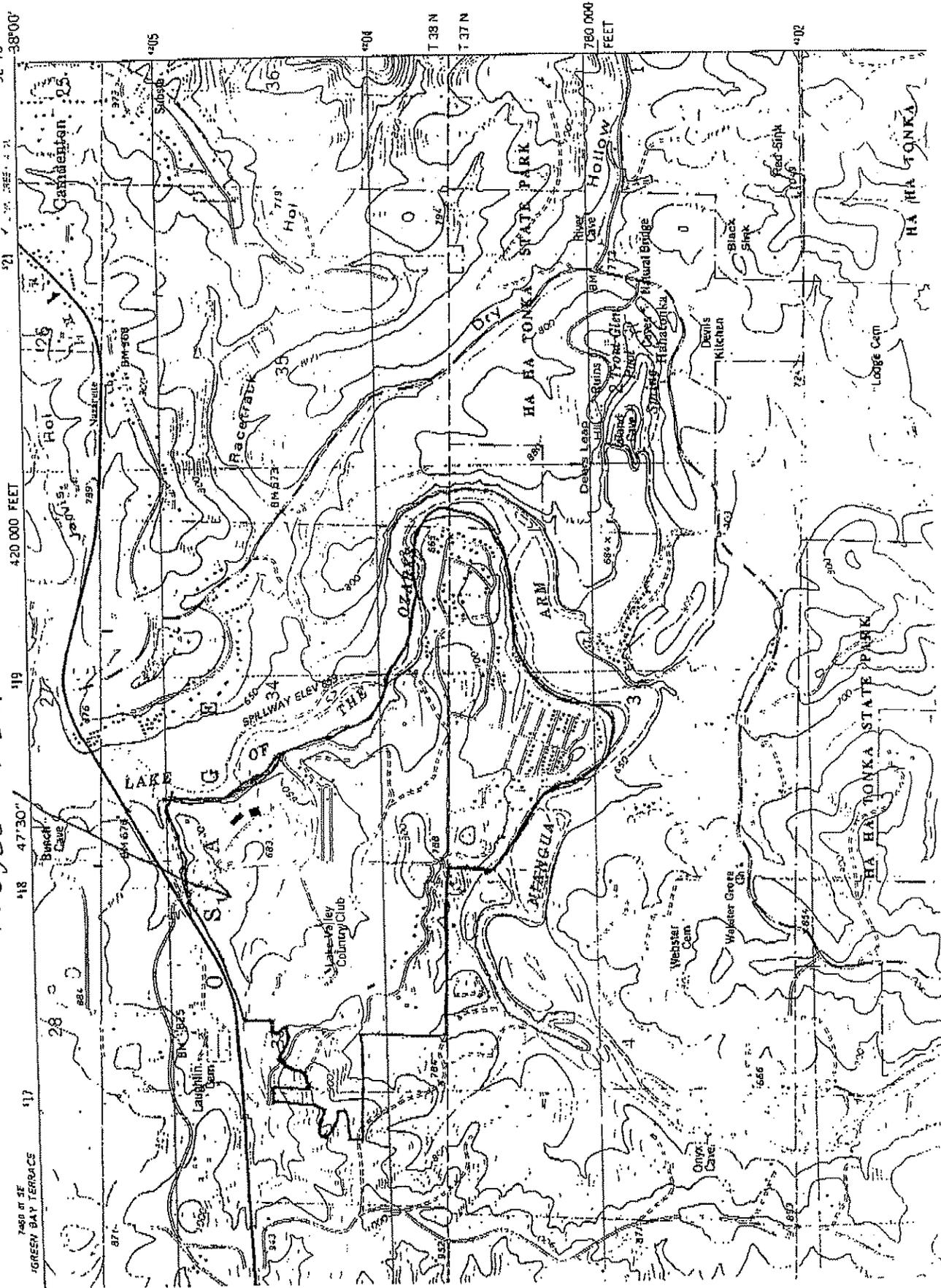
² The only comment received in the 2002 review from the Missouri Department of Transportation is included herein. Since this new review would not have required any change in information on the review form, the 2002 comments are still appropriate.

6.0 Exhibits

Exhibit 3.1

HAHATONKA QUADRANGLE
MISSOURI
7.5 MINUTE SERIES (TOPOGRAPHIC)
NEAR MACKS CREEK 15' QUADRANGLE

Project Area



MISSOURI
7.5 & 15' QUADRANGLE

7450 FT SE
GREEN BAY TERRACE 117
118 47'30" 119 420 000 FEET 120 92°45' 38'00"

HA HATONKA

HA HATONKA STATE PARK

CAMDEN COUNTY PLANNING AND ZONING
DEPARTMENT

May 10, 2004

Jim Dickerson
County Sewer Coordinator
P.O. Box 786
Camdenton, MO 65020

RE: Sunnyslope Zoning Classifications

Dear Mr. Dickerson:

The Majority of the land located within the Sunnyslope Country Club Drive Sewer District is zoned as R-1 (Low Density Residential) with the following exceptions.

Ceder Glen Condominiums -- zoned as R-3 (High Density Residential)

Lake Valley Condominiums -- zoned as R-3 (High Density Residential)

Autumn Village -- zoned as R-2 (Medium Density Residential)

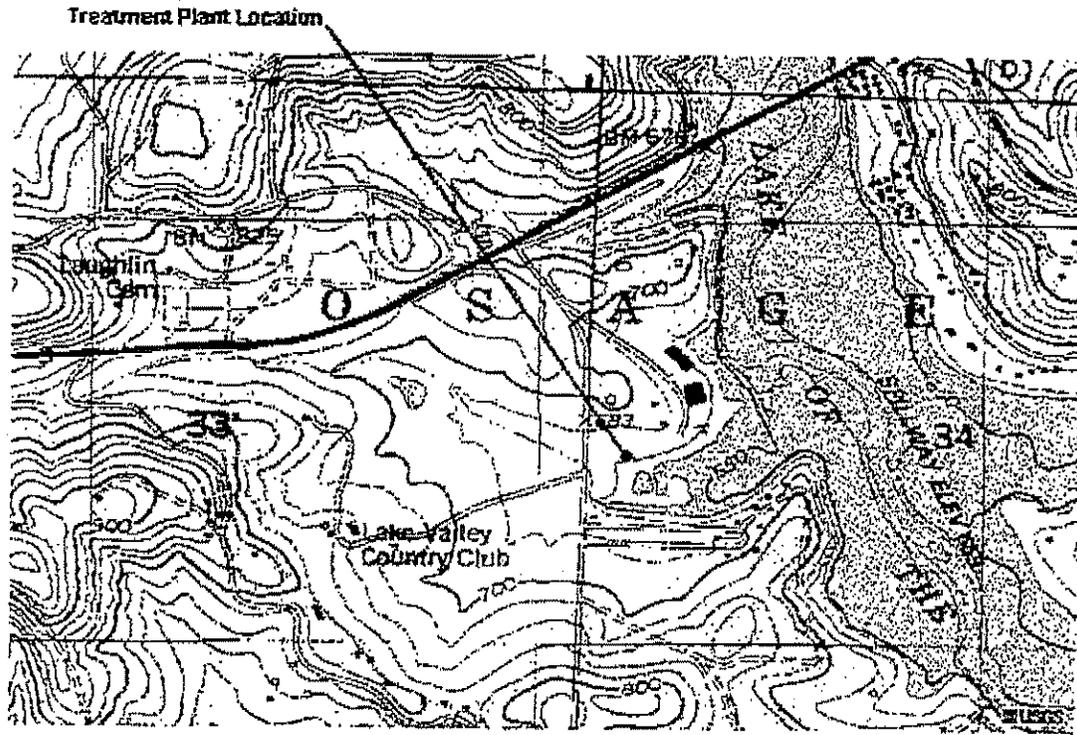
Lake Valley Country Club -- zoned as P-2 (Commercial Parks)

Sincerely,



Eric Barron
Secretary

1 COURT CIRCLE - CAMDENTON, MO - 65020
PHONE: 573-346-4440 • FAX: 573-317-9114



U.S. Department of Agriculture

FARMLAND CONVERSION IMPACT RATING

PART I (To be completed by Federal Agency)		Date Of Land Evaluation Request <u>2/19/04</u>			
Name Of Project <u>Sunnyslope Country Club Drive Sewer District</u>		Federal Agency Involved <u>USDA Rural Development</u>			
Proposed Land Use <u>Wastewater Treatment Plant</u>		County And State <u>Camden County, Missouri</u>			
PART II (To be completed by NRCS)		Date Request Received By NRCS <u>2/25/04</u> <u>Keith Davis</u>			
Does the site contain prime, unique, statewide or local important farmland? (If no, the FPPA does not apply - do not complete additional parts of this form).		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Acres Irrigated	Average Farm Size
					<u>295</u>
Major Crop(s) <u>Corn - For index</u>	Farmable Land In Govt. Jurisdiction Acres: <u>175,330</u> % <u>38.7</u>	Amount Of Farmland As Defined In FPPA Acres: <u>175,330</u> % <u>38.7</u>			
Name Of Land Evaluation System Used <u>Camden County</u>	Name Of Local Site Assessment System <u>None</u>	Date Land Evaluation Returned By NRCS <u>2/27/04</u>			
PART III (To be completed by Federal Agency)		Alternative Site Rating			
		Site A	Site B	Site C	Site D
A. Total Acres To Be Converted Directly		1.5			
B. Total Acres To Be Converted Indirectly		0.0			
C. Total Acres In Site		1.5	0.0	0.0	0.0
PART IV (To be completed by NRCS) Land Evaluation Information					
A. Total Acres Prime And Unique Farmland		0			
B. Total Acres Statewide And Local Important Farmland		1.5			
C. Percentage Of Farmland In County Or Local Govt. Unit To Be Converted		100			
D. Percentage Of Farmland In Govt. Jurisdiction With Same Or Higher Relative Value		38.7			
PART V (To be completed by NRCS) Land Evaluation Criterion					
Relative Value Of Farmland To Be Converted (Scale of 0 to 100 Points)		49	0	0	0
PART VI (To be completed by Federal Agency)					
Site Assessment Criteria (These criteria are explained in 7 CFR 658.5(b))	Maximum Points				
1. Area In Nonurban Use	7				
2. Perimeter In Nonurban Use	7				
3. Percent Of Site Being Farmed	0				
4. Protection Provided By State And Local Government	0				
5. Distance From Urban Builtup Area	5				
6. Distance To Urban Support Services	0				
7. Size Of Present Farm Unit Compared To Average	0				
8. Creation Of Nonfarmable Farmland	0				
9. Availability Of Farm Support Services	5				
10. On-Farm Investments	0				
11. Effects Of Conversion On Farm Support Services	0				
12. Compatibility With Existing Agricultural Use	8				
TOTAL SITE ASSESSMENT POINTS	160	32	0	0	0
PART VII (To be completed by Federal Agency)					
Relative Value Of Farmland (From Part V)	100	49	0	0	0
Total Site Assessment (From Part VI above or a local site assessment)	160	32	0	0	0
TOTAL POINTS (Total of above 2 lines)	260	81	0	0	0
Site Selected: <u>A</u>	Date Of Selection <u>5/24/04</u>	Was A Local Site Assessment Used? Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/>			

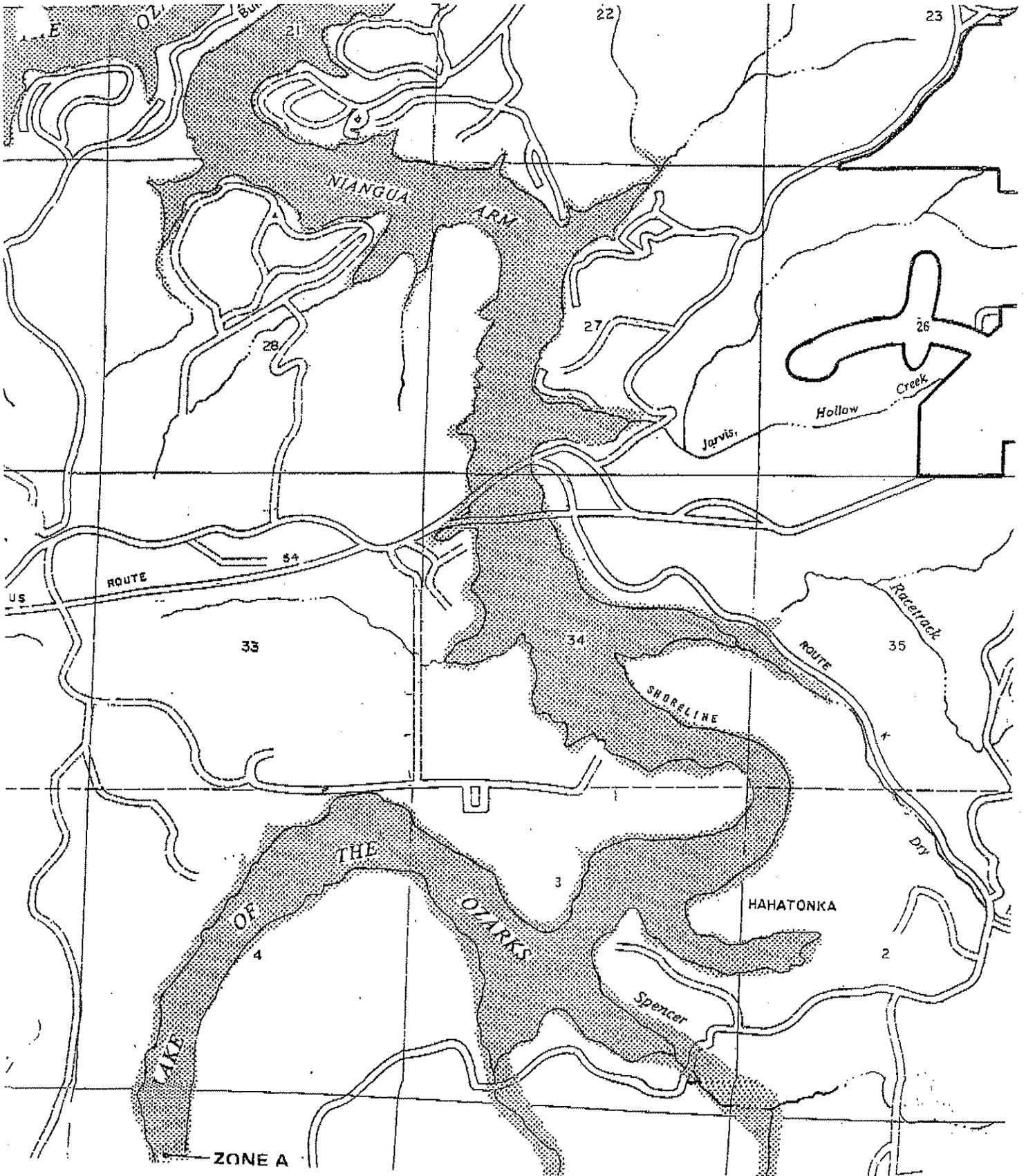
Reason For Selection:

(See instructions on reverse side)

This form was electronically produced by National Production Services Staff

Form AD-1006 (10-83)

Exhibit 3.2.2



JURISDICTIONAL DETERMINATION
U.S. Army Corps of Engineers, Kansas City District

APPLICANT: Lake Of The Ozarks Council Of Local Governments NUMBER: 200200649

LOCATION/WATERWAY: Adjacent to Lake of the Ozarks, LM 31.2+15, Sect. 33 and 34, T37N, R17W, Camden Co., MO

PROJECT REVIEW COMPLETED: Office Field

JURISDICTIONAL DETERMINATION (JD):

- Preliminary JD - Based on available information, there appear to be no waters of the U.S. on the project site. A preliminary JD is not appealable.
- Approved JD - There are waters of the United States on the project site. An approved JD is an appealable action (unless prepared by the U.S. Environmental Protection Agency (USEPA) or the Natural Resources Conservation Service (NRCS)).

BASIS FOR JURISDICTIONAL DETERMINATION:

- There are no jurisdictional waters of the U.S. present on the project site.
- The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S).
- The presence of interstate waters (including interstate wetlands¹).
- The presence of a tributary to an interstate water or other water of the U.S.
- Impoundments of interstate or other waters of the U.S. or their tributaries.
- The presence of territorial seas.
- The presence of wetlands adjacent² to interstate or other waters of the U.S., except for those wetlands adjacent to other wetlands.
- The presence of an isolated water (i.e., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
 - The site is used by interstate or foreign travelers for recreational purposes.
 - The site has fish or shellfish that are taken and sold in interstate or foreign commerce.
 - The site is used for industrial purposes by industries in interstate commerce.
 - Other: _____

Rationale for Basis (applies to any boxes checked above): Review of maps

Lateral Extent of Jurisdiction (33 CFR 328 and 329):

- Ordinary High Water Mark indicated by:
 - clear, natural line impressed on the bank
 - the presence of litter and debris
 - changes in the character of soil
 - destruction of terrestrial vegetation
 - shelving
 - other (hydrologic study, etc.): _____
- High Tide Line indicated by:
 - oil or scum line along shore objects
 - fish shell or debris deposits (foreshore)
 - physical markings/characteristics
 - tide gauges
 - other: _____
- Mean High Water Mark indicated by:
 - survey to available datum; physical markings; vegetation lines/changes in vegetation types
- In ocean or coastal area, site is in a zone three geographic (nautical) miles seaward of the baseline³
- Wetland, as shown on the attached wetland delineation map, and/or in a jurisdictional report prepared by _____, and dated _____.
- Additional supporting information attached and/or multiple JD forms completed for sites with multiple water categories.

Preparer: Environmental Protection Specialist, Rodney A. Christensen Date: 26 April 2007

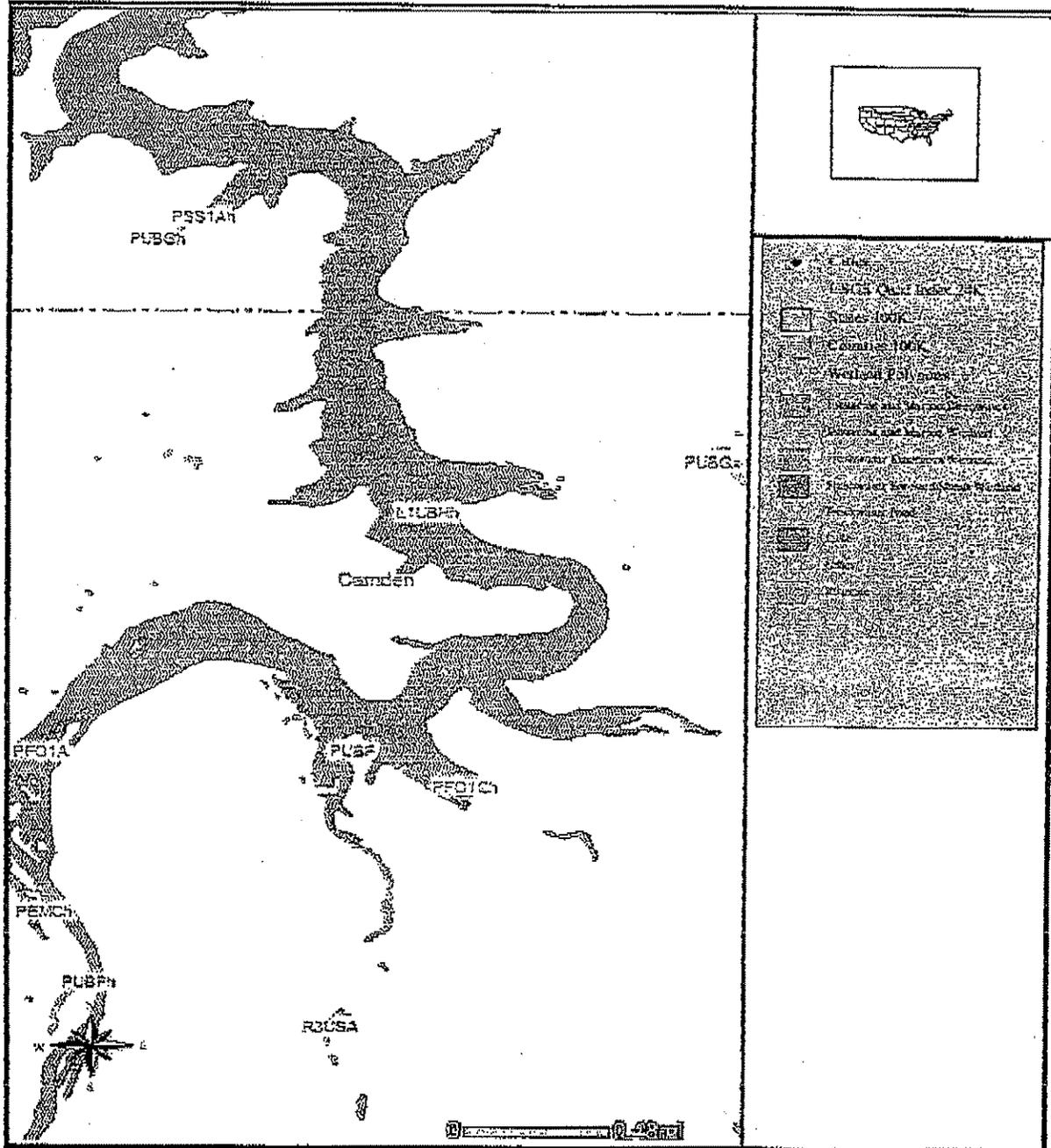
¹ Wetlands are identified and delineated using the methods and criteria established in the 1987 Corps of Engineers Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the 87 Manual.

² The term "adjacent" means bordering, contiguous, or neighboring. Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

³ Baseline is the line on the shore reached by the ordinary low tides from which the distance of three miles is measured.

USFW
Home
Page

U.S. Fish & Wildlife Service Wetlands Mapper



CULTURAL RESOURCE ASSESSMENT Section 106 Review

CONTACT PERSON/ADDRESS**C:**

Jim Dickerson
P.O. Box 786
Camdenton, Missouri 65020

Raymond Homer, USDA/RD

PROJECT:

Sunny Slope/Country Club Drive Sewer District

FEDERAL AGENCY

USDA/RD

COUNTY:

CAMDEN

The State Historic Preservation Office has reviewed the information submitted on the above referenced project. Based on this review, we have made the following determination:

After review of initial submission, the project area has a low potential for the occurrence of cultural resources. A cultural resource survey, therefore, is not warranted.

Adequate documentation has been provided (36 CFR Section 800.11). There will be "no historic properties affected" by the current project.

An adequate cultural resource survey of the project area has been previously conducted. It has been determined that for the proposed undertaking there will be "no historic properties affected".

For the above checked reason, the State Historic Preservation Office has no objection to the initiation of project activities. PLEASE BE ADVISED THAT, IF THE CURRENT PROJECT AREA OR SCOPE OF WORK ARE CHANGED, A BORROW AREA IS INCLUDED IN THE PROJECT, OR CULTURAL MATERIALS ARE ENCOUNTERED DURING CONSTRUCTION, APPROPRIATE INFORMATION MUST BE PROVIDED TO THIS OFFICE FOR FURTHER REVIEW AND COMMENT. Please retain this documentation as evidence of compliance with Section 106 of the National Historic Preservation Act, as amended.

By:

Mark A. Miles
Mark A. Miles, Deputy State Historic Preservation Officer

March 2, 2004
Date

MISSOURI DEPARTMENT OF NATURAL RESOURCES
STATE HISTORIC PRESERVATION OFFICE
P.O. Box 176, Jefferson City, Missouri 65102

For additional information, please contact Judith Deel, (573) 751-7862. Please be sure to refer to the project number:
007-CM-04

Lake of the Ozarks Council of Local Governments
 P.O. Box 786
 Camden, MO 65020
 (573) 346-5616
 FAX (573) 346-2007
jdickerson@copic.ext.missouri.edu

February 12, 2004

REC'D FEB 19 2004

U.S. Fish and Wildlife Service
 101 Park DeVille Dr., Suite A
 Columbia, MO 65203-0007

Re: Camden County Sunny Slope/ Country Club Drive Sewer District

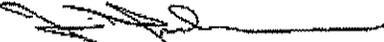
Ladies and Gentlemen:

On November 28, 2001, in an effort to formulate an Environmental Report for the USDA Rural Utilities Service, I sent you a plat and description of a wastewater collection and treatment system Camden County intended to construct for the Camden County Sunny Slope/ Country Club Drive Sewer District. At the time your office determined that "The U.S. Fish and Wildlife Service has reviewed the subject project proposal and determined that no federally listed species or designated critical habitat occurs within the project area; consequently, this concludes Section 7 consultation and no further review of this project is necessary".

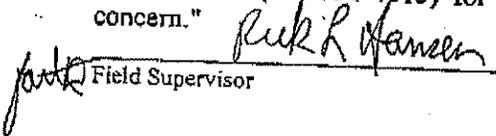
Recently, due to growth in the district, a desire to eliminate other points of discharge into the Lake of the Ozarks and to achieve economies of scale, Camden County decided to expand the referenced sewer district. Furthermore, as part of this expansion, the treatment facility site for the system has been moved. I am enclosing a topo map showing the boundaries of the expanded district as well as the new location of the treatment plant facilities that rests next to the current site of the treatment plant for Cedar Glen Condominiums. The project will involve the installation of about 23,800 linear feet of 2" PVC pressure line, 15,640 3" PVC pressure line and about 350 service connection pits. All main collection lines will be placed in existing road right of way.

We are interesting in any comments your agency might have on this project. We would appreciate an early response. If you need further information or wish to discuss this project, please contact me at 573-346-5616.

Sincerely,


 James R. Dickerson
 Camden County Sewer District Coordinator

"The U.S. Fish and Wildlife Service has reviewed the subject project proposal and determined that no federally listed species or designated critical habitat occurs within the project area; consequently this concludes section 7 consultation. Please contact the Missouri Department of Conservation (573/751-4115) for state listed species of concern."


 Field Supervisor

19 February 2004
 Date



MISSOURI DEPARTMENT OF CONSERVATION

Headquarters

2901 West Truman Boulevard, P.O. Box 180, Jefferson City, Missouri 65102-0180
 Telephone: 573/751-4115 ▲ Missouri Relay Center: 1-800-735-2966 (TDD)

JOHN D. HOSKINS, Director

March 9, 2004

Mr. James R. Dickerson
 Lake of the Ozarks Council of Local Governments
 P. O. Box 786
 Camdenton, Missouri 65020

Dear Mr. Dickerson:

Re: Camden County Sunny Slope/Country Club Drive Sewer District – Camden County, MO

Thank you for your letter of February 12 2004, regarding species of conservation concern within the proposed project area.

A review of our records shows that sensitive species or communities are not known to exist on or near the above referenced site. This reflects information we currently have in our database. Please be advised this is **not a site clearance letter**. Rather, this letter provides an indication of whether or not public lands and sensitive resources are known to be (or are likely to be) located close to the proposed project.

Incorporating information from our Heritage Database into project plans is an important step that can help reduce unnecessary impacts to Missouri's sensitive natural resources. However, the Heritage Database is only one reference that should be used to evaluate potential adverse impacts. Other types of information, such as wetland and soils maps and on-site inspections or surveys, should be considered. Reviewing current landscape and habitat information and species biological characteristics would additionally ensure that species of conservation concern are appropriately identified and addressed.

The project area occurs in a region of karst geology. These areas are characterized by subterranean water movement. Features like caves, springs, and sinkholes are common. Cave fauna are influenced by water pollution and other changes to water quality. Every effort should be made to protect groundwater in the project area.

Gray bats (Federally endangered, State endangered) are likely to occur in the project area, as they forage over streams, rivers, and reservoirs in this part of Missouri.

Thank you for the opportunity to review and comment.

Sincerely,

SHANNON CAVE
 PUBLIC INVOLVEMENT COORDINATOR

SDC:be

COMMISSION

STEPHEN C. BRADFORD
 Cape Girardeau

ANITA B. GORMAN
 Kansas City

CYNTHIA METCALFE
 St. Louis

LOWELL MOHLER
 Jefferson City

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

Bob Holden, Governor • Stephen M. Mahfood, Director

www.dnr.state.mo.us

March 8, 2004

Mr. James R. Dickerson, Camden County Sewer District Coordinator
Lake of the Ozarks Council of Local Government
P.O. Box 786
Camdenton, MO 65020

Dear Mr. Dickerson:

As requested in your February 12, 2004 letter, the Air Pollution Control Program has completed an environmental assessment of the proposed expansion project of the Camden County Sunny Slope/County Club Drive Sewer District. Your letter describes the project to include the construction of a wastewater collection system and treatment facility to serve a subdivision of the Camden County Sewer District, the Camden County Sunny Slope/County Club Drive Sewer District.

Based on the available information concerning the proposed project and the county, there should be no significant impacts on air quality as a result of the project. The proposed construction is taking place within an area of the state that is in attainment of all applicable air-quality standards. However, wherever necessary, steps should be taken to reduce the emissions of escaping dust associated with the actual implementation of the project. Also, as stated in 10 Code of State Regulation (CSR) 10-3.030, open burning of materials from land clearing must occur at a distance of more than 200 yards from the nearest inhabited residence or commercial business.

Thank you for your consideration of the air in the state of Missouri. Should you have any further questions concerning this matter, please contact Terry Rowles or me at P.O. Box 176, Jefferson City, MO 65102 or by phone at (573) 751-4817.

Sincerely,

AIR POLLUTION CONTROL PROGRAM


Patricia Maliro
Research Analyst III

PM:ms

Integrity and excellence in all we do



Missouri
Department
of Transportation



Henry Hungerbeeler, Director

105 West Capitol Avenue
P.O. Box 270
Jefferson City, MO 65102
(573) 751-2551
Fax (573) 751-8555
www.modot.state.mo.us

March 11, 2002

Ewell Lawson
Office of Administration
Intergovernmental Relations
Truman State Office Building, Room 840
P.O. Box 809
Jefferson City, MO 65102

Dear Ewell:

We have reviewed the application submitted by Camden County, Camdenton Mo, who is proposing to make improvements to their water and waste disposal system in their Sunny Slope/Country Club Drive Sewer Sub-District. If any of the proposed service improvements requires the use of state highway right of way, a permit will be required. To obtain this permit, the city should contact our District Engineer Roger Schwartze at Missouri Department of Transportation, District 5, 1511 Missouri Blvd., P.O. Box 718, Jefferson City, Missouri 65102, (573) 751-3322. His office is in a position to issue the necessary permit when needed.

Sincerely,

Ralph M. Rankin
Design Special Assignments Engineer

IT
j:\Rankin\95\d5\Ewell Lawson 7.doc
Copy: Mr. Roger Schwartze -5ao

Application No. OA 0203002

Our mission is to preserve and improve Missouri's transportation system to enhance safety and encourage prosperity.



U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101

Facsimile Cover Sheet

October 26, 2004

SUBJECT: Camden Co. Grant Amendment No. 2 and July 14 Letter

FROM: Donald Gibbins, Environmental Engineer 
Telephone #: 913-551-7417 Fax #: 913-551-9417

TO: Jeff Pinson, MDNR/WPP
Telephone #: 573-751-1406 Fax #: 573-751-9396

PAGES: 6, including this cover sheet.

COMMENTS:

Attached is amendment #2 for the Camden Co. EPA grant No. XP987222-01, which changes Programmatic Condition No. 1 and extends the project and budget periods.

Also attached is a letter from Camden County dated July 14 regarding the pre-award costs.

Let me know if you have any questions.

	U.S. ENVIRONMENTAL PROTECTION AGENCY Assistance Amendment		ASSISTANCE ID NO.			DATE OF AWARD 10/01/2004	
			PRG	DOC ID	AMEND#		
			XP - 98722201 - 2				
			TYPE OF ACTION No Cost Amendment			MAILING DATE 10/01/2004	
RECIPIENT TYPE: County			PAYMENT METHOD: ACH			ACH#	
RECIPIENT: Camden County Commission Camden County Courthouse, 1 Court Circle Camdenton, MO 65020 EIN: 44-6000457			Send Payment Request to: U. S. Environmental Protection Agency - Las Vegas Finance Center P. O. Box 98515, Las Vegas, NV 89193-8515 Contact # 702-798-2426, Fax # 702-798-2423				
PAYEE: Camden County Commission Camden County Courthouse, 1 Court Circle Camdenton, MO 65020							
PROJECT MANAGER		EPA PROJECT OFFICER		EPA GRANT SPECIALIST			
James R. Dickerson Camden County Courthouse, 1 Court Circle Camdenton, MO 65020 E-Mail: Phone: 573-346-5616		Don Gibbins 901 North Fifth Street, WWPD/WIMB Kansas City, KS 66101 E-Mail: Gibbins.Don@epamail.epa.gov Phone: 913-551-7417		Kathy Finazzo Grants Administration, PLMG/RFMB E-Mail: Finazzo.Kathy@epamail.epa.gov Phone: 913-551-7833			
PROJECT TITLE AND EXPLANATION OF CHANGES Camden County Infrastructure Improvement Project This amendment revises programmatic condition #1; extends the project and budget periods from September 30, 2006, to June 30, 2007; and revises the EPA contact information. This project consist of sewer and water improvements consisting of new collection systems and treatment facilities for seven areas in Camden County adjacent to the Lake of the Ozarks.							
BUDGET PERIOD 04/01/2002 - 06/30/2007		PROJECT PERIOD 04/01/2002 - 06/30/2007		TOTAL BUDGET PERIOD COST \$24,774,000.00		TOTAL PROJECT PERIOD COST \$24,774,000.00	
NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official which the Award Official determines to materially alter the Agreement, shall void the Agreement.							
OFFER AND ACCEPTANCE							
The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers Assistance/Amendment to the <u>Camden County Commission</u> for <u>55.00</u> % of all approved costs incurred up to and not exceeding <u>\$1,455,000</u> for the support of approved budget period effort described in application (including all application modifications) cited in the Project Title and Description above, signed <u>07/30/2002</u> included herein by reference.							
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)				AWARD APPROVAL OFFICE			
ORGANIZATION / ADDRESS Grants Management Office 901 North Fifth Street Kansas City, KS 66101				ORGANIZATION / ADDRESS U.S. EPA, Region 7 Water, Wetlands, and Pesticides 901 North Fifth Street Kansas City, KS 66101			
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY							
SIGNATURE OF AWARD OFFICIAL		TYPED NAME AND TITLE Kathy R. Finazzo, Grant Specialist			DATE 10/01/2004		
This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.							
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION							
SIGNATURE		TYPED NAME AND TITLE Carolyn Loraine, Presiding Commissioner			DATE 10/20/2004		

Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$0
2. Fringe Benefits	\$0
3. Travel	\$0
4. Equipment	\$0
5. Supplies	\$0
6. Contractual	\$3,348,500
7. Construction	\$20,509,000
8. Other	\$916,500
9. Total Direct Charges	\$24,774,000
10. Indirect Costs: % Base	\$0
11. Total (Share: Recipient <u>45.00</u> % Federal <u>55.00</u> %.)	\$24,774,000
12. Total Approved Assistance Amount	\$1,455,000
13. Program Income	\$0

Administrative Conditions

All administrative conditions remain the same.

Programmatic Conditions

All programmatic conditions remain the same with one exception, which is to replace programmatic condition # 1 with the following:

1. Recipient agrees that this grant is FOR SEWER AND WATER IMPROVEMENTS consisting of new collection systems and treatment facilities for seven areas in Camden County adjacent to the Lake of the Ozarks.

County of **CAMDEN** State of Missouri

1 Court Circle, Suite 1
Camdenton, Missouri 65020

Presiding Commissioner
Carolyn Loraine

1st District Commissioner
Steve West

Office of the
CAMDEN COUNTY COMMISSION

Commission Clerk
Rowland Todd

2nd District Commissioner
Thom Gumm

July 14, 2004

Mr. Don Gibbins, Environmental Engineer
Wastewater and Infrastructure Management Branch
U.S. Environmental Protection Agency
901 North 5th St.
Kansas City, KS 66101

Re: Grant # XP987222 01 Pre-Award Costs

Dear Mr. Gibbins:

As we discussed in our meeting March 19, 2003, the pre-award invoices submitted to EPA in 2003 represented only 55% of the pre-award costs incurred by the county. The actual pre-award costs were \$200,800 for engineering services and \$57,103 for administrative costs as reflected in invoices already submitted to the Missouri Department of Natural Resources. The request submitted in a letter from Barbara Bohley dated September 3, 2003 resulted in a misunderstanding since that request only included the EPA's 55% share.

Camden County requests that amended pre-award costs in the amount of \$200,800 for engineering services and \$57,103 for administrative services be approved.

If there are any questions regarding this request, please contact Camden County Sewer Coordinator Jim Dickerson at 573-346-5616.

Thank you for your continued guidance in this project.

Sincerely,

Carolyn F. Loraine
Carolyn F. Loraine

This was not processed because the County choose not to claim but to repay the original over payment on pre-award costs.
DLB



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

MEMORANDUM

DATE: September 3, 2002

SUBJECT: FY2002 Camden County Special Infrastructure Grant - #XP987222-01
Approval of Pre-Award Costs Incurred More Than 90 Days Prior to Award

FROM: Donald Gibbins, WWPD/SRFB 
Project Officer

THRU: Debbie Titus, PLMG/RFMB/AAMS/GAMU 
Grants Specialist

TO: Carol Rompage, PLMG/RFMB/AAMS/GAMU
EPA Award Official

The March 30, 2000, memorandum "Modification to Policy Guidance for 40 CFR Part 31" and the May 3, 2000, memorandum "Clarification on GPI 00-02 Modification to Policy Guidance for 40 CFR Part 31 Pre-Award Costs," both from Bruce Feldman, Acting Division Director, Grants Administration Division, provide for approval by the EPA Award Official of pre-award costs incurred more than 90 days prior to the award of the grant if the EPA Project Officer finds the costs are necessary, reasonable and allocable to the project and the EPA Award Official finds that the costs are eligible under statute or regulation.

The above-referenced special infrastructure grant was authorized by Congress in the EPA FY2002 appropriation act to fund water and sewer improvements in Camden County. Attached is a letter dated September 3, 2002, from Ms. Barbara Bohley on behalf of Camden County requesting approval for the inclusion of pre-award costs in the amount of \$141,654 and also asking that the project and budget start dates be adjusted to April 1, 2002. In this letter, Ms. Bohley states that the costs include preliminary planning and project administration costs. Also attached is a follow-up e-mail message which further clarifies the nature of some of the services included in the request.

Attached is a portion of the headquarters memorandum dated April 15, 2002, from Michael B. Cook, Director, Office of Wastewater Management, which addresses the award of grants for special projects authorized in the STAG account of the EPA FY02 appropriations act. This memorandum discusses approval of pre-award costs by the regional award official on pages 7 and 8. The conclusion stated in the memorandum is that the Regions can approve pre-award costs when the costs were incurred after the start of the fiscal year for which the funds were appropriated, but before the grant award. That is the case for the costs in question for this request for approval.

I have evaluated this request and find that the requested pre-award costs are necessary, reasonable and allocable to the project which is specified in the EPA FY2002 appropriations act. I ask that you approve these costs by signing below. Please retain this original for your grant file and return a copy for my project officer file.

Please contact me at (913) 551-7417 if you have any questions or need additional information.

Attachments

I find that the pre-award costs discussed in this memorandum and the attached letters are eligible under the authorizing statute and I approve their inclusion in the grant. Reimbursement for the grant share of these costs will only be allowable if the services were procured in accordance with the applicable procurement regulation at 40 CFR 31.36.



Carol Rompage, Region 7 EPA Award Official



**Don
Gibbins/WWPD/R7/USEPA/US**

08/06/2004 07:14 AM

To Jeff Pinson

cc

bcc

Subject Fw: Camden County EPA Grant

FYI.

----- Forwarded by Don Gibbins/WWPD/R7/USEPA/US on 08/06/2004 07:14 AM -----



Jim Dickerson
<jdickerson@copic.ext.missouri.edu>

08/05/2004 02:55 PM

To Don Gibbins/WWPD/R7/USEPA/US@EPA

cc

Subject Re: Camden County EPA Grant

Don: Thank you for your assistance. The county has executed the engineer's contract amendment and the amendment was delivered to the engineer's office this morning for his review and signature.

jrd

-----Original Message-----

From: Gibbins.Don@epamail.epa.gov
Date: Wednesday, August 04, 2004 8:21:13 AM
To: [James Dickerson](mailto:James.Dickerson@epa.gov)
Cc: Jeff.Pinson@dnr.mo.gov; Dalal.Pradip@epamail.epa.gov
Subject: Camden County EPA Grant

In accordance with the City's request, I have advised the grant specialist to issue a grant amendment to change Programmatic Condition No. 1 which defines the scope of the project. I have chosen to delete the list of subdivisions from the condition so that any future scope changes can be handled through correspondence only without the need to amend the grant again. I have also requested that the end dates be extended in accordance with the new schedule submitted. I know that you did not request an extension at this time, but we can extend it again in the future if necessary due to unavoidable delays with any of the individual projects.

I will act on the City's request to approve all of the pre-award costs incurred when the contract revisions have been submitted to and approved



**Don
Gibbins/WWPD/R7/USEPA/US**

08/04/2004 08:17 AM

To James Dickerson <jdickerson@copic.ext.missouri.edu>

cc Jeff.Pinson@dnr.mo.gov, Pradip
Dalal/WWPD/R7/USEPA/US

bcc

Subject Camden County EPA Grant

In accordance with the City's request, I have advised the grant specialist to issue a grant amendment to change Programmatic Condition No. 1 which defines the scope of the project. I have chosen to delete the list of subdivisions from the condition so that any future scope changes can be handled through correspondence only without the need to amend the grant again. I have also requested that the end dates be extended in accordance with the new schedule submitted. I know that you did not request an extension at this time, but we can extend it again in the future if necessary due to unavoidable delays with any of the individual projects.

I will act on the City's request to approve all of the pre-award costs incurred when the contract revisions have been submitted to and approved by MDNR. I understand that Mr. Pinson is waiting for revisions to both your contract and the one with the engineer. The pre-award costs would only be allowable if the contracts are approvable. Since the City has already drawn the funds they are now requesting for approval, I suggest resolving the contract approval issue as soon as possible. Please advise the engineer concerning this issue.

Let me know if you have any questions on these matters.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

August 3, 2004

MEMORANDUM

SUBJECT: EPA Grant No. XP987222 01, Camden County, MO
Request for Grant Amendment

FROM: Donald Gibbins, Environmental Engineer
Wastewater & Infrastructure Management Branch, WWPD

TO: Kathy Finazzo, Grants Specialist
Grants & Assistance Management Unit, PLMG

In accordance with the attached correspondence from Camden County, Missouri, please amend the above-subject grant to change one of my conditions and the Budget and Project Period end dates. You may also want to change the EPA Grant Specialist name.

The County requested in their attached letter dated June 28, 2004, that another subdivision be added to the scope of the project. I made the project description for the original grant general, but I included the subdivision names in the scope of the project included in Programmatic Condition No. 1, so I need to revise that condition. Since the grant application and later correspondence adequately defines the project, I want to revise my condition to be more general as follows:

1. Recipient agrees that this grant is FOR SEWER AND WATER IMPROVEMENTS consisting of new collection systems and treatment facilities for seven areas in Camden County adjacent to the Lake of the Ozarks.

In response to the letter from the County, I requested some additional information from them in a letter dated July 7, 2004, and I received a response dated July 12, 2004. That correspondence is also attached. The response includes a revised project schedule, and although the County did not request a grant extension at this time, I would like you to amend the Budget and Project Period end dates at this time to June 30, 2007.

Please contact me at (913) 551-7417 or gibbins.don@epa.gov if you have any questions or need additional information.

Attachments

cc: Jeff Pinson, MDNR

D.Gibbins:deg:WIMB:7417:8/3/04:Finazzo 04-08-03 memo-grant amendment for scope.wpd

WIMB WIMB
Gibbins Dalal
08/03/04 08/03/04

FILE TO:
Camden Co. SIG
EPA Grant No. XP987222 01



County of **CAMDEN** *State of Missouri*

1 Court Circle, Suite 1
Camdenton, Missouri 65020

Presiding Commissioner
Carolyn Loraine

1st District Commissioner
Steve West

Office of the
CAMDEN COUNTY COMMISSION

Commission Clerk
Rowland Todd
July 12, 2004

2nd District Commissioner
Thom Gumm

Mr. Donald E. Gibbins, Environmental Engineer
Wastewater & Infrastructure Management Branch
U. S. Environmental Protection Agency
901 North 5th Street
Kansas City, Missouri 66101

Re: EPA Grant No. XP987222 01

Dear Mr. Gibbins:

Camden County is enclosing a revised project budget and schedule as requested in your letter of July 7, 2004. The county realizes some of the dates go beyond the project period of this grant, but we prefer to wait to visit with you on this issue until we have more firm information on some of the projects.

Also, a progress report has been included in that document. As you can see, a great deal of progress has been achieved on several of the projects. The Camelot Sewer District system should go to bid and be under construction this year. All voter approvals have been achieved on that district. In addition, the county anticipates going to the voters in the Normac Estates Sewer District in November, 2004 or April, 2005.

Regarding the reasons for missing the deadlines in the original application, it must first be said that the deadlines included in the application were ambitious considering the difficulty of determining the most efficient and effective boundaries for the districts in our rough terrain, the timeframe of availability of relatively large amounts of grant and loan money from federal and state sources and the difficulty of communicating effectively regarding district plans and costs to a customer base in districts that include large numbers of second homeowners who are often away from the area during winter. Judging from the county's experiences in the Sunny Slope Country Club Drive District we have learned that the non-resident population creates challenges in the easement acquisition process since these people can usually be contacted by mail, telephone or on weekends during the spring and summer.

Even though the county's projects have not moved as quickly as the application anticipated, the county is proud that the bond issues in both the Sunny Slope Country Club Drive Sewer District and the Camelot Sewer District passed with a voter approval.

of over 70%. Citizen input the county received in some of the other districts has been positive, also. Even though the county has missed some deadlines in the application and will miss others, we believe it much better to take the time we have learned is necessary to develop strong citizen support for this initial effort to develop central wastewater collection and treatment around the more densely settled areas along the shoreline of the Lake of the Ozarks. Each time a district is successfully implemented through construction, we believe, will create stronger citizen support for the implementation of this and what will undoubtedly be successive projects.

Camden County thanks you for your efforts to help us with the successful implementation of this project. If you should have any questions about the materials we are submitting, please feel free to contact Jim Dickerson, Camden County's Sewer District Coordinator, at 573-346-5616.

Sincerely,

A handwritten signature in cursive script that reads "Carolyn F. Loraine". The signature is written in black ink and is positioned above the printed name.

Carolyn F. Loraine

County of **CAMDEN** State of Missouri

1 Court Circle, Suite 1
Camdenton, Missouri 65020

Presiding Commissioner
Carolyn Loraine

1st District Commissioner
Steve West

Office of the
CAMDEN COUNTY COMMISSION

Commission Clerk
Rowland Todd

2nd District Commissioner
Thom Gumm

Revised Project Cost Schedule
July 9, 2004

<u>Project Segment</u>	<u>EPA \$</u>	<u>Total \$</u>	<u>Design Complete</u>	<u>Construction Complete</u>
Camelot	\$200,000	\$3,840,000	4/04	10/05
Normac	\$ 55,000	\$ 400,000	4/04	11/05
Crane/Davey Cove	\$400,000	\$8,500,000	10/04	11/06
Coffman Bend	\$175,000	\$1,500,000	03/05	11/06
Greenview	\$215,000	\$9,200,000	10/04	11/06
Sunny Slope	\$400,000	\$3,485,100	5/04	6/05
Total	\$1,445,000	\$26,925,100		

Progress Report

Camelot Sewer District: The district has been formed and the necessary revenue and general obligation bonds to construct the system have been approved by voters. In addition, the district has been expanded from its original size to include two large condominium developments that increase the district's number of customers and put downward pressure on the user rate.

Normac Estates District: This district has been formed and the Preliminary Engineering Report is complete. Environmental Review is to be initiated within the next two weeks. Two public meetings have been held with residents of the district to get their approval of the concept and estimated user rates for the system. Response has been overwhelmingly positive. A vote is anticipated in November, 2004 or April 2005 on proposed financing for the system.

Greenview: This district has been formed and work is just about completed on the Preliminary Engineering Report. This district, unlike most of the others, has a relatively large number of existing treatment plants even though the district as proposed is still largely served with septic tank systems. County and engineering staff has met with most of the owners of these existing plants to determine which of these plants might be used in

the proposed county system. The Environmental Review will be initiated as soon as the PER is complete.

Crane/Davey Cove: A lot of work has gone into establishing the boundaries of this district. A proposed boundary has been developed after extensive field research and a projected number of users has been developed. This district should be the next district formed.

Coffman Bend: Initial fieldwork has been done in this district to provide information for boundary determinations.

Climax Springs: This proposed district has been the most problematic. Boundary work has been completed, and all necessary documents for the formation of the district have been prepared. However, the Climax Springs School, which just over two years ago installed a new system, has been hesitant to agree to use the proposed county system and hesitant to support the formation of the district. Due to the fact that most of the residents of the district have low income, it has always been believed that this district would be the most challenging of all those proposed to get voter approval on the issuance of bonds. That challenge would only be increased by lack of support from the school district. Finally, communication with the school district has been harmed over the last two years because the school district's superintendent was embroiled in a federal embezzlement trial and has now been removed. For these reasons, the Climax Springs District has been removed from the project budget above.



Jim Dickerson
<jdickerson@copic.ext
.missouri.edu>

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc: Pradip Dalal/WWPD/R7/USEPA/US@EPA, Jeff.Pinson@dnr.mo.gov
Subject: Re: Camden County Requests

07/07/2004 10:03 AM

Thank you, Don. I will get on this.
jrd

-----Original Message-----

From: Gibbins.Don@epamail.epa.gov
Date: Wednesday, July 07, 2004 09:57:37
To: Jim Dickerson
Cc: Jeff.Pinson@dnr.mo.gov; Dalal.Pradip@epamail.epa.gov
Subject: Re: Camden County Requests

This message is regarding the two letters you sent me for the Camden County EPA grant.

I have written a letter to the County in response their letter regarding the change in scope. I am asking for a new breakdown of project costs and revised schedules for the projects. I am faxing you a copy of that letter for your information.

The second letter from the County is not what I was looking for regarding the pre-award costs. Currently, pre-award costs are approved in the amount of \$141,654, and only 55% of that is eligible for EPA payment. That approval was based upon information submitted by Barbara Bohley in a letter dated 9/3/03. (I am faxing a copy of that letter for your information.) During our 3/19/03 meeting, we were told that only the EPA portion of the pre-award costs were submitted for approval. I need the County to send me a letter referring to the Bohley letter and stating that such a misunderstanding occurred, and that the original request for approval of pre-award costs should be amended, list the total pre-award costs incurred with the breakdown between engineering and administration, and asked that the total pre-award project costs be approved by EPA for inclusion in the EPA grant.

Let me know if you have any questions regarding these matters.

Donald E. Gibbins

EPA Region 7 WWPDP/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Jim Dickerson
<jdickerson@copic.ext.missouri.edu> To: Don
Gibbins/WWPDP/R7/USEPA/US@EPA
ssouri.edu> cc:
Subject: Fw: Camden County Requests
06/28/2004 12:50 PM

Don: Checked the spelling. Looking right at it and still got in wrong.
Sorry. Let's try it again.
jrd

-----Original Message-----

From: Jim Dickerson
Date: Monday, June 28, 2004 11:25:38
To: Gibbons.Don@epa.gov
Subject: Camden County Requests

Dear Mr. Gibbons: I am attaching two letters as instructed executed by
the Camden County Commission this morning. If you need additional
information or have questions, please call.
Jim Dickerson
Camden County Sewer District Coordinator



U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101

Facsimile Cover Sheet

July 7, 2004

SUBJECT: Camden County EPA Grant No. XP987222 01
Letter Regarding Change of Scope

FROM: Donald Gibbins, Environmental Engineer 
Telephone #: 913-551-7417 Fax #: 913-551-9417

TO: Jim Dickerson
Telephone #: 573-346-5616 Fax #: 573-346-2007

PAGES: 5/3, including this cover sheet.

COMMENTS:

Attached is your copy of the letter I am mailing to Camden County regarding the 6/28/04 request for a change in project scope.

Also attached for your information is a copy of correspondence from Barbara Bohley dated 9/3/03 which requests approval of pre-award costs. I make reference to this letter in an e-mail I sent to you on this date.

*I sent the wrong cover sheet the first time.
Dan*

July 7, 2004

Ms. Carolyn F. Loraine
Presiding Commissioner
1 Court Circle, Suite 1
Camdenton, MO 65020

Dear Ms. Loraine:

RE: EPA Grant No. XP987222 01, Request for Revision to Project Scope and Schedule

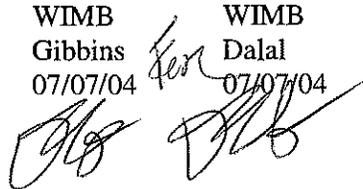
I have received your letter dated June 28, 2004, which requests a revision to the scope of the referenced EPA grant project to include a project for the Sunny Slope Country Club Drive Sewer District. The authorization by Congress for this grant stated that the grant was for sewer and water improvements, so the proposed addition is within the scope of the authorization.

The following information was provided to EPA with the original grant application and with a memorandum from Barbara Bohley dated September 3, 2002:

<u>Project Segment</u>	<u>EPA \$</u>	<u>Total \$</u>	<u>Design Complete</u>	<u>Construction Complete</u>
Camelot Estates	\$200,000	\$3,444,000	09/03	11/04
Climax Springs/Normac	160,000	1,565,000	09/03	06/04 - Normac 09/04 - Climax Springs
Crane Cove/Davey Cove	500,000	8,500,000	09/04	12/05
Coffman Bend	245,000	1,500,000	06/04	06/05
Greenview/Hwy E	285,000	9,210,000	12/04	12/05
Other project costs	<u>65,000</u>	<u>555,000</u>		
Application Totals	\$1,455,000	\$24,774,000		

Your requested revision to the scope of the grant project will impact the above project cost information. Before I approve the change, you should submit a revision to the above chart which includes the Sunny Slope Country Club Drive Sewer District project and a revision to all of the cost information. The project segment costs were taken from pages 10 and 11 of the Narrative statement submitted with your grant application. Those costs do not equal the grant amount and total project cost listed in the application, so I have added the line "Other project costs." Your revised table should distribute the grant amount and all of the total costs to the various project segments. I understand that the new total project cost may be different with the addition of another project segment.

D.Gibbins:dg:WIMB:7417:7/6/04:Loraine 04-07-07 letter-request project schedule.wpd

WIMB WIMB
Gibbins Dalal
07/07/04 07/07/04


FILE TO:
Camden County SIG
EPA Grant No. XP987222 01

The project schedules included in the chart were taken from the above-referenced letter from Barbara Bohley. Several of the scheduled dates have passed or are soon approaching, and as far as I am aware, no progress has been made on any of the originally proposed projects. Please revise the schedule dates with your best current estimate, and provide a reason for the missed schedule milestones as required by Programmatic Condition No. 7.

Please do not hesitate to contact me at (913) 551-7417 or gibbins.don@epa.gov if you have any questions or need additional information.

Sincerely,

Donald E. Gibbins
Environmental Engineer
Wastewater & Infrastructure Management Branch
Water, Wetlands & Pesticides Division

cc: Jim Dickerson, Project Manager, via facsimile
Barbara Bohley, BLB & Associates
Jeff Pinson, MDNR



Don Gibbins

07/06/2004 02:17 PM

To: Jeff Pinson
cc:
Subject: Fw: Camden County Requests

Below is the e-mail message I told you about today in our telephone conversation. Let me know if you have any questions.

Donald E. Gibbins
EPA Region 7 WWPD/WIMB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

----- Forwarded by Don Gibbins/WWPD/R7/USEPA/US on 07/06/2004 02:16 PM -----



Jim Dickerson
<jdickerson@copic.ext
.missouri.edu>

06/28/2004 12:50 PM

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc:
Subject: Fw: Camden County Requests

Don: Checked the spelling. Looking right at it and still got in wrong. Sorry. Let's try it again.

jrd

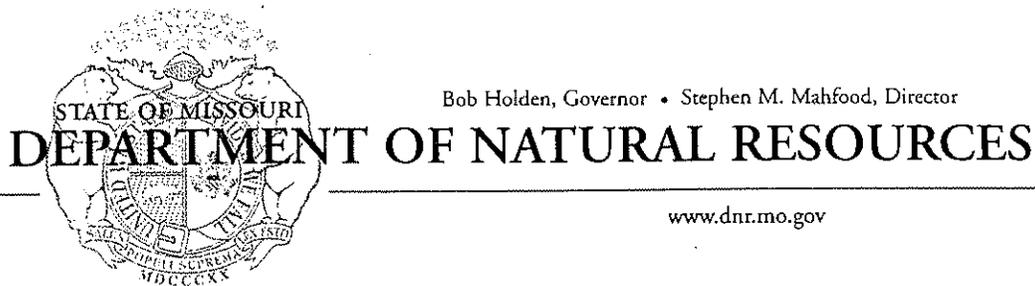
-----Original Message-----

From: Jim Dickerson
Date: Monday, June 28, 2004 11:25:38
To: Gibbons.Don@epa.gov
Subject: Camden County Requests

Dear Mr. Gibbins: I am attaching two letters as instructed executed by the Camden County Commission this morning. If you need additional information or have questions, please call.

Jim Dickerson
Camden County Sewer District Coordinator

 **IncrediMail - Email has finally evolved - [Click Here](#)**   _0628111354_001.pdf _0628111338_001.pdf



Bob Holden, Governor • Stephen M. Mahfood, Director

www.dnr.mo.gov

June 28, 2004

Mr. Thom Gumm, Commissioner
Camden County Commission
1 Court Circle, Suite 1
Camdenton, MO 65020

RE: EPA Grant XP 987222-01, Camden County

Dear Commissioner Gumm:

Referring to our conference call on June 24, 2004 with you, Mary Clark, Joy Reven and I, this letter is a summary of what was discussed.

The county will need to send two letters to Mr. Don Gibbins, Environmental Protection Agency (EPA) Region 7. The first letter needs to request that Sunny Slope be included as part of the EPA grant. If Mr. Gibbins agrees to amend the grant it will not increase the grant amount, but will allow the grant to fund the Sunny Slope project in the appropriate percentage (55%).

The project will also be required to have a Finding of No Significant Impact (FONSI). It appears that clearances may have already been obtained from the appropriate agencies, but a public hearing and 30 day advertisement for the hearing is needed to allow a FONSI to be written. The FONSI is then placed on a 30 day comment period. After this 30 day period, if no valid comments are presented, construction can begin. Also, a change order will be needed to include any EPA grant requirements that are not already included in the specifications.

The second letter to Mr. Gibbins must address the overpayment issues with the grant. EPA considers the grant as over paid at this time and has a hold on further payments. To correct this problem Mr. Gibbins asked during our meeting on March 19, 2003 for a letter to be sent to him stating that an error was made on the first pay request. The error resulted when the total amount of costs incurred was not placed on the pay request form, only 55% was shown. The total costs incurred must be shown in order to verify that the actual requested amount is 55%.

He also asked that invoices be submitted to the Missouri Department of Natural Resources verifying that additional costs were incurred. These invoices have been received. Please feel free to state this in your letter.

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Commissioner Thom Gumm
June 28, 2004
Page Two

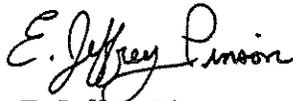
Other issues that must be addressed concern the engineering agreement and administrative agreement: Both agreements need to be approved. Each has been reviewed and comments have been made. Mr. Dickerson and The Howard R. Green Company have addressed the comments to their respective agreements by e-mail, mail and telephone. To approve the agreements, executed amendments must be received and reviewed for completeness. I would prefer that you send these agreements to me as a draft before the commission executes them. I will review them and contact the commission if all is in order. They can then be executed. Send the executed copies to me, Mr. Gibbins does not review these, I will then send an approval letter.

When all before mentioned issues are resolved, payments may be resumed.

If you have any questions, please contact me at (573) 751-1406 or P.O. Box 176, Jefferson City, Missouri 65102-0176.

Sincerely,

WATER PROTECTION PROGRAM



E. Jeffrey Pinson
Project Coordinator

EJP/amb

c: Mr. Donald Gibbins, EPA Region 7



Jim Dickerson
<jdickerson@copic.ext
.missouri.edu>

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc:
Subject: Fw: Camden County Requests

06/28/2004 12:50 PM

Don: Checked the spelling. Looking right at it and still got it wrong. Sorry. Let's try it again.
jrd

-----Original Message-----

From: Jim Dickerson
Date: Monday, June 28, 2004 11:25:38
To: Gibbons.Don@epa.gov
Subject: Camden County Requests

Dear Mr. Gibbons: I am attaching two letters as instructed executed by the Camden County Commission this morning. If you need additional information or have questions, please call.
Jim Dickerson
Camden County Sewer District Coordinator

 **Incredimail** - Email has finally evolved - [Click Here](#)   _0628111354_001.pdf _0628111338_001.pdf

County of **CAMDEN** State of Missouri

1 Court Circle, Suite 1
Camdenton, Missouri 65020

Presiding Commissioner
Carolyn Loraine

1st District Commissioner
Steve West

Office of the
CAMDEN COUNTY COMMISSION

Commission Clerk
Rowland Todd

2nd District Commissioner
Thom Gumm

June 28, 2004

Mr. Don Gibbons, Project Officer
U.S. Environmental Protection Agency, Region VII
901 North Fifth Street
Kansas City, KS 66101

VIA ELECTRONIC MAIL

Re: Project XP-98722201-1

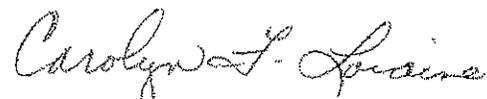
Dear Mr. Gibbons:

Camden County is writing to assure you that invoices previously submitted to EPA for the referenced project represented EPA's 55% of project costs. Invoices representing Camden County's 45% share have been submitted to the Missouri Department of Natural Resources for documentation purposes.

If you should have any questions, please do not hesitate to call Project Manager Jim Dickerson at 573-346-5616.

Thank you.

Sincerely,


Carolyn F. Loraine

County of **CAMDEN** State of Missouri

1 Court Circle, Suite 1
Camdenton, Missouri 65020

Presiding Commissioner
Carolyn Loraine

1st District Commissioner
Steve West

Office of the
CAMDEN COUNTY COMMISSION

Commission Clerk
Rowland Todd

2nd District Commissioner
Thom Gumm

June 28, 2004

Mr. Don Gibbons, Project Officer
U.S. Environmental Protection Agency, Region VII
901 North Fifth Street
Kansas City, KS 66101

VIA ELECTRONIC MAIL

Re: Project XP-98722201-1

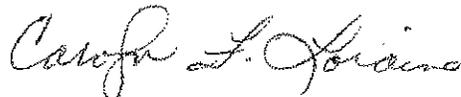
Dear Mr. Gibbons:

Camden County requests an amendment to the referenced project to include the Sunny Slope Country Club Drive Sewer District. The Sunny Slope Country Club Drive Sewer District was not originally included in the broader county wastewater project because the sewer district was the farthest along at the time EPA funds were discussed. However, due to delays caused by a need to hold a new bond election and other matters, the Sunny Slope Country Club Drive construction bid solicitation just occurred. Due to the levels of the bids received and funds available to Camden County, use of some of the referenced EPA funding is necessary to complete the Sunny Slope Country Club Drive portion of the county's project.

Camden County would greatly appreciate your favorable consideration of this amendment request. If you should have any questions, please do not hesitate to call Project Manager Jim Dickerson at 573-346-5616.

Thank you.

Sincerely,



Carolyn F. Loraine



Jeff Pinson
<jeff.pinson@dnr.mo.gov>

01/22/2004 09:53 AM

To: Don Gibbins/MWPD/R7/USEPA/US@EPA
cc:
Subject: Camden County Administrative Contract

Don,

Per Mr. Dickerson's request I am forwarding this e-mail to you. The attached letter is to the County and Mr. Dickerson states that he has no problem correcting the agreement to comply with Federal Regs.

Thanks,

EJP

----- Forwarded by Jeff Pinson/WPCP/DEQ/MODNR on 01/22/2004 09:47 AM -----

"Jim Dickerson" <jdickerson@copic.ext.missouri.edu>

01/22/2004 09:24 AM

To: nrpinsj@mail.dnr.state.mo.us

cc:

Subject: Camden County Administrative Contract

Jeff: I am attaching a letter sent to Commissioner Loraine regarding your last letter. Would you be kind enough for forward to Don Gibbons. I don't have his e-mail address in this computer. We will have contract revisions completed soon.

James R. Dickerson

DNR is changing all e-mail addresses to a new format. Old e-mail addresses will only work during a transition period. Please update your records with my new e-mail address, above.



=====
_0122091758_001.pdf

Lake of the Ozarks Council of Local Governments

P.O. Box 786
Camdenton, MO 65020
(573) 346-56116
jdickerson@copic.ext.missouri.edu

January 20, 2004

Camden County Presiding Commissioner Carolyn Loraine
Camden County Courthouse
#1 Court Circle, Suite 1
Camdenton, MO 65020

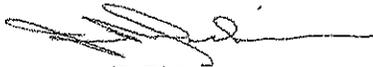
Re: Jeffrey Pinson letter of January 2, 2004

Dear Carolyn:

Relating to Mr. Pinson's citing of 40 CFR 31.36(f)(4) wherein EPA will not allow compensation based on either a cost plus percentage or percentage of construction cost, we have no problem redrawing our contract for a lump sum of \$89,364—the original value of the contract. As I explained in my earlier letter, the amount was originally determined based on a state-approved formula that is allowed by HUD but apparently, EPA prefers another route. We will include this change in the items presented in a revised contract for consideration.

Thank you.

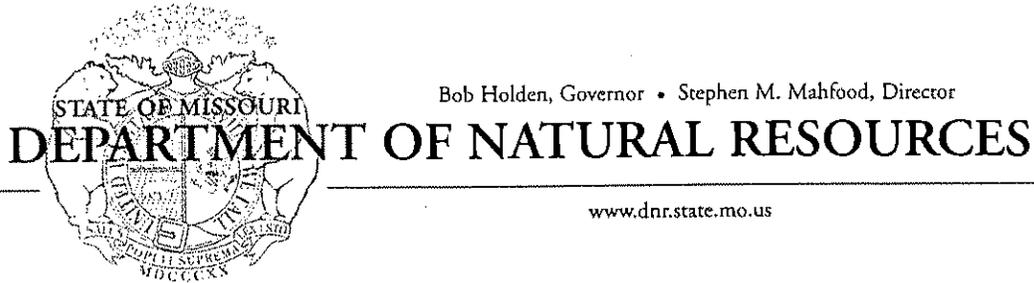
Sincerely,



James R. Dickerson
Sewer District Coordinator

Cc: E. Jeffrey Pinson

WIMB-Rec'd JAN 05 2004



Bob Holden, Governor • Stephen M. Mahfood, Director

DEPARTMENT OF NATURAL RESOURCES

www.dnr.state.mo.us

January 2, 2004

Ms. Carolyn Loraine, Presiding Commissioner
Camden County
1 Court Circle, Suite 1
Camdenton, MO 65020

RE: EPA Grant XP987222-01, Camden County, Missouri, Administrative Services Contract
between Camden County and Lake of the Ozarks Council of Local Governments

Dear Commissioner Loraine:

I sent comments concerning the administrative services agreement on December 5, 2003, but an additional comment needs to be included in the agreement that was not mentioned in the previous letter. The following is the comment that must be added:

As per 40 CFR 31.36(f)(4), compensation based on either cost plus a percentage of cost or percentage of construction cost is not allowable. The contract should be renegotiated. As per 40 CFR 31.36(d)(3), acceptable forms of compensation include lump sum or cost-plus-a-fixed-fee with a limit on the total cost.

This comment may be included by amendment to the agreement. If you have any questions please contact me at (573) 751-1406 or P.O. Box 176, Jefferson City, MO 65102-0176.

Sincerely,

WATER POLLUTION CONTROL PROGRAM

A handwritten signature in cursive script that reads "E. Jeffrey Pinson".

E. Jeffrey Pinson
Project Coordinator

EJP/amb

c: Mr. Jim Dickerson, Lake of the Ozarks Council of Local Governments
Mr. Don Gibbins, EPA Region VII



Integrity and excellence in everything we do





Bob Holden, Governor • Stephen M. Malinowski, Director

WIMB Rec'd DEC 12 2003

DEPARTMENT OF NATURAL RESOURCES

www.dnr.state.mo.us

December 9, 2003

Ms. Carolyn Loraine, Presiding Commissioner
Camden County
1 Court Circle, Suite 1
Camdenton, MO 65020

RE: EPA Grant XP987222-01, Camden County, Missouri, Engineering Agreement

Dear Commissioner Loraine:

On June 10, 2003 I sent comments concerning the engineering agreement between Camden County and Missouri Engineering, now Howard R. Green Company. The comments addressed additional EPA requirements that are needed for inclusion in the engineering agreement. As stated in the letter, the changes may be done by amendment to the agreement.

I have not received correspondence that addresses the comments sent. Please submit an amendment to the engineering agreement that satisfies the EPA requirements included in the comments.

Also, I have received additional invoices from Jim Dickerson for the engineering and administrative services performed. Mr. Dickerson stated at our meeting on March 19, 2003, the payment processed and paid by EPA was 55% of the costs incurred. The additional invoices are for those costs to be paid by the County. Mr. Don Gibbins with EPA Region 7 has asked that you send a letter requesting that we review these invoices as the 45% the county is going to pay. Doing this may reconcile the 45% of the total cost, which was not shown on the pay request and should bring the county out of overpayment status.



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Ms. Carolyn Loraine

December 9, 2003

Page Two

If you have questions, please contact me at (573) 751-1406 or P.O. Box 176, Jefferson City, MO 65102-0176.

Sincerely,

WATER POLLUTION CONTROL PROGRAM



E. Jeffrey Pinson
Project Coordinator

EJP/amb

c: Mr. Jim Dickerson, Lake of the Ozarks Council of Local Governments
~~Mr. Don Gibbins, EPA Region VII~~

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

Bob Holden, Governor • Stephen M. Mahfood, Director

www.dnr.state.mo.us

December 5, 2003

Ms. Carolyn Loraine, Presiding Commissioner
Camden County
1 Court Circle, Suite 1
Camdenton, MO 65020

RE: EPA Grant XP987222-01, Camden County, Missouri, Administrative Services Contract
between Camden County and Lake of the Ozarks Council of Local Governments

Dear Commissioner Loraine:

The Missouri Department of Natural Resources (MDNR) has reviewed the executed administrative services agreement between Camden County and Lake of the Ozarks Council of Local Governments, dated January 7, 2002. Grant conditions concerning the administrative services agreement have not been fully complied with. The following comments must be addressed:

1. The request for proposals did not contain language required by the grant conditions concerning the Anti-Lobbying Act. The language required in the solicitation for proposals shall be included into the administrative services agreement so the firm is aware of their requirement to comply with the Anti-Lobbying Act. The following is the statement required by the grant conditions:

“Sub recipients who request or receive from the grant recipient a subgrant, contract, or subcontract exceeding \$100,000, at any tier under a federal grant shall comply with the Anti-Lobbying Act, Section 319 of the Public Law 101-121, and file an Anti-Lobbying Certification form and the Disclosure of Lobbying Activities form, if required, to the next tier above.”

2. The request for proposals did not contain the statement required by the grant conditions concerning Debarment and Suspension. The statement required in the solicitation for proposals must be included in the administrative services agreement. The following statement is required by the grant conditions:

“The prospective participants must certify by submittal of EPA Form 5700-49, Certification Regarding Debarment and Suspension and Other Responsibility Matters, that to the best of its knowledge and belief that it is and it's principals are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any Federal Department or Agency.”



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Ms. Carolyn Loraine
December 5, 2003
Page Two

3. As per 40 CFR 31.36(d)(3)(v), after the most qualified firm is selected, the contract will be subject to negotiation of fair and reasonable compensation. Section 4 of the agreement states that the maximum amount the owner shall pay the consultant for performance of this agreement shall not exceed \$10,000.00 plus 3% of project costs. There is no fixed not to exceed amount, but with your project possibly being \$24,744,000.00, 3% of this is \$742,320.00 plus the \$10,000.00. It is up to the commission to determine if this cost for services is fair and reasonable, but a percent of construction cost contract, such as used in your agreement, is not acceptable. The agreement must be amended to state an actual dollar amount that is not to be exceeded.
4. As per 40 CFR 31.36(f)(1), you must perform a cost or price analysis in connection with every procurement action including contract modifications, including as a minimum, making any independent estimate before receiving proposals. Please provide a description of your method of performing a cost analysis for this contract.
5. As per 40 CFR 31.36(i)(1), contracts exceeding \$100,000 must include the administrative, contractual, and legal remedies which will be used by the grantee in instances where the contractor violates or breaches contract terms, and also provide for such sanctions and penalties as may be appropriate.
6. As per 40 CFR 31.36(i)(2), contracts exceeding \$10,000 must include provisions for the grantee to terminate the contract for cause and for convenience, including the manner by which the termination will be effected and the basis for settlement.
7. As per 40 CFR 31.36(i)(10), contracts must require the contractor to provide access for the grantee, the Environmental Protection Agency, the Comptroller General of the United States, or any of their duly authorized representatives to any books, documents, papers, and records of the contractor which are directly pertinent to the contract for the purpose of making audit, examination, excerpts, and transcriptions.
8. As per 40 CFR 31.36(i)(11), contracts must require the contractor to retain all required records for three years after the latter of the grantee making final payment or when all other pending matters are closed.

Ms. Carolyn Loraine
December 5, 2003
Page Three

Corrections that address the comments listed above may be done by amendment to the agreement. If you have any questions, please contact me at (573) 751-1406 or P.O. Box 176, Jefferson City, MO 65102-0176.

Sincerely,

WATER POLLUTION CONTROL PROGRAM



E. Jeffrey Pinson
Project Coordinator

EJP/amb

c: Mr. Jim Dickerson, Lake of the Ozarks Council of Local Governments
Mr. Don Gibbins, EPA Region VII



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 N. 5TH ST.
KANSAS CITY, KANSAS 66101

July 29, 2003

MEMORANDUM

SUBJECT: Review of Interim Financial Status Report

FROM: Connie Allen *Connie Allen*
Grants Administration

TO: EPA Project Officer, *D. Gibbins*

Attached is a copy of the interim Financial Status Report (FSR) for the referenced grant and grantee listed in blocks 2 and 3 of the report. Please review the FSR to determine if the costs expended are in line with work plan accomplishments. No further action will be taken by this office unless you contact us.

If you have any questions or require additional information, please contact me at X7363.

Attachment

FINANCIAL STATUS REPORT
(Short Form)

(Follow instructions on the back)

INTERIM 7676

RECEIVED

1. Federal Agency and Organizational Element to Which Report is Submitted EPA	2. Federal Grant or Other Identifying Number Assigned By Federal Agency ACH # 7676 XP-88722201-0 ✓	OMB Approval No. 0348-0038 MAY -1 PM 2:30	Page of 1 1 pages
----------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------	-------------------------------------------------	---------------------------

3. Recipient Organization (Name and complete address, including ZIP code)
Camden County Commission
#1 Court Circle
Camdenton, Missouri 65020 ✓

4. Employer Identification Number 44-0000-457	5. Recipient Account Number or Identifying Number	6. Final Report <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	7. Basis <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual
--------------------------------------------------	---------------------------------------------------	----------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

8. Funding/Grant Period (See instructions) From: (Month, Day, Year) 4.01.02	To: (Month, Day, Year) 9.30.06	9. Period Covered by this Report From: (Month, Day, Year) 10.01.02	To: (Month, Day, Year) 12.31.02
-----------------------------------------------------------------------------------	-----------------------------------	--------------------------------------------------------------------------	------------------------------------

10. Transactions:	I Previously Reported	II This Period	III Cumulative
a. Total outlays	0	\$257,552.73	\$257,552.73
b. Recipient share of outlays	0	\$115,898.73	\$115,898.73
c. Federal share of outlays	0	\$141,654.00	\$141,654.00
d. Total unliquidated obligations			\$115,898.73
e. Recipient share of unliquidated obligations			\$115,898.73
f. Federal share of unliquidated obligations			0
g. Total Federal share (Sum of lines c and f)			\$141,654.00
h. Total Federal funds authorized for this funding period			\$141,654.00
i. Unobligated balance of Federal funds (Line h minus line g)			

11. Indirect Expense	a. Type of Rate (Place "X" in appropriate box) <input type="checkbox"/> Provisional <input type="checkbox"/> Predetermined <input type="checkbox"/> Final <input type="checkbox"/> Fixed	b. Rate	c. Base	d. Total Amount	e. Federal Share
----------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------	---------	-----------------	------------------

12. Remarks: Attach any explanations deemed necessary or information required by Federal sponsoring agency in compliance with governing legislation.

13. Certification: I certify to the best of my knowledge and belief that this report is correct and complete and that all outlays and unliquidated obligations are for the purposes set forth in the award documents.

Typed or Printed Name and Title James R. Dickerson, Sewer District Coordinator	Telephone (Area code, number and extension) 573-348-5616
Signature of Authorized Certifying Official 	Date Report Submitted MAY 1 2003

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

Bob Holden, Governor • Stephen M. Mahfood, Director

RECEIVED

JUN 16 2003

WPD/SRFB

www.dnr.state.mo.us

June 10, 2003

Ms. Carolyn Loraine, Presiding Commissioner
Camden County Commission
1 Court Circle, Suite 1
Camdenton, MO 65020

RE: Engineering Agreement between Camden County and Missouri Engineering Corporation

Dear Commissioner Loraine:

The Missouri Department of Natural Resources (MDNR) has reviewed the executed engineering agreement between Camden County and Missouri Engineering Corporation, dated January 7, 2002. All applicable grant conditions concerning the engineering agreement have not been complied with, as such the following comments must be addressed:

1. The request for proposals did not contain language required by the grant³ conditions concerning the Anti-Lobbying Act. The language required in the solicitation for proposals shall be included into the engineering agreement so the engineering firm is aware of their requirement to comply with the Anti-Lobbying Act. The following is the statement required by the grant conditions:

“Sub recipients who request or receive from the grant recipient a subgrant, contract, or subcontract exceeding \$100,000, at any tier under a federal grant shall comply with the Anti-Lobbying Act, Section 319 of the Public Law 101-121, and file an Anti-Lobbying Certification form and the Disclosure of Lobbying Activities form, if required, to the next tier above.”

2. The request for proposals did not contain the statement required by the grant conditions concerning Debarment and Suspension. The statement required in the solicitation for proposals must be included in the engineering agreement. The following statement is required by the grant conditions:



Integrity and excellence in everything we do



“The prospective participants must certify by submittal of EPA Form 5700-49, Certification Regarding Debarment and Suspension and Other Responsibility Matters, that to the best of its knowledge and belief that it is and it’s principals are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any Federal Department or Agency.”

3. The grant conditions require fair share goals to be included in the contract to apply to subcontracting by the engineering firm and any subcontractors. The engineering firm will be required to comply with the affirmative steps listed in 40 CFR 31.36(e) when subcontracting. The following paragraphs must be included in the engineering agreement:

As per Administrative Condition No. 7 in the Environmental Protection Agency grant agreement, you are to require contractors and any subcontractors to take the affirmative steps listed at 40 CFR 31.36(e)(2)(i) through (v) in attempting to reach the fair share objectives of 10% subcontracting to minority business enterprises and 5% subcontracting to women’s business enterprises if subcontracts are to be let. [See 40 CFR 31.36(e)(2)(vi).] The affirmative steps are listed below for your information. This list should be included in the contract for clarity. Although no goals are required, the contractor must take the same affirmative steps to subcontract with small business enterprises. Prior to the award of contract, the proposed firm should be required to identify the disadvantaged firms which will receive subcontracts, and for each firm, a listing of the type of enterprise and the contract amount. If the established goals are not met, the proposed firm should also be required to submit documentation which demonstrates that the affirmative steps were taken. The bidder would be considered unresponsive without such documentation. Further information on this EPA requirement can be obtained at the following web site address: www.epa.gov/osdbu/pubs.htm. 40 CFR 31.36(e)(2)(e): Contracting with small and minority firms, women’s business enterprises and labor surplus area firms.

- (1) The grantee and subgrantee will take all necessary affirmative steps to assure that minority firms, women’s business enterprises, and labor surplus area firms are used when possible.

- (2) Affirmative steps shall include:
 - (i) Placing qualified small and minority businesses and women's business enterprises on solicitation lists;
 - (ii) Assuring that small and minority businesses, and women's business enterprises are solicited whenever they are potential sources;
 - (iii) Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses, and women's business enterprises;
 - (iv) Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority businesses, and women's business enterprises;
 - (v) Using the services and assistance of the Small Business Administration and the Minority Business Development Agency of the Department of Commerce; and
 - (vi) Requiring the prime contractor, if subcontracts are to be let, to take the affirmative steps listed in Paragraphs (e)(2)(I) through (v) of this section.
- 4. As per 40 CFR 31.36(d)(3)(v), after the most qualified firm is selected, the contract will be subject to negotiation of fair and reasonable compensation.
- 5. As per 40 CFR 31.36(f)(1), you must perform a cost or price analysis in connection with every procurement action including contract modifications, including as a minimum, making any independent estimate before receiving proposals. Please provide a description of your method of performing a cost analysis for this contract.
- 6. As per 40 CFR 31.36(i)(1), contracts exceeding \$100,000 must include the administrative, contractual, and legal remedies which will be used by the grantee in instances where the contractor violates or breaches contract terms, and also provide for such sanctions and penalties as may be appropriate.

Ms. Carolyn Loraine
June 10, 2003
Page Four

7. As per 40 CFR 31.36(i)(2), contracts exceeding \$10,000 must include provisions for the grantee to terminate the contract for cause and for convenience, including the manner by which the termination will be effected and the basis for settlement.
8. As per 40 CFR 31.36(i)(10), contracts must require the contractor to provide access for the grantee, the Environmental Protection Agency, the Comptroller General of the United States, or any of their duly authorized representatives to any books, documents, papers, and records of the contractor which are directly pertinent to the contract for the purpose of making audit, examination, excerpts, and transcriptions.
9. As per 40 CFR 31.36(i)(11), contracts must require the contractor to retain all required records for three years after the latter of the grantee making final payment or when all other pending matters are closed.
10. As per 40 CFR 31.36(i)(12), contracts exceeding \$100,000 must require the contractor to comply with all applicable standards, orders, or requirements issued under Section 306 of the Clean Air Act (42 U.S.C. 1857(h)), Section 508 of the Clean Water Act (33 U.S.C. 1368), Executive Order 11738, and Environmental Protection Agency regulations at 40 CFR part 15).
11. As per 40 CFR 31.36(i)(13), contracts must require the contractor to comply with mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act (Public Law 94-163, 89 Stat 871).
12. Compensation for engineering services shown in Section B is not a usual method of billing. Mary Clark spoke with Rural Development and the format for the agreement used is theirs, but the billing method is not their customary method. The blank under Section B, 1., is to include a not to exceed amount for services provided. This is according to the explanation provided by Rural development. Having \$30.00 per user studied and not knowing what the number of users is at the beginning, as stated in Mr. Gilmore's letter, is an open ended contract. A cost not to exceed must be placed in the contract. Does a user studied mean a study was performed for each specific property or was this a study on an area as a whole?

Ms. Carolyn Loraine
June 10, 2003
Page Five

Under Section B (2.) of the contract, compensation for design, construction and administration is discussed. Attachment 1 is to be used to establish the compensation amount to be paid. Attachment 1 is a percent of construction cost curve and is not an acceptable way of determining the amount to be paid. A not to exceed amount must be stated. The cost of design should remain the same even when the cost of materials increases or decreases.

Corrections to the engineering agreement may be done by amendment. If additional services are required, an amendment to the agreement must be submitted for review and approval. Feel free to contact me at (573) 751-1406 or P.O. Box 176, Jefferson City, MO 65102-0176 if you have any questions.

Sincerely,

WATER POLLUTION CONTROL PROGRAM



E. Jeffrey Pinson
Project Coordinator

EJP/amb

c: Mr. Jim Dickerson, Lake of the Ozarks Council of Local Governments
Mr. Donald Gibbins, EPA Region VII



U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101

Facsimile Cover Sheet

April 7, 2003

SUBJECT: Camden Co. Grant Amendment No. 1

FROM: Donald Gibbins, Environmental Engineer
Telephone #: 913-551-7417 Fax #: 913-551-9417

TO: Mary Clark, MDNR/WPCP
Telephone #: 573-751-6680 Fax #: 573-751-9396

PAGES: *5/4*, including this cover sheet.

COMMENTS:

Attached is amendment #1 for the Camden Co. EPA grant No. XP987222-01. This was mailed to the county on 4/4/03. It amends the grant percentage shown on the first page and changes the authorized representative.

Let me know if you have any questions.

	U.S. ENVIRONMENTAL PROTECTION AGENCY Assistance Amendment		ASSISTANCE ID NO.			DATE OF AWARD 04/04/2003		
			PRG	DOC ID	AMEND#			
			XP - 98722201 - 1					
			TYPE OF ACTION No Cost Amendment					MAILING DATE 04/04/2003
PAYMENT METHOD: ACH					ACH#			
RECIPIENT TYPE: County			Send Payment Request to: U.S. Environmental Protection Agency - LasVegas FMC P.O. Box 98515, LasVegas, NV 89193-8515 Contact: #702-798-2507, Fax: #702-798-2423					
RECIPIENT: Camden County Commission Camden County Courthouse, 1 Court Circle Camdenton, MO 65020 EIN: 44-6000457			PAYEE: Same as Recipient Camden County Courthouse, 1 Court Circle Camdenton, MO 65020					
PROJECT MANAGER James R. Dickerson Camden County Courthouse, 1 Court Circle Camdenton, MO 65020 E-Mail: Phone: 573-346-5616		EPA PROJECT OFFICER Don Gibbins 901 North Fifth Street, WWPD/SRFB Kansas City, KS 66101 E-Mail: Gibbins.Don@epa.gov Phone: 913-551-7417		EPA GRANT SPECIALIST Karen Sherrill Grants Administration E-Mail: sherrill.karen@epa.gov Phone: 913-551-7461				
AMENDMENTS Camden County Infrastructure Project - This amendment changes the Authorized Representative and corrects the percentage of federal participation in the project.								
BUDGET PERIOD 04/01/2002 - 09/30/2006		PROJECT PERIOD 04/01/2002 - 09/30/2006		TOTAL BUDGET PERIOD COST \$24,774,000.00	TOTAL PROJECT PERIOD COST \$24,774,000.00			
NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.								
OFFER AND ACCEPTANCE								
The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers Assistance/Amendment to the <u>Camden County Commission</u> for <u>55.00</u> % of all approved costs incurred up to and not exceeding <u>\$1,455,000</u> for the support of approved budget period effort described in application (including all application modifications) cited in the Project Title and Description above, signed <u>07/30/2002</u> included herein by reference.								
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)			AWARD APPROVAL OFFICE					
ORGANIZATION / ADDRESS Grants Management Office 901 North Fifth Street Kansas City, KS 66101			ORGANIZATION / ADDRESS U.S. EPA, Region 7 901 North Fifth Street Kansas City, KS 66101					
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY								
SIGNATURE OF AWARD OFFICIAL		TYPED NAME AND TITLE Karen L. Sherrill, Senior Grants Specialist		DATE 04/04/2003				
This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.								
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION								
SIGNATURE		TYPED NAME AND TITLE Carolyn Loraine, Presiding Commissioner		DATE 04/10/2003				

Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$0
2. Fringe Benefits	\$0
3. Travel	\$0
4. Equipment	\$0
5. Supplies	\$0
6. Contractual	\$3,348,500
7. Construction	\$20,509,000
8. Other	\$916,500
9. Total Direct Charges	\$24,774,000
10. Indirect Costs: % Base	\$0
11. Total (Share: Recipient <u>45.00</u> % Federal <u>55.00</u> %.)	\$24,774,000
12. Total Approved Assistance Amount	\$1,455,000
13. Program Income	\$0

Administrative Conditions

All Administrative Conditions Remain the Same

Programmatic Conditions

All Programmatic Conditions Remain the Same

RECEIVED

APR 09 2003

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

Bob Holden, Governor • Stephen M. Mahfood, Director

DPD/SRFB

www.dnr.state.mo.us

April 4, 2003

Ms. Carolyn Loraine, Presiding Commissioner
Camden County Commission
1 Court Circle, Suite 1
Camdenton, MO 65020

RE: Special Infrastructure Grant XP987222-01

Dear Commissioner Loraine:

As we discussed in our meeting held on March 19, 2003, several items were requested for submittal and review. Since we have not received any of the requested items at this time, I am asking that they be submitted at your earliest convenience. As a reminder, the following are the items we need for review:

1. A copy of the executed engineering agreement between Camden County and Missouri Engineering Inc.
2. A copy of the contract between Camden County and Lake Ozarks Council of Local Governments. This should include Ms. Bohley's services.
3. Copies of the invoices for the remaining 45% of the funds expended and attributed to the first payment requested on November 8, 2002 from the Environmental Protection Agency (EPA). Mr. Dickerson stated that the invoices submitted on the pay request were only for 55% of the costs. Therefore, we need the remaining, approximately \$119,000.00, worth of invoices Camden County received prior to the EPA payment request. We have previously provided a form that must be completed for our review of each pay request. I have enclosed the form with this letter. This form must be completed for the pay request that has been made to EPA and submitted along with the invoices discussed above.

Integrity and excellence in all we do

Ms. Carolyn Loraine
April 4, 2003
Page 2

If you have any questions, please contact me at (573) 571-1406 or P.O. Box 176, Jefferson City, MO 65101-0176.

Sincerely,

WATER POLLUTION CONTROL PROGRAM

A handwritten signature in cursive script that reads "E. Jeffrey Pinson".

E. Jeffrey Pinson
Project Coordinator

EJP/dmg

Enclosures

c: Mr. Don Gibbons, EPA Region 7
Mr. Jim Dickerson, Lake Ozark Council of Local Governments



Don Gibbins
03/31/2003 04:06 PM

To: Jeff Pinson <nrpinsj@mail.dnr.state.mo.us>
cc: Mary Clark <nrclarm@mail.dnr.state.mo.us>
Subject: Re: Camden County

I don't know anything about it, but I think it is possible that something got lost in the chain of communication. I would expect that they really meant an environmental impact evaluation would be required. From what I have seen, the other Federal agencies do a lot less than EPA/MDNR does, so I would be surprised if they intended to do an EIS on such a small project.

Donald E. Gibbins
EPA Region 7 WWPD/SRFB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Jeff Pinson <nrpinsj@mail.dnr.state.mo.us>



Jeff Pinson
<nrpinsj@mail.dnr.state.mo.us>
03/31/2003 03:55 PM

To: Don Gibbins/MWPD/R7/USEPA/US@EPA
cc:
Subject: Camden County

Don,

A recent clearinghouse weekly review from the State Office of Administration included Climax Springs Sewer District in Camden County as needing an Environmental Impact Statement. It shows RD as a funding source along with the applicant and state funds as additional sources. We think this is part of the SIG. Mary wanted me to check with you to see if you knew anything about this. I have called Missouri Engineering for additional information, but haven't heard back yet.

Jeff Pinson



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

March 4, 2003

Camden County Commission
Grant Number: XP987222 01

Mr. O. L Wallace
Presiding Commissioner
Camden County Commission
Camden County Courthouse
1 Court Circle
Camdenton, Missouri 65020

Dear Mr. Wallace:

The Environmental Protection Agency (EPA) has been made aware the Camden County Commission has not complied with the terms of the assistance agreement. Specifically the following have occurred:

1. The City requested payments from the EPA for 100 percent of the costs incurred for engineering services for the completion of a preliminary engineering report and a portion of the facility plan for the overall sewer district; and preliminary administration, financial planning, applications and bond financing. The payment request submitted to the Agency dated November 8, 2002, was in the amount of \$141,654. On November 12, 2002, the Commission was paid \$141,654 by the US. EPA. The federal share of payments authorized in the grant agreement (Programmatic Term and Condition of Award No. 2) were for fifty-five percent of allowable costs. Based on this percentage, the Commission received an overpayment of federal funds in the amount of \$63,744.30 ($\$141,654 \times .45$).
2. Programmatic Term and Condition of Award No. 10 required the City to provide to the Missouri Department of Natural Resources (MDNR), as our Agent, copies of all grant payment requests and their supporting documentation at the same time a payment was requested from the EPA. This payment information was not provided to the MDNR as agreed to in the award document.
3. In addition, EPA believes that the City's fiscal accounting functions are not adequately segregated. Our records indicate one person is responsible for performing accounting functions (authorizing and approving payments, receipts, etc) which are incompatible. An important aspect of an organization's internal

control structure is the segregation of duties among employees to prevent an individual employee from handling duties which are incompatible. Good accounting practices call for segregation of these fiscal accounting functions.

The above issues raise concerns about the overall management by the Camden County Commission of the grant with our agency. Federal regulation, 40 CFR 31.42, Enforcement, states,

"...If a grantee materially fails to comply with any term of an award, whether stated in a federal statute or regulation, an assurance, in a State plan or application, a notice of award or elsewhere, the awarding agency may take one or more of the following actions, as appropriate in the circumstances:

1. Temporarily withholding cash payments pending correction of the deficiency by the grantee or subgrantee or more severe enforcement action by the awarding agency,
2. Disallow (that is deny both use of funds and matching credit for) all or part of the cost of the activity or action not in compliance,
3. Wholly or partly suspend or terminate the current award for the grantee's or subgrantee's program [EPA can also wholly or partly annul the current award for the grantee's or subgrantee's program],
4. Withhold further awards, or
5. Take other remedies that may be legally available."

Based upon non-compliance with the terms of the assistance agreement, we have temporarily suspended the Camden County Commission's ability to receive grant payments from the EPA, in accordance with federal regulatory Enforcement provisions.

In order to resolve the above-referenced issues, a technical assistance site visit has been scheduled for March 19, 2003, at 10:30 a.m., at the Camden County Courthouse. This technical assistance visit will be led by Ms. Karen Sherrill, Senior Grants Specialist, Mr. Donald Gibbins, EPA Project Officer, and will include representatives from the MDNR. During this visit the financial management, internal control and procurement requirements which apply to this grant agreement will be discussed. It is necessary that these issues be resolved in order to restore the Commission's ability to receive payments from the EPA. Please have representatives in attendance from the Commission's financial management office.

If you have any questions concerning this matter, please contact me or the member of my staff most familiar with this matter, Ms. Sherrill, at (913) 551-7461; internet address: sherrill.karen@epa.gov.

Sincerely yours,



Carol Rompage
Grants Management Officer

cc: Missouri Department of Natural Resources



Don Gibbins

03/04/2003 08:36 AM

To: Mary Clark
cc: Malinda King <nrkingm2@mail.dnr.state.mo.us>, Pradip Dalal/WWPD/R7/USEPA/US
Subject: Camden County EPA Letter

Attached is the letter that Karen Sherrill will be mailing out today to Camden County regarding a meeting to discuss the problems with their grant.

Malinda, would you please print a copy of this letter for Mary. Thanks



Camden County.wpd

Donald E. Gibbins
EPA Region 7 WWPD/SRFB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov



Karen Sherrill

03/04/2003 08:21 AM

To: Don Gibbins/WWPD/R7/USEPA/US@EPA

cc:

Subject: Final Camden County Commission; XP987222 01
On-Site Letter

Hi Don -

Attached is the final version of the letter to Camden County Commission concerning grant number XP987222 01. This letter will be mailed to the Commission this morning by certified mail. Please feel free to forward a copy of this letter on to the MDNR (they also will be receiving a hard copy of the letter).

Thanks for your assistance.



Camden County.

Karen L. Sherrill, Region 7
Senior Grant Specialist
Competition Advocate
(913) 551-7461
(913) 551-9461 (fax)
sherrill.karen@epa.gov

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

March 4, 2003

Camden County Commission
Grant Number: XP987222 01

Mr. O. L Wallace
Presiding Commissioner
Camden County Commission
Camden County Courthouse
1 Court Circle
Camdenton, Missouri 65020

Dear Mr. Wallace:

The Environmental Protection Agency (EPA) has been made aware the Camden County Commission has not complied with the terms of the assistance agreement. Specifically the following have occurred:

1. The City requested payments from the EPA for 100 percent of the costs incurred for engineering services for the completion of a preliminary engineering report and a portion of the facility plan for the overall sewer district; and preliminary administration, financial planning, applications and bond financing. The payment request submitted to the Agency dated November 8, 2002, was in the amount of \$141,654. On November 12, 2002, the Commission was paid \$141,654 by the US. EPA. The federal share of payments authorized in the grant agreement (Programmatic Term and Condition of Award No. 2) were for fifty-five percent of allowable costs. Based on this percentage, the Commission received an overpayment of federal funds in the amount of \$63,744.30 ($\$141,654 \times .45$).
2. Programmatic Term and Condition of Award No. 10 required the City to provide to the Missouri Department of Natural Resources (MDNR), as our Agent, copies of all grant payment requests and their supporting documentation at the same time a payment was requested from the EPA. This payment information was not provided to the MDNR as agreed to in the award document.
3. In addition, EPA believes that the City's fiscal accounting functions are not adequately segregated. Our records indicate one person is responsible for performing accounting functions (authorizing and approving payments, receipts, etc) which are incompatible. An important aspect of an organization's internal control structure is the segregation of duties among employees to

SHERRILL ROMPAGE

prevent an individual employee from handling duties which are incompatible. Good accounting practices call for segregation of these fiscal accounting functions.

The above issues raise concerns about the overall management by the Camden County Commission of the grant with our agency. Federal regulation, 40 CFR 31.42, Enforcement, states,

"...If a grantee materially fails to comply with any term of an award, whether stated in a federal statute or regulation, an assurance, in a State plan or application, a notice of award or elsewhere, the awarding agency may take one or more of the following actions, as appropriate in the circumstances:

1. Temporarily withholding cash payments pending correction of the deficiency by the grantee or subgrantee or more severe enforcement action by the awarding agency,
2. Disallow (that is deny both use of funds and matching credit for) all or part of the cost of the activity or action not in compliance,
3. Wholly or partly suspend or terminate the current award for the grantee's or subgrantee's program [EPA can also wholly or partly annul the current award for the grantee's or subgrantee's program],
4. Withhold further awards, or
5. Take other remedies that may be legally available."

Based upon non-compliance with the terms of the assistance agreement, we have temporarily suspended the Camden County Commission's ability to receive grant payments from the EPA, in accordance with federal regulatory Enforcement provisions.

In order to resolve the above-referenced issues, a technical assistance site visit has been scheduled for March 19, 2003, at 10:30 a.m., at the Camden County Courthouse. This technical assistance visit will be led by Ms. Karen Sherrill, Senior Grants Specialist, Mr. Donald Gibbins, EPA Project Officer, and will include representatives from the MDNR. During this visit the financial management, internal control and procurement requirements which apply to this grant agreement will be discussed. It is necessary that these issues be resolved in order to restore the Commission's ability to receive payments from the EPA. Please have representatives in attendance from the Commission's financial management office.

If you have any questions concerning this matter, please contact me or the member of my staff most familiar with this matter, Ms. Sherrill, at (913) 551-7461; internet address: sherrill.karen@epa.gov.

Sincerely yours,

Carol Rompage
Grants Management Officer

cc: Missouri Department of Natural Resources



Don Gibbins

02/25/2003 08:09 AM

To: Karen EPA
cc:
Subject: Camden Co. SD

Please note below that MDNR is inquiring if we have set up a meeting with Camden County yet. Please advise.

----- Forwarded by Don Gibbins/WWPD/R7/USEPA/US on 02/25/2003 08:07 AM -----



Mary Clark
<nrclarm@mail.dnr.state.mo.us>

02/24/2003 03:17 PM

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc:
Subject: Camden Co. SD

Has there been a date set to meet with the county commission? We haven't heard anything from them since our letter informing them that EPA would withhold payment.

PS this project is why we want to be consistent on inspections before final payment. What if these guys had asked for 100% payment with out a final inspection?



Don Gibbins

02/25/2003 08:07 AM

To: Mary Clark <nrclarm@mail.dnr.state.mo.us>
cc:
Subject: Re: Camden Co. SD

I don't think Karen has scheduled the meeting yet. I will bug her today by forwarding your e-mail and asking if she has scheduled anything yet.

If they had requested 100%, we would have decided if we should ask for a return of federal funds, and go from there.

Donald E. Gibbins
EPA Region 7 WWPD/SRFB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

Mary Clark <nrclarm@mail.dnr.state.mo.us>



Mary Clark
<nrclarm@mail.dnr.state.mo.us>

02/24/2003 03:17 PM

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc:
Subject: Camden Co. SD

Has there been a date set to meet with the county commission? We haven't heard anything from them since our letter informing them that EPA would withhold payment.

PS this project is why we want to be consistent on inspections before final payment. What if these guys had asked for 100% payment with out a final inspection?

U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101

FILE NOTE

Date: February 5, 2003

Subject: Camden County Special Infrastructure Grant
MDNR Concerns

From: Donald E. Gibbins, WWPD/SRFB
Environmental Engineer



File To: XP987222-01

I traveled to Jefferson City with Karen Sherrill on January 30 to meet with MDNR to discuss concerns they have with the subject grant project which they are managing for EPA.

The major concerns are: 1) the official signer (Jim Dickerson) is the Executive Director of the regional council of governments which is also being paid with grant funds to administer the grant, thereby constituting a conflict of interest, 2) the first payment was for 100% of incurred costs, and 3) the pre-award costs do not seem reasonable and the payment documentation was inadequate.

Karen advised that she would contact the county commissioners and set up a meeting to discuss item 1 and 2, and she would also notify Las Vegas to hold any additional payment requests until item 2 is resolved. MDNR will also send a letter to Mr. Dickerson advising that additional payments will be withheld until item 2 is resolved.

Regarding item 3, MDNR will request copies of all contracts for the pre-award services (preliminary engineering, assistance with grant application, and grant management assistance) to determine if the contracts comply with EPA requirements and if the method of payment in the contracts corresponds with the invoices submitted for payment request #1. If the contracts do include the same basis for payment, we will decide with MDNR whether we should conduct a reasonableness of costs review as per requirements in OMB Circular A-87 (cost principles for grants). We will also consider requesting an interim audit from the IGs office.

cc: Karen Sherrill, PLMG/RFMB/AAMS/GAMU
Pradip Dalal, WWPD/SRFB

TOPICS FOR DISCUSSION
1-29-03
MEETING WITH EPA

①

Should we review the payment requests and back-up information (invoices) for eligibility and proper percent to be paid before the payment submitted to Las Vegas?

②

The EPA pay request form being used by Camden County and possibly others does not indicate the percent of eligible costs to be paid from the grant. We have sent a form that EPA gave us to Camden County that does have the percent shown (55%). They are to submit this form with invoices to us in the future.

③

Las Vegas paid 100% of the amount requested by Camden County, not 55%. Camden County has been overpaid by receiving 100% of their requested payment and many of their costs billed may not be eligible.

④

The invoices submitted to us by Barbara Bohley do not equal the amount shown on the pay request form and paid by grant funds. More was paid than the total of all invoices submitted. Nothing, according to information submitted, adds up to the amount paid.

⑤

Mr. Dickerson is the person who signed for the grant, has all the authority over the administration of the grant and is the financial official responsible for payment to himself and the contractors. This appears to be a conflict of interest. Mr. Dickerson is the Director of the Lake Ozark Council Local of Governments. The County gave authority for being the grantee's representative to Mr. Dickerson. We do not believe the County can abdicate and give authority over the grant to a contractor.

⑥

We do not have a copy of the contract with Mr. Dickerson or Ms. Bohley.
We do not have a copy of the engineering agreement.

Intermunicipal agreements have not been provided and likely have not been entered into, since there are no sewer districts formed.

The grant recipient has not secured their match for the grant and will not do so, in all probability, for a long time.

Should payment have been made if the above requirements (no intermunicipal agreements, engineering agreement, contracts or match) have not been met? We don't know when the request for payment is made until we are informed by EPA.

What are eligible pre-award costs?

What are the options to correct Camden County's problems?

Should Mr. Dickerson be replaced as grant administrator and be replaced with an employee of the county or County Commissioner?

Should Mr. Dickerson resign from the LOCLG?

Topics for Discussion
January 30, 2003
EPA Special Infrastructure Grants

How does Las Vegas know to hold 5% of the grant payment until final inspection of each construction contract and all grant conditions have been met? How does this work when there is a recipient and a subrecipient involved? Example: Holt County

Options:

- 1.) Vegas should receive documentation project is complete and all grant conditions have been met before 5% is paid
- 2.) Review pay requests and approve before they are sent to Las Vegas
- 3.) Grantee could be required to include a copy of letter requesting final inspection and stating all grant conditions have been met with pay request

How can we minimize over paying and then having to spend the rest of time trying to collect?

Options:

- 1.) Have grantees send pay request to us for approval prior to sending to Vegas

If grant money is to be used for the payment of financial planners and grant administrators do they have to comply with procurement regulations? Do we need to approve contract?

Options:

- 1.) Not Eligible

If grantee does not comply with grant condition how do we withhold payments?

Small Purchases Requirements?

BARBARA BOHLEY
BLB & ASSOCIATES

5641 MIDNIGHT PASS RD # 908
SARASOTA FL 34242
(941) 346-8531

P O BOX 1027
ROLLA, MO 65402
(573) 467 0197

January 15, 2003

Mr. E. Jeffrey Pinson
Project Coordinator
Department of Natural Resources
P O Box 179
Jefferson City, MO 65102-0176

Re: Special Infrastructure Grant Project XP987222-01

Dear Mr. Pinson:

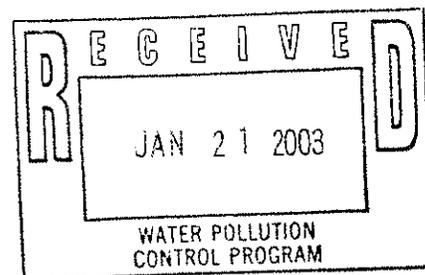
Enclosed is the documentation that you required for the EPA Grant for Camden County regarding the Pre-award Grant Payment Request # 1. I apologize for not getting this to you sooner. It is my fault, I mislaid your letter. In the future we will send you a copy of all requests at the same time that they are sent to EPA on this project and I am sorry for the inconvenience.

If you have any questions would you please contact me at the above Sarasota address or call my 573 467 0197 number. In the future would it be possible to copy me on any correspondence you have on this project. I am assisting the Project Manager, Jim Dickerson and am responsible for coordination.

Thank you

Sincerely,


Barbara Bohley
Project Coordinator



BARBARA BOHLEY
BLB & ASSOCIATES

5641 MIDNIGHT PASS RD
908
SARASOTA FL 34242
(941) 346-8531

P O BOX 1027
ROLLA, MO 65402
(573) 578-0938

September 3, 2002

Mr. Donald Gibbons E. Gibbons, Environmental Engineer
United States Environmental Protection Agency
Region VII
901 North 5th Street
Kansas City, Kansas 66101

Dear Mr. Gibbons:

Following are the pre-award costs for the Camden County Sanitary Sewer Project. These costs were incurred between April 2002 and August 2002. A portion of the match requirement is being billed to Camden County with the remainder being paid by the districts affected. Since cash flow is sometimes a problem with the county and the districts the contractors are willing to accept the EPA portion and at this point in time and will invoice the match entities work with them on arranging payment until sufficient funds are available. Both the engineering and administration services were procured using federal procurement standards.

Engineering services for completion of preliminary engineering report and a portion of the facility plan for the overall sewer district.	\$110,450.00
Preliminary administration , financial planning, applications and bond financing.	\$ 31,204.00
Total pre-award costs requested	<u>\$ 141,654.00</u>

Please contact me if you have any questions, need additional documentation or invoices. I will be out of town from the 6th of September until the 10th. You can, however, reach me on my cell phone which is 573 578 0938. Thank you.

Sincerely,

Barbara Bohley

LOCLG

P O BOX 786
 115 WEST HWY 54
 CAMDENTON, MO 65020

Invoice

DATE	INVOICE #
12/4/2002	285

BILL TO
CAMDEN COUNTY 1 COURT CIRCLE CAMDENTON, MO 65020 ATTENTION: STEVE WEST

PAID

DESCRIPTION	AMOUNT
XP - 987222 - 01 Camden County Special Infrastructure Grant	
Engineering services for completion of preliminary engineering report and a portion of the facility plan for the overall sewer district	110,450.00
Preliminary administration, financial planning, applications and bond financing	31,204.00
Research, budget, application 463 hours	
Meeting, conference calls 131 hours	
594 hours @ \$1.50 = 31,185.00	
Copies 19.00	
Total 31,204.00	
THANK YOU.	
Total	\$141,654.00

BARBARA BOHLEY
BLB & ASSOCIATES
5641 MIDNGIHT PASS RD. # 908
SARASOTA FL 34242
(941) 346 8531 Sarasota
(573) 467 0197 Missouri

INVOICE
August 2002

Camden County Wastewater Project:

Research, budget, application 231.5 hours

Meeting, conference calls 65.5 hours

Total 297hours

@ \$52.50= \$15,592.50

Missouri Engineering Corporation
ENGINEERING CONSULTANTS

P.O. BOX 13
ROLLA, MISSOURI 65402 • PHONE: 573-364-4003

To Camden County Sewer District

DATE 8/6/2002

Engineering services for completion of preliminary engineering report
and a portion of the facility plan for the overall sewer district.

3095 Users Studied@\$30.00

92,850.00

Facility Plan-Camelot

11,000.00

Facility Plan- Climax Springs 60%

6,600.00

AMOUNT DUE

\$110,450.00

Small Purchase <100,000.00 Procurement Requirements for EPA Infrastructure Grant prior to approval

1. Copy of Specifications.
2. Copy of letter requesting price quotes
3. Documentation of good faith efforts for MBE/WBE
4. Copy of individual quotes
5. Grantees recommendation of low bid
6. Certification of Debarment and Suspension
7. Anti-Lobbying

Note: On all purchases > 100,000.00 please refer to programmatic conditions and EPA regulations at 40 CFR Part 31.36

cc: Karen Sherrill, PLMS

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

Bob Holden, Governor • Stephen M. Mahfood, Director

RECEIVED
FEB 11 2003
WWPD/SRFB

www.dnr.state.mo.us

February 4, 2003

Mr. O.L. Wallace
Presiding Commissioner
Camden County Courthouse
1 Court Circle
Camdenton, MO 65020

RE: Special Infrastructure Grant Project XP987222-01

Dear Commissioner Wallace:

We have received the information that was requested concerning the pay request for the first payment. After reviewing the information it has been determined that the county is in non-compliance with the grant conditions. The percentage of eligible cost to be paid, as stated in the grant conditions, is 55% of eligible costs. The correct amount was not included on the pay request form and 100% of the eligible costs were paid. This constitutes an over payment to the county. As such, funds are being withheld until further notice by the Environmental Protection Agency.

If you have any questions, please contact me at (573) 751-1406 or at P.O. Box 176, Jefferson City, MO 65102-0176.

Sincerely,

WATER POLLUTION CONTROL PROGRAM

E. Jeffrey Pinson
Project Coordinator

EJP/amb

c: Mr. Don Gibbins, EPA Region 7
Mr. Jim Dickerson, Project Manager

Integrity and excellence in all we do





Don Gibbins
02/04/2003 12:44 PM

To: Mary Clark <nrclarm@mail.dnr.state.mo.us>
cc:
Subject: Camden County - XP987222 01 - Payments

I am forwarding this message to you for your information and EPA file.

Donald E. Gibbins
EPA Region 7 WWPD/SRFB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417
E-mail: gibbins.don@epa.gov

----- Forwarded by Don Gibbins/WWPD/R7/USEPA/US on 02/04/2003 12:43 PM -----



Karen Sherrill
02/04/2003 10:57 AM

To: Eileen Brasier/LV/USEPA/US@EPA
cc: Don Gibbins/WWPD/R7/USEPA/US@EPA
Subject: Camden County - XP987222 01 - Payments

Hi Eileen -

It has been brought to our attention that Camden County has requested and received payments for 100 percent of costs incurred. We are currently in the process of scheduling a visit with the grantee which will hopefully correct this problem with the amounts they are requesting for reimbursement. Until we get this problem corrected, please do not process further payments to this grantee without EPA PO approval. Hopefully, this will be resolved in the near future.

Thanks,

Karen L. Sherrill, Region 7
Senior Grant Specialist
Competition Advocate
(913) 551-7461



Mary Clark
<nrcalarm@mail.dnr.state.mo.us>

01/23/2003 09:54 AM

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc: John Fraga <nrfraj@mail.dnr.state.mo.us>, Steve Townley
<nrtowns@mail.dnr.state.mo.us>, Jeff Pinson
<nrpinsj@mail.dnr.state.mo.us>
Subject: EPA grant payments

Don,

John and I have been in a quandary about how we are going to handle the limit of 95% payments to the county projects that have more than one project. The EPA payment people don't know when the project is at 95% since they have no individual project information. We know we have Maitland that has had their final inspection and Craig has had their final inspection so they could be paid to 100% of their share of the grant amount (of course, Craig has already been paid 100%). **But, is it even possible for us to hold payment on the projects except the last project?**

If it is the case that we can only hold to 95% of the total grant to the county, the last project will be very short of money. **How do we convey to the payment people in Las Vegas that they should be holding payment because a project has not had a final inspection or complied with all of their grant conditions?**

We have no input into the payment process to prevent the government from overpaying. If the community is overpaid then EPA will recover the grant funds at a later date. As in the case with Craig, Camden also requested more of their costs on their first pay request than invoices submitted to us. The County's invoices total \$157,246.500 and EPA paid \$145,500. Actual payment should have been \$86,485.30 if they paid on all of the invoices at 55%. Now we need to know how we tell Las Vegas to withhold the excess of the payment # 1, out of the next payment to Camden. In addition, we need to determine what was actually eligible for grant payment (is the cost of developing the grant application and . We also need to determine if there are any EPA regulations on conflict of interest for these grants in Part 31, like Part 30.613. WE will start reviewing Part 31 but if you have any knowledge of conflict of interest or the legality

I guess we can just tell the grantee to deduct the grant amount out of their next payment but it isn't going to work with Camden, since they don't obviously have any match to the grant. We are aware that it is our responsibility to inform the grantee to comply with the grant conditions and submit the payment documentation. We don't know when grantees request payment from Las Vegas, however, until I see your Status of EPA SPECIAL GRANTS...unless we can convince them to send us the payment form we have given communities and the invoices to match. **When or how can we have EPA hold payment if they continue to request payment without sending the documentation to us?**

So what do we do with these council of governments? Do we need a contract? On our State grants and loans we require a contract for everything we pay on, bids or quotes (Small purchases). We don't have a contract for the NWRCOG but if we don't pay them out of the grant it is OK, isn't it? Since Jim Dickerson just got \$31,000+ don't we need a contract? They should have to meet the procurement requirements just like any other contractor with the grantee. I also think it is totally ineligible (and illegal) for the grant signer AND FINANCIAL Director of the grant to be paid out of the grant but that is EPA's decision. We don't want to be in the position of having the FBI investigate the RCOG like the Green Hills RCOG where the director and his assistant were investigated for misappropriating (CDBG) grant funds.

John can come up with some procedures for grantees to follow on the above questions. **Would you be interested in looking at some additional guidance to grantee?** We would propose that the grantees send the payment request forms here and then we send them to Las Vegas after we have reviewed the invoices and the amount requested. It would certainly eliminate the problem with paying more than 55% of the invoices as is now occurring.

RECEIVED

JAN 14 2003

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

Bob Holden, Governor • Stephen M. Mahfood, Director

www.dnr.state.mo.us

January 8, 2003

Mr. O.L. Wallace
Presiding Commissioner
Camden County Courthouse
1 Court Circle
Camdenton, MO 65020

RE: Special Infrastructure Grant Project XP987222-01

Dear Commissioner Wallace:

I have not received the Environmental Protection Agency (EPA) Grant Payment Request form and the invoices that back-up the amount (\$145,500.00) paid to Camden County by EPA. This information was requested in a letter dated December 5, 2002. We must have this information for this pay request and any future requests. It is required that the county submit to us a copy of a Grant Payment Request and the invoices each time the request is submitted to EPA.

If you have any questions, please contact me at (573) 751-1406 or P.O. Box 179, Jefferson City, MO 65102-0176.

Sincerely,

WATER POLLUTION CONTROL PROGRAM



E. Jeffrey Pinson
Project Coordinator

EJP/amb

c: Mr. Don Gibbins, EPA Region 7
Mr. Jim Dickerson, Project Manager

Integrity and excellence in all we do

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

Bob Holden, Governor • Stephen M. Mahfood, Director

RECEIVED
DEC 05 2002
WWPD/SRFB

www.dnr.state.mo.us

November 27, 2002

Mr. O. L. Wallace
Presiding Commissioner
Camden County Courthouse
1 Court Circle
Camdenton, MO 65020

RE: XP987222-01

Dear Commissioner Wallace:

The Camden County Commission is the recipient of a \$1,455,000 grant from the Environmental Protection Agency (EPA) to provide sewer and water improvements for seven areas of Camden County. This grant will provide 55% of the cost of eligible work and the county must provide 45% of the cost of the work for a project of at least \$2,645,455. My unit will be managing the project to insure that the county complies with the EPA requirements and moves along as expeditiously as possible. The first requirement that the county will need to complete is intermunicipal agreements. The county commission is passing money through to other entities to spend and therefore will need to enter into agreements with those entities guaranteeing they will abide by the grant conditions just as the county is required to abide by those grant conditions.

I have met with Jim Dickerson, your project manager, to discuss the requirements of the grant. He has been very helpful in identifying the county's revised plan for individual sewer districts to run each of the seven projects proposed in the grant application. Since this is a very long-term proposition and the funding for the projects is uncertain, I would like to have your input on the commissioner's expectations for the projects.

I understand from Don Gibbins at EPA, that the county preferred to spread the money over all seven projects rather than spend it as soon as possible on one or two projects. This means that the EPA grant, only 6% of the total project, will be open until all seven projects are complete. As time passes, if these projects do not proceed expeditiously, this percentage will decrease. More loan and grant money may be needed from the other funding agencies to provide the matching funds. Based on my understanding, there is no commitment from Rural Development, Community Development Block Grants (CDBG) or the State Revolving Fund to provide the match for any of the projects identified in the EPA application.

Integrity and excellence in all we do

Mr. O. L. Wallace
November 27, 2002
Page Two

While I do not speak for Rural Development, they may have some concerns about providing separate loans to newly formed, small, sewer districts instead of the Camden County Sewer District #1 that we originally anticipated would be the entity receiving the funding. Camelot is identified as the first sewer district that must be formed and bonds passed to complete the funding package. The EPA grant application indicates that it will be funded in part by a \$2,300,000 Rural Development "Neighborhood Improvement District" loan. You will want to discuss this option thoroughly with the Rural Development program to determine if they will fund an NID loan before moving forward with that alternative. Rural Development must be consulted on all of the anticipated loans and grants for these seven projects since they are currently identified as providing 75% of the funding for the seven projects.

I also do not speak for the Community Development Block Grant program, but you will need to submit an application to the Missouri Water and Wastewater Review Committee for their grant funds. Climax Springs appears to be the first project with CDBG funding as the match to the EPA grant. When that project is complete with all construction the county can apply for the Crane Cove and Davey Cove project. I need a project schedule for all seven projects that indicates the timing for the projects' progress toward securing all funding.

The "Phase I" group of projects has one existing village, Climax Springs, that does not need to form a sewer district. The current plans for Climax Springs are to have Rural Development fund half of the project with a loan (\$340,000) and a grant (\$300,000), and to have 1/3 of the project funded by a grant from CDBG (\$400,000). 13.33% (\$160,000) of the project would be paid for through the EPA grant. Currently, this project has not been submitted to the Committee for funding consideration. The 1990 census indicates there were 34 households in Climax Springs and based on the 2000 census the community lost 12% of its population in the last 10 years. I have concerns that the community will be able to operate and maintain a complete sewer system in the future because of the very small user base.

The funding schedule I have indicates that more than half of the total project financing will be through bonds. It may take years to get six sewer districts formed, bonds passed and funding agencies satisfied before the projects will move to construction. The EPA grant is only 6% of a \$24 million project; the 94% match to this project is not committed as yet. If you are interested in discussing these issues with me I would be happy to meet with you at your convenience.

Mr. O. L. Wallace
November 27, 2002
Page Three

Thank you for the opportunity to express my concerns and if you wish to discuss any issues or a meeting date, please contact me at (573) 751-6680 or P.O. Box 176, Jefferson City, MO 65102-0176.

Sincerely,

WATER POLLUTION CONTROL PROGRAM



Mary S. Clark
Senior Project Coordinator

MSC/amb

c: ~~Mr. Don Gibbins~~, EPA Region 7
Mr. Clark Thomas, RD
Mr. Tim Rickabaugh, CDBG
Mr. Jeff Pinson, Water Pollution Control Program



Don Gibbins
10/15/2002 08:13 AM

To: Debbie Titus/PLMG/R7/USEPA/US
cc: Mary Clark <nrclarm@mail.dnr.state.mo.us>
Subject: Camden Co.

Mary Clark with MDNR is the grant manager for the grant we have awarded to MDNR for them to manage the FY01 and FY02 Missouri special infrastructure grants. The Camden Co. grant she is referring to is one of the FY02 grants which we recently awarded.

When the application first came in, I think I talked to you about whether the County could make someone not a part of the County the official signer, and I think you said yes. I am forwarding this to you for your information and consideration.

Donald E. Gibbins
EPA Region 7 WWPD/SRFB
901 North 5th Street
Kansas City, KS 66101

Telephone #: 913-551-7417
Facsimile #: 913-551-9417

----- Forwarded by Don Gibbins/WWPD/R7/USEPA/US on 10/15/2002 07:55 AM -----



Mary Clark
<nrclarm@mail.dnr.state.mo.us>
10/11/2002 08:30 AM

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc: Steve Townley <nrtowns@mail.dnr.state.mo.us>
Subject: Camden Co.

It stuck in my head that you said that Jim Dickerson signed as every person in charge of every capacity in the grant application. I hope he is not signing the grant. I wanted to check to make sure he wasn't claiming to be the authorized representative of the county, so I pulled out our copy of the application.

He signed as the authorized certifying official. He is not an official of the county as far as I can tell he is an employee (Executive director) of the regional planning commission which is a multicounty agency. He is also on the planning and zoning commission for the county I think, but the grant is not to the planning and zoning commission, it is to the county commission. The application is for Camden county and he signed as the executive director, which is of the Local Council of Governments, not the county. There is a note that he was appointed to oversee this project. Did they submit an agreement designating him to sign the grant application or just submit the grant application? That still doesn't make him a certifying official however. I am the project management person for the 3% management grant but I am not the certifying official. That should mean the county presiding commissioner. The agency/organization director means of

In a financial vein it is not appropriate for the person that is requesting the money to be the same as the one who is doing the program management and signing for everything. The auditors will have a field day with this one. We were told by the auditors that you need three people to review the financial requests before they are paid. Here you have a guy deciding what to do, who to do it, and approving the spending of money on it and keeping account of the money. Not good.

U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101

NOTE

Date: October 10, 2002

Subject: Camden County Special Infrastructure Grant
EPA Grant No. XP987222-01

From: Donald Gibbins 

To: Mary Clark, MDNR

Attached for your information and use is a copy of my file for the above-subject EPA grant project. I previously sent you a copy of the grant application with a note dated August 13, 2002.

Let me know if you have any questions.

Attachment

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

NOTE

Date: September 19, 2002

Subject: Camden County Special Infrastructure Grant
EPA Grant No. XP987117-01, Amendment No. 1

From: Donald Gibbins 

To: Mary Clark

Attached is a copy of the amendment to the subject grant. Note that the County is now the official signer. Let me know if you have any questions.

Attachment

	U.S. ENVIRONMENTAL PROTECTION AGENCY Grant Agreement		ASSISTANCE ID NO.			DATE OF AWARD 09/19/2002		
			PRG	DOC ID	AMEND#		MAILING DATE 09/26/2002	
			XP - 98722201 - 0			TYPE OF ACTION New		ACH#
			RECIPIENT TYPE: County			PAYMENT METHOD: ACH		
RECIPIENT: Camden County Commission Camden County Courthouse, 1 Court Circle Camdenton, MO 65020 EIN: 44-6000457			Send Payment Request to: U.S. Environmental Protection Agency - LasVegas FMC P.O. Box 98515, LasVegas, NV 89193-8515 Contact: #702-798-2507, Fax: #702-798-2423			PAYEE: Same as Recipient Camden County Courthouse, 1 Court Circle Camdenton, MO 65020		
PROJECT MANAGER		EPA PROJECT OFFICER		EPA GRANT SPECIALIST				
James R. Dickerson Camden County Courthouse, 1 Court Circle Camdenton, MO 65020 E-Mail: Phone: 573-346-5616		Don Gibbins 901 North Fifth Street, WWPD/SRFB Kansas City, KS 66101 E-Mail: Gibbins.Don@epa.gov Phone: 913-551-7417		Debbie Titus E-Mail: Titus.Debbie@epa.gov Phone: 913-551-7712				
PROJECT TITLE AND DESCRIPTION Camden County Infrastructure SEWER AND WATER IMPROVEMENTS consisting of new collection systems and treatment facilities for seven areas in Camden County adjacent to the Lake of the Ozarks.								
BUDGET PERIOD 04/01/2002 - 09/30/2006		PROJECT PERIOD 04/01/2002 - 09/30/2006		TOTAL BUDGET PERIOD COST \$24,774,000.00		TOTAL PROJECT PERIOD COST \$24,774,000.00		
NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.								
OFFER AND ACCEPTANCE								
The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers Assistance/Amendment to the <u>Camden County Commission</u> for <u>6.00</u> % of all approved costs incurred up to and not exceeding <u>\$1,455,000</u> for the support of approved budget period effort described in application (including all application modifications) cited in the Project Title and Description above, signed <u>07/30/2002</u> included herein by reference.								
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)			AWARD APPROVAL OFFICE					
ORGANIZATION / ADDRESS			ORGANIZATION / ADDRESS					
Grants Management Office 901 North Fifth Street Kansas City, KS 66101			U.S. EPA, Region 7 901 North Fifth Street Kansas City, KS 66101					
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY								
SIGNATURE OF AWARD OFFICIAL		TYPED NAME AND TITLE		DATE				
		Carol Rompage, Grants Management Official		09/19/2002				
This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.								
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION								
SIGNATURE		TYPED NAME AND TITLE		DATE				
		James R. Dickerson, Executive Director		10/01/2002				

EPA Funding Information

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$	\$ 1,455,000	\$ 1,455,000
EPA In-Kind Amount	\$	\$	\$ 0
Unexpended Prior Year Balance	\$	\$	\$ 0
Other Federal Funds	\$	\$	\$ 0
Recipient Contribution	\$	\$ 80,000	\$ 80,000
State Contribution	\$	\$ 1,289,000	\$ 1,289,000
Local Contribution	\$	\$ 3,715,000	\$ 3,715,000
Other Contribution	\$	\$ 18,235,000	\$ 18,235,000
Allowable Project Cost	\$ 0	\$ 24,774,000	\$ 24,774,000

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.606 - Surveys - Studies - Investigations - Spec	Appropriations Act of 2002 (PL 107-73)	40 CFR PART 31

Fiscal									
Site Name	DCN	FY	Approp. Code	Budget Organization	PRC	Object Class	Site/Project	Cost Organization	Obligation / Deobligation
-	SX2017	2002	E4	0700QG2	20301B	4183	-	-	1,455,000
									1,455,000

Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$0
2. Fringe Benefits	\$0
3. Travel	\$0
4. Equipment	\$0
5. Supplies	\$0
6. Contractual	\$3,348,500
7. Construction	\$20,509,000
8. Other	\$916,500
9. Total Direct Charges	\$24,774,000
10. Indirect Costs: % Base	\$0
11. Total (Share: Recipient <u>94.00</u> % Federal <u>6.00</u> %.)	\$24,774,000
12. Total Approved Assistance Amount	\$1,455,000
13. Program Income	\$0

Administrative Conditions

1. In order to comply with the Debt Collection Improvement Act of 1966, the Recipient agrees to complete and return the attached Payment Information Form ACH Vendor Payment System, (TFS Form 3881) to the EPA Las Vegas Financial Management Center, P.O. Box 98515, Las Vegas, Nevada 89193-8515. Attention: Eileen Brasier, Fax: 702-798-2423, Telephone: 702-798-2507.

2. In accordance with OMB Circular A-21, A-87 or A-122, as appropriate, the Recipient agrees that it will not use project funds, including the Federal and non-Federal share, to engage in lobbying the Federal Government or in litigation against the United States. The recipient agrees to provide EPA Form 5700-53, Lobbying and Litigation Certificate as mandated by EPA's annual Appropriations act. The Chief Executive Officer of any entity receiving assistance funds must certify that none of these funds have been used to engage in the lobbying of the Federal Government or in litigation against the United States unless authorized under existing law. The certification must be submitted to the EPA grants specialist, who is identified on the award document, within 90 days after the end of the project period.

3. Recipient agrees to comply with the Anti-Lobbying Act, Section 319 of Public Law 101-121, effective December 23, 1989.

Recipient acknowledges that if any expenditure is made as prohibited by the Act, that he shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such expenditure.

Recipient further acknowledges that failure to file or amend the disclosure form, if required, shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Recipient also agrees to include in all solicitation documents the following:

"Sub recipients who request or receive from the grant recipient a subgrant, contract, or subcontract exceeding \$100,000, at any tier under a federal grant shall comply with the Anti-Lobbying Act, Section 319 of Public Law 101-121, and file an Anti-Lobbying Certification form, and the Disclosure of Lobbying Activities form, if required, to the next tier above."

4. Recipient agrees to comply with Executive Order 13202 (Feb. 22, 2001, 66 Fed. Reg. 11225) of February 17, 2001, entitled "Preservation of Open Competition and Government Neutrality Towards Government Contractors' Labor Relations on Federal and Federally Funded Construction Projects," as amended by Executive Order 13208 (April 11, 2001, 66 Fed. Reg. 18717) of April 6, 2001, entitled "Amendment to Executive Order 13202, Preservation of Open Competition and Government Neutrality Towards Government Contractors' Labor Relations on Federal and Federally Funded Construction Projects."

5. Recipient agrees to comply with Federal Register, Volume 53, No. 102, dated May 26, 1988, Debarment and Suspension Under EPA, Assistance, Loan and Benefit Programs, which requires all solicitations for subagreements to include the following statement:

The prospective participants must certify by submittal of EPA Form 5700-49, Certification Regarding Debarment, Suspension and Other Responsibility Matters, that to the best of its knowledge and belief that it and its principals are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any Federal department or agency."

The Recipient acknowledges that doing business with any party appearing on the

non-procurement portion of the "List of Parties Excluded from Federal Procurement Programs" may result in disallowance of costs under this agreement and may also result in suspension or debarment.

6. Recipient agrees to ensure that all space for conferences, meetings, conventions or training funded in whole or in part with Federal funds comply with the Hotel and Motel Fire Safety Act of 1990.
7. The recipient agrees to comply with the requirements for EPA's Program for Utilization of Small, Minority and Women's Business Enterprises in procurement under assistance agreements:

(a) Except as otherwise provided, the recipient accepts the applicable FY 1999 Minority Business Enterprise (MBE)/Womens Business Enterprise (WBE) "fair share" goals/objectives negotiated with EPA by the MDNR as follows:

MO	MBE	WBE
Services	10%	5%
Supplies	10%	5%
Equipment	10%	5%
Construction	10%	5%

(b)(1) The recipient agrees to ensure, to the fullest extent possible, that at least the applicable "fair share" objectives of Federal funds for prime contracts or subcontracts for supplies, construction, equipment or services are made available to organizations owned or controlled by socially and economically disadvantaged individuals, women and Historically Black Colleges and Universities.

(2) For assistance agreements related to research under the Clean Air Act Amendments of 1990, the recipient agrees to ensure, to the fullest extent possible, that at least the applicable "fair share" objectives of Federal funds for prime contracts or subcontracts for supplies, construction, equipment or services are made available to organizations owned or controlled by socially and economically disadvantaged individuals, women, disabled Americans, Historically Black Colleges and Universities, Colleges and Universities having a student body in which 40% or more of the students are Hispanic, minority institutions having a minority student body of 50% or more, and private and voluntary organizations controlled by individuals who are socially and economically disadvantaged.

(c) The recipient agrees to include in its bid documents the applicable "fair share" objectives of Federal funds and require all of its prime contractors to include in their bid documents for subcontracts the negotiated "fair share" percentages.

(d) The recipient agrees to follow the six affirmative steps stated in 40 CFR §30.44(b), 40 CFR §31.36(e), or 40 CFR §35.6580, as appropriate, and retain records documenting compliance.

(e) The recipient agrees to submit an EPA form 5700-52A "MBE/WBE Utilization Under Federal Grants, Cooperative Agreements and Interagency Agreements," beginning with the Federal fiscal year quarter the recipient receives the award and continuing until the project is completed. These reports must be submitted to the EPA, MBE/WBE Coordinator, within 30 days of the end of the Federal fiscal quarter (January 30, April 30, July 30, and October 30). For assistance awards for continuing environmental programs and assistance awards with institutions of higher education, hospitals and other non-profit organizations, the recipient agrees to submit an EPA form 5700-52A to the EPA, MBE/WBE Coordinator, by October 30 of each year.

(f) If race and /or gender neutral efforts prove inadequate to achieve a "fair share" objective, the recipient agrees to notify EPA in advance of any race and/or gender conscious action it plans to take to more closely achieve the "fair share" objective.

(g) Non-governmental recipients that wish to negotiate their own FY 1999 MBE/WBE goals must submit proposed MBE/WBE goals based on an availability analysis, or, at their option, a disparity study, of qualified MBEs and WBEs to do the work in the relevant market for construction, equipment, services, and supplies. The recipient agrees to submit proposed "fair share" objectives, together with the supporting availability analysis or disparity study, to the EPA, MBE/WBE Coordinator, within 30 days of award. EPA will conclude "fair share" negotiations within 30 days of receiving the submission. Once EPA approves the objectives, the recipient agrees to apply them in accordance with paragraphs (b)-(f).

3. EPA may take corrective action under 40 CFR Parts 30, 31, and 35, as appropriate, if the recipient fails to comply with these terms and conditions.

8. Any State agency or agency of a political subdivision of a State which is using appropriated Federal funds shall comply with Section 6002 of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. 6962). RCRA Section 6002 requires that preference be given in procurement programs to the purchase of specific products containing recycled materials identified in guidelines developed by the Environmental Protection Agency (EPA). Current guidelines are contained in 40 CFR 247-254. State and local recipients and subrecipients of grants, loans, cooperative agreements or other instruments funded by appropriated Federal funds shall give preference in procurement programs to the purchase of recycled products pursuant to the EPA guidelines.
9. Recipient agrees, pursuant to EPA Order 1000.25, dated January 24, 1990, to use recycled paper for all reports which are prepared as a part of this assistance award and delivered to the Agency.
10. Recipient agrees to provide the following financial and programmatic reports:
 1. **Quarterly performance reports**, are due on all activities identified in the workplan, including those performed by the Recipient through Interagency Agreements and subagreements in accordance with 40 CFR 30.51 or 31.40(b); whichever is applicable. These reports will contain at a minimum:
 - a) a comparison of actual accomplishments to the objectives established for the performance period;
 - b) the reasons for slippage if established objectives were not met;
 - c) additional pertinent information including, when appropriate, analysis and explanation of cost overruns or high unit costs.

These reports shall be due no later than 30 days after the end of each reporting period. The **final performance report** is due within 90 days after the expiration of the project period.

2. **Financial Status Reports** (Standard Form 269) are due in accordance with 40 CFR 30.52 or 40 CFR 31.41(b); whichever is applicable. For programs or projects with a project period in excess of one year a annual Financial Status Report will be due within 90 days after the grant year. Final reports will be due within 90 days after the expiration or termination of grant support. Financial Status Reports must be submitted to the following address: U.S. EPA - Las Vegas FMC, P.O. Box 98515, Las Vegas, Nevada 89193-8515.

Programmatic Conditions

1. Recipient agrees that this grant is FOR SEWER AND WATER IMPROVEMENTS consisting of new collection systems and treatment facilities for the following seven areas in Camden County adjacent to the Lake of the Ozarks: Camelot Estates, Normac, Climax Springs, Crane Cove,

Davey Cove, Coffman Bend, and Greenview/Hwy E.

2. Recipient understands that 55% of the eligible costs incurred after the award of this grant for the planning, design, and construction of the projects described above will be eligible for reimbursement by the Environmental Protection Agency (EPA) up to but not to exceed a maximum grant amount of \$1,455,000. Recipient also understands that no additional EPA grant funds are available for EPA participation in eligible project costs that exceed \$2,645,455, and Recipient agrees to complete all contracts partially funded with this grant. Recipient also agrees that the non-EPA project funding described in the grant application will be available for a specific project before a construction contract is advertised for bids for that project.
3. Recipient understands that EPA has the primary responsibility for administering this grant, but that the Missouri Department of Natural Resources (MDNR) will manage most aspects of the grant for EPA in accordance with a project management grant awarded by EPA to MDNR. All reference in these conditions to EPA Project Officer will mean MDNR unless the Recipient is advised otherwise by the EPA. Submittals to MDNR should be mailed to Ms. Mary Clark, Financial Services Section, Water Pollution Control Program, Department of Natural Resources, P.O. Box 176, Jefferson City, MO 65102. (Telephone number 573-751-6680, facsimile number 573-751-9396)
4. Recipient understands that this grant is subject to the provisions in EPA regulations at 40 CFR Part 31 and the EPA memorandum dated April 15, 2002, with the subject title "Award of Grants and Cooperative Agreements for the Special Projects and Programs Authorized by the Agency's FY 2002 Appropriations Act."
5. Recipient agrees to provide necessary information to the EPA Project Officer for review and approval prior to awarding a contract for Architect/Engineer services. Preexisting contracts will be allowable for funding only if they are in compliance with the EPA procurement regulations.
6. Recipient agrees that no construction will begin until EPA has satisfied the requirements of the National Environmental Policy Act. EPA anticipates issuing one or more Findings of No Significant Impact for the proposed construction in accordance with provisions in the EPA regulations at 40 CFR 6. Recipient agrees to submit an Environmental Information Document as described in 40 CFR 6.105(b) and to coordinate with other agencies as required in 40 CFR 6, Subpart C.
7. Recipient agrees to meet the project schedule provided with the grant application or the most recent amended schedule approved by the EPA Project Officer unless justifiable delays occur due to unexpected circumstances. Whenever significant schedule changes occur, Recipient will provide the EPA Project Officer with an amended schedule and an explanation for the changes.
8. Recipient agrees to submit plans and specifications to the EPA Project Officer for review and approval prior to advertising for bids. Recipient will also submit any addenda to the plans and specifications to the EPA Project Officer for approval prior to the opening of bids, and any change orders executed after the award of the contract.
9. Recipient agrees to submit to the EPA Project Officer, within ten calendar days after a bid opening, the bid package of the lowest responsive, responsible bidder for review and approval prior to the award of a contract. The bid package will include a bid tabulation, a copy of the proof of advertising, the bid bond of the low bidder, the signed EPA Form 5700-49 (Certification Regarding Debarment, Suspension, and Other Responsibility Matters), the MBE/WBE proposed utilization by the low bidder with a statement from Recipient that the efforts taken by the low bidder meet the regulatory requirements, and the recommendation to award a contract to the low bidder.
10. Recipient agrees to submit supporting documentation to the EPA Project Officer for review at the same time a request is made to the EPA payment office for a grant payment by electronic funds transfer. The review of supporting documentation will not impact the timing of the electronic funds

transfer, but findings of the review may require the Recipient to modify the subsequent request for reimbursement to adjust for any ineligible or unallowable costs noted.

11. Recipient agrees to make prompt payment to its contractor(s) of sums due under this grant and to retain only amounts as may be justified by specific circumstances and provisions of this grant or the construction contract(s).
12. Recipient agrees to properly operate and maintain all facilities partially funded by this grant for the useful life of the facilities.
13. Recipient agrees to submit for review a draft or existing user charge system and implementing ordinance before the first construction contract is advertised for bids. The user charge system will cover all users of the new sewer systems and treatment facilities, and will ensure that sufficient revenues are generated to adequately fund the Recipient's annual operation and maintenance budget. This budget should include payments to a reserve account which will be used solely for future replacement of critical equipment with design lives less than the overall project design life, such as aerators, compressors, pumps, and motors. The operation and maintenance fees charged individual users will be proportional to use, although appropriate flat rate fees for groups of similar users will be acceptable if water meters are not used on the drinking water supply. Recipient also agrees that the user charge system will be approved and the ordinance enacted before the Recipient requests the first final inspection. The user charge system will be updated as needed throughout the useful life of the facilities.
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15. Recipient agrees that a manual or manuals describing the proper operation and maintenance of each pump station and/or wastewater treatment facility within a contract must be approved before the recipient requests a final inspection for that contract. Recipient understands that early submittal of the draft manual(s) for review (by 50% completion of construction) will ensure that this requirement does not delay the scheduling of final inspections.
16. Recipient agrees that no more than 95% of the grant amount for each construction contract will be requested for reimbursement until a final inspection is conducted by the EPA Project Officer and any noted deficiencies are resolved, including punch list items identified by the Recipient's consulting engineer. Recipient also agrees to provide notification in writing to the EPA Project Officer when each construction contract is ready for final inspection.

Document Readers



EPA Funding Recommendation

Title: Camden County Infrastructure

Document Status

Document Phase: Final

Last Modified: 09/04/2002

Current Editor: Don Gibbins

Previous Editor: Leo Alderman

Project Information Section

Grant Number: 98722201-0

Grant Type: Non-Construction

Action Type: New

Applicant Name: CAMDENCNTY - Camden County Commission

Project Title: Camden County Infrastructure

CFDA: 66.606 - Surveys - Studies - Investigations - Spec

Statutory Auth: Appropriations Act of 2002 (PL 107-73)

Delegation Of Auth: 1-102 Grants and Cooperative Agreements for Water Infrastructure Projects from Funds

Media: Water

PPG ? No

GICS Program: XP - Water Infrastructure Grants as Authorized by EPA Appropriations

Project Period Start: 04/01/2002

Project Period End: 09/30/2006

Budget Period Start: 04/01/2002

Budget Period End: 09/30/2006

Project Description: SEWER AND WATER IMPROVEMENTS consisting of new collection systems and treatment facilities for seven areas in Camden County adjacent to the Lake of the Ozarks.

Project Justification and Characteristics Section

Provide Program Justification for approving this action including the program Objectives that will be accomplished by funding this project (if applicable)?

Justification: This project was authorized by direct Congressional appropriation.
(Attach additional information above.)

I have reviewed and approved the workplan/scope of work and budget for this project and I recommend the Award.

Recommendation: Yes

Is this a Research Grant?

Research: No

Could an invention be one of the results of this project? If yes, provide anticipated disposition instructions

Invention: No

Compliance: Yes

Was the Application selected through a competitive process?

Competitive: No

Explanation: 1. Competition excluded by statute or by Congressional intent

Attachments:

(Attach additional information above.)

Is this grant a Congressional earmark?

Earmark: Yes

Quality Assurance: Does this project include taking environmentally related measurements or data generation?

Measurement: No

Is the agreement funded with more than one Program Result Code?

PRCs: No

Does the Project Involve Human Subjects?

Human Subjects: No

Does the Project Involve Animal Subjects?

Animal Subjects: No

Does the work plan include project activities which will be performed entirely or in part outside of the United States?

Outside US: No

Is this project expected to generate Program Income?

Program Income: No

Funding Recommendations Attachments

Attachments:

Project Funding

Approved Budget	
Cost Category Classification (Nonconstruction)	Approved Allowable Budget Period Cost
1. Personnel	\$0
2. Fringe Benefits	\$0
3. Travel	\$0
4. Equipment	\$0
5. Supplies	\$0
6. Contractual Personal Services	\$3,348,500
7. Construction	\$20,509,000
8. Other	\$916,500
9. Total Direct Costs	\$24,774,000
10. Indirect Costs	\$0
IDC Rate % Base \$	
11. Total	\$24,774,000
12. Total Requested Amount	\$1,455,000
Total Request To Fund Amount	\$1,455,000

Is the Funding Partial or Full?

Full

Basis for Match being required by this agreement

Congressional intent and EPA national guidelines.

Does this Funding Recommendation document require SRO Signature?

No

Programmatic Special Conditions

Review

Read Access: Controlled

Readers: Don Gibbins

Debbie Titus

Submitted:

Approvers: Pradip Dalal

Submitted: 08/29/2002

Due Date: 09/04/2002

Response	Approver	Date
Approve	Pradip Dalal	08/29/2002

Associated Commitment Notices

All Commitment Notice Documents in the Database By Grant Num		
Camden County Infrastructure	\$1,455,000	Associated

Commitment Clerk

Commitment Clerk: Don Gibbins

Title:

Phone: 913-551-7417

Approval Official Signature

Approval Official: Leo Alderman

Title: Director

Phone: 913-551-5019

Delegate: Carol Kather

Title: Deputy Director

Phone: 913-551-5037

Approval Official Signature: - Signed by Carol Kather/ARTD/R7/USEPA/US on 09/03/2002 04:12:51 PM, according to /USEPA/US

Grant Specialist

Grant Specialist: Debbie Titus

Title:

Phone: 913-551-7417

Submitted: 09/04/2002

Origination Information

Created By: Don Gibbins on 08/28/2002

Organization: EPA R7

The following are programmatic conditions prepared by the Project Officer, Donald E. Gibbins, on August 29, 2002. These are to be included in Grant No. XP987222 01, to be awarded to Camden County, Missouri.

1. Recipient agrees that this grant is FOR SEWER AND WATER IMPROVEMENTS consisting of new collection systems and treatment facilities for the following seven areas in Camden County adjacent to the Lake of the Ozarks: Camelot Estates, Normac, Climax Springs, Crane Cove, Davey Cove, Coffman Bend, and Greenview/Hwy E.
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Document Readers



Commitment Notice

Title: Camden County Infrastructure

Document Status

Document Phase: Final

Last Modified: 09/03/2002

Current Editor: Don Gibbins

Previous Editor: Danielle Dunbar

Delegate: Regina Kidwell

Commitment Notice Information

Grant Number: 98722201-0

Commitment Amt: \$1,455,000

Commitment Type: Original Commitment

Agreement Type: Grant Agreement

Applicant Name: CAMDENCNTY - Camden County Commission

GICS Program: XP - Water Infrastructure Grants as Authorized by EPA Appropriations

Employer EIN: 44-6000457

Location Funded: EPA R7

Responsibility Ctr:

Allowance Holder:

Is Contract Negotiator Allowed to exceed amount shown above by up to 10% without securing further approval for:

Allowed to Exceed: No

Description Of Project, Goods, or Services

Description: SEWER AND WATER IMPROVEMENTS consisting of new wastewater collection systems and treatment facilities for seven areas in Camden County adjacent to the Lake of the Ozarks.

Task, Req, or Other Local Identifier

Identifier:

Special Comments and Instructions

Comments:

Commitment Notice Document Attachments

Attachments:

Fiscal Information

Line	Site Name	DCN	Fiscal Yr	Approp Code	BO Code	PRC	Object Class	Amount	Site Project	Cost Org Code
1	-	SX2017	2002	E4	0700QG2	20301B	4183	1,455,000	-	-
								1,455,000		

Review

Read Access: Controlled

Readers: Don Gibbins

Regina Kidwell

Submitted:

Approvers: Pradip Dalal

Submitted: 08/28/2002

Due Date: 08/30/2002

Response	Approver	Date
Approve	Pradip Dalal	08/28/2002

Fund Certifying Official Signature

Fund Certif Official: Danielle Dunbar

Title:

Phone: 913-551-7554

Delegate: Chester Stovall

Title:

Phone:

Fund Certifying Official Signature: - Signed by Danielle Dunbar/PLMG/R7/USEPA/US on 09/03/2002 10:26:26 AM, according to /USEPA/US

Project Officer

Project Officer: Don Gibbins

PO Phone: 913-551-7417

Associated Funding Recommendation

Funding Recommendation Document Associated with this Commitment Notice Document		
Camden County Infrastructure	\$1,455,000	Associated

Origination Information

Created By: Don Gibbins on 08/28/2002

Organization: EPA R7



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

MEMORANDUM

DATE: September 3, 2002

SUBJECT: FY2002 Camden County Special Infrastructure Grant - #XP987222-01
Approval of Pre-Award Costs Incurred More Than 90 Days Prior to Award

FROM: Donald Gibbins, WWPD/SRFB 
Project Officer

THRU: Debbie Titus, PLMG/RFMB/AAMS/GAMU 
Grants Specialist

TO: Carol Rompage, PLMG/RFMB/AAMS/GAMU
EPA Award Official

The March 30, 2000, memorandum "Modification to Policy Guidance for 40 CFR Part 31" and the May 3, 2000, memorandum "Clarification on GPI 00-02 Modification to Policy Guidance for 40 CFR Part 31 Pre-Award Costs," both from Bruce Feldman, Acting Division Director, Grants Administration Division, provide for approval by the EPA Award Official of pre-award costs incurred more than 90 days prior to the award of the grant if the EPA Project Officer finds the costs are necessary, reasonable and allocable to the project and the EPA Award Official finds that the costs are eligible under statute or regulation.

The above-referenced special infrastructure grant was authorized by Congress in the EPA FY2002 appropriation act to fund water and sewer improvements in Camden County. Attached is a letter dated September 3, 2002, from Ms. Barbara Bohley on behalf of Camden County requesting approval for the inclusion of pre-award costs in the amount of \$141,654 and also asking that the project and budget start dates be adjusted to April 1, 2002. In this letter, Ms. Bohley states that the costs include preliminary planning and project administration costs. Also attached is a follow-up e-mail message which further clarifies the nature of some of the services included in the request.

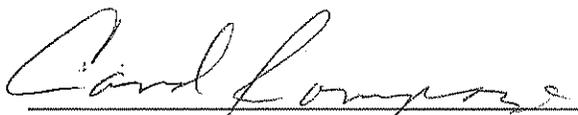
Attached is a portion of the headquarters memorandum dated April 15, 2002, from Michael B. Cook, Director, Office of Wastewater Management, which addresses the award of grants for special projects authorized in the STAG account of the EPA FY02 appropriations act. This memorandum discusses approval of pre-award costs by the regional award official on pages 7 and 8. The conclusion stated in the memorandum is that the Regions can approve pre-award costs when the costs were incurred after the start of the fiscal year for which the funds were appropriated, but before the grant award. That is the case for the costs in question for this request for approval.

I have evaluated this request and find that the requested pre-award costs are necessary, reasonable and allocable to the project which is specified in the EPA FY2002 appropriations act. I ask that you approve these costs by signing below. Please retain this original for your grant file and return a copy for my project officer file.

Please contact me at (913) 551-7417 if you have any questions or need additional information.

Attachments

I find that the pre-award costs discussed in this memorandum and the attached letters are eligible under the authorizing statute and I approve their inclusion in the grant. Reimbursement for the grant share of these costs will only be allowable if the services were procured in accordance with the applicable procurement regulation at 40 CFR 31.36.



Carol Rompage, Region 7 EPA Award Official

MEMORANDUM

DATE: September 3, 2002

SUBJECT: FY2002 Camden County Special Infrastructure Grant - #XP987222-01
Approval of Pre-Award Costs Incurred More Than 90 Days Prior to Award

FROM: Donald Gibbins, WWPD/SRFB
Project Officer

THRU: Debbie Titus, PLMG/RFMB/AAMS/GAMU
Grants Specialist

TO: Carol Rompage, PLMG/RFMB/AAMS/GAMU
EPA Award Official

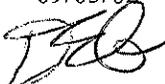
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WWPD/SRFB:D.GIBBINS:dg:9/3/02:Rompage 02-09-03 memo-approve preaward costs.wpd

SRFB SRFB
GIBBINS DALAL
09/03/02 09/03/02



FILE TO:
Camden County SIG
EPA Grant No. XP987222-01

I have evaluated this request and find that the requested pre-award costs are necessary, reasonable and allocable to the project which is specified in the EPA FY2002 appropriations act. I ask that you approve these costs by signing below. Please retain this original for your grant file and return a copy for my project officer file.

Please contact me at (913) 551-7417 if you have any questions or need additional information.

Attachments

I find that the pre-award costs discussed in this memorandum and the attached letters are eligible under the authorizing statute and I approve their inclusion in the grant. Reimbursement for the grant share of these costs will only be allowable if the services were procured in accordance with the applicable procurement regulation at 40 CFR 31.36.

Carol Rompage, Region 7 EPA Award Official



Barbara Bohley
<bohleyb@earthlink.net>

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc:
Subject: Re: Approval of Pre-Award Costs for Camden County

09/03/2002 02:51 PM

Mr. Don Gibbins:

In reference to the request for pre-award costs.

All of the pre-award costs are expenses that have been incurred by the engineer and administrators and are above the normal and regular costs of the County. These costs are project specific. The costs were incurred after procurement and award of the administration and engineering contracts. These services are being provided by non-County personnel

>From: Gibbins.Don@epamail.epa.gov
>To: Barbara Bohley <bohleyb@earthlink.net>
>Subject: Approval of Pre-Award Costs for Camden County
>Date: Tue, Sep 3, 2002, 9:21 AM
>

> In reference to your letter dated September 3, 2002, which requests
> approval of pre-award costs for the Camden County special infrastructure
> grant for "Preliminary administration, financial planning, applications
> and bond financing," I understand that these costs are project related
> and beyond the normal cost of doing business for the County, and are
> services being provided by non-County personnel. These conditions need
> to be true for these costs to be allowable. Please confirm by return
> e-mail if my understanding of these costs is correct.
>



Jim Dickerson
<jdickerson@copic.ext
.missouri.edu>

09/03/2002 12:51 PM

To: Don Gibbins/WWPD/R7/USEPA/US@EPA, Barbara Bohley
<bohleyb@earthlink.net>
cc:
Subject: Re: Approval of Pre-Award Costs for Camden County

Mr. Gibbins: I am answering for Barbara Bohley-- the tasks performed were beyond the normal cost of doing business for the county and were project related and performed by non-county personnel.

----- Original Message -----

From: <Gibbins.Don@epamail.epa.gov>
To: "Barbara Bohley" <bohleyb@earthlink.net>
Cc: "James Dickerson" <jdickerson@copic.ext.missouri.edu>
Sent: Tuesday, September 03, 2002 11:21 AM
Subject: Approval of Pre-Award Costs for Camden County

> In reference to your letter dated September 3, 2002, which requests
> approval of pre-award costs for the Camden County special infrastructure
> grant for "Preliminary administration, financial planning, applications
> and bond financing," I understand that these costs are project related
> and beyond the normal cost of doing business for the County, and are
> services being provided by non-County personnel. These conditions need
> to be true for these costs to be allowable. Please confirm by return
> e-mail if my understanding of these costs is correct.

>
>

BARBARA BOHLEY
BLB & ASSOCIATES

5641 MIDNIGHT PASS RD
908
SARASOTA FL 34242
(941) 346-8531

RECEIVED
SEP 05 2002

PO BOX 102/SRFB
ROLLA, MO 65402
(573) 578-0938

Date: September 3, 2002
TO: Donald Gibbons
FROM: Barbara Bohley
Re: Camden County Sanitary Sewer Project

Attached is the design and construction schedule from Missouri Engineering. I have also included the request for preliminary expenses with a breakdown of the categories for those expenses. Please contact me if you have any questions. I will be out of town from the 6th of September until the 10th. You can, however, reach me on my cell phone which is 573 578 0938.

Thank you.

**CAMDEN COUNTY SANITARY SEWER
DESIGN AND CONSTRUCTION
SCHEDULE**

AREA	DESIGN COMPLETE	CONSTRUCTION COMPLETE
Camelot	September 2003	November 2004
Normac	September 2003	June 2004
Climax Springs	September 2003	September 2004
Crane/Davey Cove	September 2004	December 2005
Coffman Bend	June 2004	June 2005
Greenview	December 2004	December 2005

BARBARA BOHLEY
BLB & ASSOCIATES

5641 MIDNIGHT PASS RD
908
SARASOTA FL 34242
(941) 346-8531

P O BOX 1027
ROLLA, MO 65402
(573) 578-0938

September 3, 2002

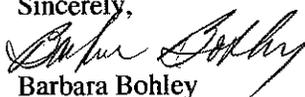
Mr. Donald Gibbons E. Gibbons, Environmental Engineer
United States Environmental Protection Agency
Region VII
901 North 5th Street
Kansas City, Kansas 66101

Dear Mr. Gibbons:

Following are the pre-award costs for the Camden County Sanitary Sewer Project. These costs were incurred between April 2002 and August 2002. A portion of the match requirement is being billed to Camden County with the remainder being paid by the districts affected. Since cash flow is sometimes a problem with the county and the districts the contractors are willing to accept the EPA portion and at this point in time and will invoice the match entities work with them on arranging payment until sufficient funds are available. Both the engineering and administration services were procured using federal procurement standards.

Engineering services for completion of preliminary engineering report and a portion of the facility plan for the overall sewer district.	\$110,450.00
Preliminary administration , financial planning, applications and bond financing.	\$ 31,204.00
Total pre-award costs requested	<u>\$ 141,654.00</u>

Please contact me if you have any questions, need additional documentation or invoices. I will be out of town from the 6th of September until the 10th. You can, however, reach me on my cell phone which is 573 578 0938. Thank you.

Sincerely,

Barbara Bohley



Barbara Bohley
<bohleyb@earthlink.net>
t>

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc:
Subject: Re: Need Information for Approval of Pre-Award Costs

08/29/2002 11:35 PM

Sorry, have been traveling on business and to Canada for the Marathon in Quebec. Will work on it tomorrow and try to have it to you early next week. Have a nice holiday. Thanks Barb

>From: Gibbins.Don@epamail.epa.gov
>To: Barbara Bohley <bohleyb@earthlink.net>
>Subject: Need Information for Approval of Pre-Award Costs
>Date: Thu, Aug 29, 2002, 6:30 AM

>
> In your letter dated July 30, 2002, with which you transmitted the EPA
> Grant Application for Camden County, you stated that within a week I
> would receive a request for approval of pre-award costs for engineering
> and administrative services which have been incurred to date.
>
> Please be advised that I have not yet received that information and
> would like to see it before approving the award of the grant. I need to
> know the items of work (types of services), how each relates to the
> approved project, and a date when the costs began to be incurred, such
> as the date a contract for services was effective.
>
> Let me know if you have any questions regarding this matter.
>



Don Gibbins

08/29/2002 08:30 AM

To: Barbara Bohley <bohleyb@earthlink.net>
cc: James Dickerson <jdickerson@copic.ext.missouri.edu>, Debbie
Titus/PLMG/R7/USEPA/US@EPA, Mary Clark
<nrclarm@mail.dnr.state.mo.us>
Subject: Need Information for Approval of Pre-Award Costs

In your letter dated July 30, 2002, with which you transmitted the EPA Grant Application for Camden County, you stated that within a week I would receive a request for approval of pre-award costs for engineering and administrative services which have been incurred to date.

Please be advised that I have not yet received that information and would like to see it before approving the award of the grant. I need to know the items of work (types of services), how each relates to the approved project, and a date when the costs began to be incurred, such as the date a contract for services was effective.

Let me know if you have any questions regarding this matter.



Mary Clark
<nrclarm@mail.dnr.state.mo.us>

08/29/2002 12:50 PM

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc: Jeff Pinson <nrpinsj@mail.dnr.state.mo.us>
Subject: Re: Grant Conditions for Camden County

Good. I'm glad it says that there will be a hold on each contract at 95%.

Gibbins.Don@epamail.epa.gov

08/29/2002 08:56 AM

To: "Mary Clark" <nrclarm@mail.dnr.state.mo.us>

cc:

Subject: Grant Conditions for Camden County

Attached are my proposed grant conditions for the Camden County special infrastructure grant. Let me know if you have any questions or comments.

(See attached file: Grant conditions for Camden County.wpd)



Grant conditions for Camden County.wp



Don Gibbins
08/20/2002 09:35 AM

To: Mary Clark <nrclarm@mail.dnr.state.mo.us>
cc:
Subject: Re: Camden County EPA Special Infrastructure Grant Project 

The grant application (which I sent you a copy of) has a page titled Key Contacts, and he is listed there. I don't think I gave you his number before. It is 573-346-5616. The County Commissioners have made Mr. Dickerson the official grant signer for the County, besides being the project manager. He is the Chairman of the Lake of the Ozarks Council of Local Governments.

Mary Clark <nrclarm@mail.dnr.state.mo.us>



Mary Clark
<nrclarm@mail.dnr.state.mo.us>
08/20/2002 09:09 AM

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc:
Subject: Re: Camden County EPA Special Infrastructure Grant Project

Do you have Mr. Dickerson's phone number? I thought you sent it to me and I sent it to Jeff but he doesn't remember if he has it. I would like to call him to discuss his project and his user charge. If the county will have a county wide district there is no reason to be spreading the grant to all projects to keep user charges equal to all.

Gibbins.Don@epamail.epa.gov

v

08/20/2002 08:53 AM

To: "Jim Dickerson" <jdickerson@copic.ext.missouri.edu>
cc: bohleyb@earthlink.net, Titus.Debbie@epamail.epa.gov, "Mary Clark" <nrclarm@mail.dnr.state.mo.us>, Dalal.Pradip@epamail.epa.gov
Subject: Re: Camden County EPA Special Infrastructure Grant Project

Thanks for letting me know how you want to proceed with the EPA grant. Please refer to the last paragraph of my first e-mail (below) regarding a project schedule. I would like to have that schedule for my file before recommending award of the grant. Please provide the project schedule as soon as possible.

Jim Dickerson
<jdickerson@copic.ext.missouri.edu>
Gibbins/WWPD/R7/USEPA/US@EPA,

Dalal/WWPD/R7/USEPA/US@EPA, Debbie

08/20/2002 08:34 AM

To: Don
bohleyb@socket.net
cc: Pradip



Jim Dickerson
 <jdickerson@copic.ext
 .missouri.edu>

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
 cc:
 Subject: Re: Camden County EPA Special Infrastructure Grant Project

08/20/2002 12:05 PM

I visited with the engineer today on the project list and he will be in my office tomorrow. We will get it to you as soon as possible.

----- Original Message -----

From: <Gibbins.Don@epamail.epa.gov>
 To: "Jim Dickerson" <jdickerson@copic.ext.missouri.edu>
 Cc: <bohleyb@earthlink.net>; <Titus.Debbie@epamail.epa.gov>; "Mary Clark" <nrclarm@mail.dnr.state.mo.us>; <Dalal.Pradip@epamail.epa.gov>
 Sent: Tuesday, August 20, 2002 8:53 AM
 Subject: Re: Camden County EPA Special Infrastructure Grant Project

>
 > Thanks for letting me know how you want to proceed with the EPA grant.
 > Please refer to the last paragraph of my first e-mail (below) regarding
 > a project schedule. I would like to have that schedule for my file
 > before recommending award of the grant. Please provide the project
 > schedule as soon as possible.

>
 >
 >
 >
 >

> Jim Dickerson
 > <jdickerson@copic.ext.mi
 Gibbins/WWPD/R7/USEPA/US@EPA,
 > ssouri.edu>
 > To: Don
 > bbohley@socket.net
 > cc: Pradip
 Dalal/WWPD/R7/USEPA/US@EPA, Debbie
 > 08/20/2002 08:34 AM
 Titus/PLMG/R7/USEPA/US@EPA, Mary Clark
 >
 <nrclarm@mail.dnr.state.mo.us>

> Subject: Re: Camden
 County EPA Special Infrastructure Grant
 > Project

>
 >
 >
 >

> Don: Thanks for your comments. It is unusual for a federal person to be
 > advising on how to limit exposure to federal requirements. I really do
 > appreciate your effort to help. Unfortunately, the money has been spread
 > through projects in most cases based on our estimation on how each
 > district
 > will do in income sensitive grant processes and other matters. We really

> are
> aiming to provide the most reasonable wastewater fees possible for the
> people of Camden County. Again, thank you for your advice.
> JRD
> ----- Original Message -----
> From: <Gibbins.Don@epamail.epa.gov>
> To: <bbohley@socket.net>
> Cc: <jdickerson@copic.ext.missouri.edu>; <Dalal.Pradip@epamail.epa.gov>;
> <Titus.Debbie@epamail.epa.gov>; "Mary Clark"
> <nrclarm@mail.dnr.state.mo.us>
> Sent: Friday, August 16, 2002 1:45 PM
> Subject: Camden County EPA Special Infrastructure Grant Project
>
>
> > I am reviewing the application you submitted for the Camden County EPA
> > special infrastructure grant. I wanted to point out one thing before
> > we
> > go any further. I note that the EPA funds are being utilized for all
> > four projects (Phase 1, Projects A and B and Phase 2, Projects A and
> > B),
> > and as per the "Over All Project Cost" attachment, you are planning on
> > using EPA funds for engineering, legal, financing, administration, and
> > easement acquisition (which will be subject to the requirements of the
> > Uniform Relocation Assistance and Real Property Acquisition Policies
> > Act
> > of 1970 as amended, if funded with federal funds). With the current
> > scope of the project, the entire 25 million dollar project will be
> > subject to EPA requirements and reviews and possible audit by our
> > Inspector General after the project is completed. Another option
> > would
> > be to put all of the EPA funds into only one or more construction
> > contracts and then those contracts would be the only thing that would
> > be
> > subject to our regulations and review and possible audit. I did not
> > remember if we talked about this option when we first talked early
> > this
> > year, so I wanted to raise the issue now. I wanted to make sure that
> > you understand that our grant funds do not have to be spread out to
> > include your total project. If you limit the funding to an early part
> > of the total project, even if it includes the design and/or inspection
> > services with the construction, you can limit your interaction with
> > EPA
> > and get us out of the picture as soon as those particular contracts
> > are
> > completed.
> >
> > Please let me know which way you want to proceed for the EPA grant.
> > "As
> > is" is fine if that is the way the County wants to do it. If you
> > decide
> > to limit the scope for the EPA grant, please provide a new description
> > by letter or e-mail by referring to the appropriate parts of what you
> > have already submitted.
> >

> > Once you know what you want the EPA grant project to include, please
> > submit an estimated schedule for each project/contract including dates
> > for completion of design and completion of construction. I understand
> > that such a schedule may be a guess on the County's part at this time,
> > but we can amend it later if need be due to legitimate delays.

> >

> > Thanks

> >

> >

>

>



Don Gibbins

08/16/2002 01:45 PM

bahleyb@earthlink.net

To: ~~bahley@socket.net~~

cc: jdickerson@copic.ext.missouri.edu, Pradip Dalal/WWPD/R7/USEPA/US@EPA, Debbie Titus/PLMG/R7/USEPA/US@EPA, Mary Clark <nrclarm@mail.dnr.state.mo.us>

Subject: Camden County EPA Special Infrastructure Grant Project

I am reviewing the application you submitted for the Camden County EPA special infrastructure grant. I wanted to point out one thing before we go any further. I note that the EPA funds are being utilized for all four projects (Phase 1, Projects A and B and Phase 2, Projects A and B), and as per the "Over All Project Cost" attachment, you are planning on using EPA funds for engineering, legal, financing, administration, and easement acquisition (which will be subject to the requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 as amended, if funded with federal funds). With the current scope of the project, the entire 25 million dollar project will be subject to EPA requirements and reviews and possible audit by our Inspector General after the project is completed. Another option would be to put all of the EPA funds into only one or more construction contracts and then those contracts would be the only thing that would be subject to our regulations and review and possible audit. I did not remember if we talked about this option when we first talked early this year, so I wanted to raise the issue now. I wanted to make sure that you understand that our grant funds do not have to be spread out to include your total project. If you limit the funding to an early part of the total project, even if it includes the design and/or inspection services with the construction, you can limit your interaction with EPA and get us out of the picture as soon as those particular contracts are completed.

Please let me know which way you want to proceed for the EPA grant. "As is" is fine if that is the way the County wants to do it. If you decide to limit the scope for the EPA grant, please provide a new description by letter or e-mail by referring to the appropriate parts of what you have already submitted.

Once you know what you want the EPA grant project to include, please submit an estimated schedule for each project/contract including dates for completion of design and completion of construction. I understand that such a schedule may be a guess on the County's part at this time, but we can amend it later if need be due to legitimate delays.

Thanks

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

NOTE

Date: August 13, 2002

Subject: Camden County Special Infrastructure Grant
Application for EPA Grant No. XP987222-01

From: Donald Gibbins 

To: Mary Clark, MDNR

We just received the application for Camden County, and they submitted three copies, so I am sending one to you now for your information and files.

Let me know if you have any questions.

Attachment

FILE COPY

**U. S. Environmental Protection Agency, Region VII
Water, Wetlands, and Pesticides Division
901 North 5th Street Kansas City, KS 66101**

NOTE

Date: August 12, 2002

Subject: Camden County, Missouri
Special Infrastructure Grant Application

From: Donald Gibbins 

To: Debbie Titus

I received the attached grant application on August 7 while I was in Jefferson participating in a CWSRF annual program review. I kept two of the originals, one for my file and one for MDNR which will be managing this grant for EPA.. Let me know if you have any questions.

Attachment

cc: Pradip Dalal

File Copy

BARBARA BOHLEY
BLB & ASSOCIATES

5641 MIDNIGHT PASS RD # 908
SARASOTA FL 34242
(941) 346 8531

P O BOX 1027
ROLLA, MO 65402
(573) 578-0938

RECEIVED

AUG 07 2002

WWPD/SRFB

July 30, 2002

Mr. Donald Gibbons, EPA Coordinator
U.S. Environmental Protection Agency
901 North 5th. Street
Kansas City, KS 66101

Dear Mr. Gibbons:

Enclosed are three signed copies of the Camden County Special Appropriations wastewater project application. The budget information is quite extensive. I have provided a total project budget and then a budget for each phase of the project. If you have any questions on any portion of the application please do not hesitate to call me a one of the above numbers.

James Dickerson, Executive Director of the Lake of the Ozarks Council of Local Governments has been authorized to sign all documents and act on behalf of the County Commission. The Camden County Commission passed a resolution to that effect. He will be the contact on most aspects of the project. His organizations has also been selected through the procurement process to handle the administration of this project. I will be assisting Mr. Dickerson on some aspects of administration but he will be the principal contact.

I will be forwarding a request for engineering and administrative funds to cover costs that have been incurred to date. You should receive that request in the next week.

Again, if you have any questions on the application or if I have failed to provide information or data that you need please contact me. Thank you for your assistance.

Sincerely,


Barbara Bohley

APPLICATION FOR FEDERAL ASSISTANCE

1. TYPE OF SUBMISSION: Application <input checked="" type="checkbox"/> Construction <input type="checkbox"/> Non-construction		Preapplication <input type="checkbox"/> Construction <input type="checkbox"/> Non-construction	2. DATE SUBMITTED	Applicant Identifier
			3. DATE RECEIVED BY State	State Applicant Identifier
			4. DATE RECEIVED BY Federal AGENCY	Federal Identifier

5. APPLICANT INFORMATION **Camden County Commission**

Legal Name	Organizational Unit
Address (give city, county, state and zip code) Camden County Courthouse 1 court Circle Camdenton MO 65020	Name and telephone number of person to be contacted on matters involving this application (give area code) Barbara Bohley (941) 346 8531

6. EMPLOYER IDENTIFICATION NUMBER (EN):

4	4	-	6	0	0	0	4	5	7
---	---	---	---	---	---	---	---	---	---

7. TYPE OF APPLICANT: (enter appropriate letter in box) B

A. State	H. Independent School Dist.
B. County	I. State Controlled Institution of Higher Learning
C. Municipal	J. Private University
D. Township	K. Indian Tribe
E. Interstate	L. Individual
F. Intermunicipal	M. Profit Organization
G. Special District	N. Other _____

8. TYPE OF APPLICATION

New Continuation Revision

If Revision, enter appropriate letter(s) in box(es)

A. Increase Award B. Decrease Award C. Increase Duration
D. Decrease Duration Other (specify) _____

9. NAME OF FEDERAL AGENCY
Environmental Protection Agency

10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER:
Special Projects 66.606

TITLE

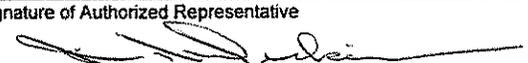
11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT:
Wastewater Collection and Treatment Facilities

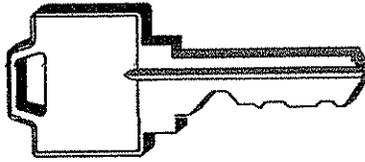
12. AREAS AFFECTED BY PROJECT (Cities, Counties, States, etc.)
Camden County Missouri

13. PROPOSED PROJECT		14. CONGRESSIONAL DISTRICTS OF:	
Start Date 10/02	Ending Date 9/06	a. Applicant 4th.	b. Project 4th.

15. ESTIMATED FUNDING		16. IS APPLICATION SUBJECT TO REVIEW BY State EXECUTIVE ORDER 12372 PROCESS? a. YES THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE State EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON: DATE <u>7/20/02</u> b. NO <input type="checkbox"/> PROGRAM IS NOT COVERED BY E.O. 12372 <input type="checkbox"/> PROGRAM HAS NOT BEEN SELECTED BY State FOR REVIEW
a. Federal	\$ 1,455,000.00	
b. Applicant	\$ 80,000.00	
c. State	\$ 1,289,000.00	
d. Local	\$ 3,715,000.00	
e. Other RD	\$ 18,235,000.00	
f. Program Income	\$ - .00	
g. TOTAL \$ 24,774,000.00		17. IS THE APPLICANT DELINQUENT ON ANY Federal DEBT? <input type="checkbox"/> Yes If "Yes", attach an explanation. <input checked="" type="checkbox"/> No

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.

a. Type Name of Authorized Representative James R. Dickerson	b. Title Executive Director	c. Telephone Number (573) 346 5616
d. Signature of Authorized Representative 		e. Date Signed 7-30-02



KEY CONTACTS

AGENCY/ORGANIZATION DIRECTOR - *This is the individual who is authorized to sign the Application for Federal Assistance (SF-424)*

NAME: James R. Dickerson
TITLE: Executive Director LOCLG
TELEPHONE NUMBER: (573) 346 5616
FAX NUMBER: (573) 346 2007
Internet Address: jdickerson@copic.ext.missouri.edu

PROGRAM/PROJECT DIRECTOR - *This is the individual who is responsible for the namangement of the program/project for the Applicant.*

NAME: James R. Dickerson
TITLE: Executive Director LOCLG
TELEPHONE NUMBER: (573) 346 5616
FAX NUMBER: (573) 346 2007
Internet Address: jdickerson@copic.ext.missouri.edu

FINANCE DIRECTOR - *This is the individual who is responsible for the administrative and financial management of the program/project for the Applicant.*

NAME: James R. Dickerson
TITLE: Executive Director LOCLG
TELEPHONE NUMBER: (573) 346 5616
FAX NUMBER: (573) 346 2007
Internet Address: jdickerson@copic.ext.missouri.edu

Note: Mr. Dickerson has been appointed by the County Commission to oversee this project. See Mr. Dickerson's bio.

ASSURANCES - NON-CONSTRUCTION PROGRAMS

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding Agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. Sec. 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 CFR 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 USC Sec. 1681-1683, and 1685-1686) which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. Sec. 794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. Sec. 6101-6107), which prohibits discrimination on the basis of age.
- (e) the Drug Abuse Office and Treatment Act of 1972 (PL 92-255), as amended, relating to non-discrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (PL 91-616), as amended, relating to non-discrimination on the basis of alcohol abuse or alcoholism; (g) Sec. 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. Sec. 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental, or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to this application.
7. Will comply, or already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (PL 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply with the provisions of the Hatch Act (5 U.S.C. Sec. 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. Sec. 276a to 276a-7), the Copeland Act (40 U.S.C. Sec. 276c and 18 U.S.C. Sec. 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. Sec. 327-333), regarding labor standards for federally assisted construction subagreements.

10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. Sec. 1451 et seq.); (f) conformity of Federal actions to State (Clear Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. Sec. 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. Sec 1271 et seq.) relating to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (41 U.S.C. Sec. 4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984.
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL



TITLE

Executive Director

APPLICANT ORGANIZATION

Camden County

DATE SUBMITTED

7-30-02

SF 424B (4-88) Back

**CAMDEN COUNTY
WASTEWATER COLLECTION AND TREATMENT FACILITIES
TOTAL
PROJECT BUDGET**

SECTION A - BUDGET SUMMARY		New or Revised Budget		
Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		Total (g)
		Federal (c)	Non-Federal (d)	
		Federal (e)	Non-Federal (f)	
1. EPA	66.606	\$ 1,455,000	\$	\$ 1,455,000
2. RD Grant	10.760	5,650,000.		5,650,009
3. RD Loan	10.760	12,585,000.		12,585,000
4. MO DNR			345,000	345,000
5. Sub Totals		\$ 19,690,000	\$ 345,000	\$ 20,035,000
SECTION B - BUDGET CATEGORY				
Object Class Categories	GRANTS PROGRAM, FUNCTION OR ACTIVITY			
	(1) EPA	(2) RD Grant	(3) RD Loan	(4) MO DNR
a. Personnel	\$	\$	\$	\$
b. Fringe Benefits				
c. Travel				
d. Equipment				
e. Supplies				
f. Contractual	383,000	632,000	1,488,500.	34,000
g. Construction	1,072,000	4,988,000.	10,310,500.	304,000
h. Other		30,000.	786,000.	7,000
i. Total Direct Charges (sum of 6a-6h)	1,455,000	5,650,000	12,585,000.	345,000
j. Indirect Charges				
k. TOTALS (Sum of 6i and 6j)	\$ 1,455,000	\$ 5,650,000.	\$ 12,585,000.	\$ 345,000
7. Program Income				

Other: Land, Oper & Maint. and interest.
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 Standards Form 424A (Rev. 4/57)
 Prescribed by GMS Circular A-110
 Previous Edition Usable

TO : PROJECT BUDGET

SECTION A - BUI

Estimated Unobligated Funds

SECTION B - BUDGET CATEGORY

GRANTS PROGRAM, FUNCTION OR ACTIVITY

Estimated Unobligated Funds

SECTION C - BUDGET CATEGORY

GRANTS PROGRAM, FUNCTION OR ACTIVITY

Estimated Unobligated Funds

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	SECTION A - BUI		SECTION B - BUDGET CATEGORY		SECTION C - BUDGET CATEGORY		New or Revised Budget		Total (g)
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Federal (e)	Non-Federal (f)	Federal (e)	Non-Federal (f)	
1. MO CDBG		\$	\$	\$	\$	\$	\$	\$	\$	944,000
2. Camden County										80,000
3. Sewer Dist.										3,715,000
4.				\$ 19,690,000.	\$ 5,084,000.	\$ 19,690,000.	\$ 5,084,000.	\$ 19,690,000.	\$ 5,084,000.	24,774,000
5. Totals		\$	\$	\$	\$	\$	\$	\$	\$	Total
SECTION B - BUDGET CATEGORY										
GRANTS PROGRAM, FUNCTION OR ACTIVITY										
6. Object Class Categories										
a. Personnel		(1) CDBG	(2) County	(3) District	(4)					
b. Fringe Benefits										
c. Travel										
d. Equipment										
e. Supplies										
f. Contractual		44,000	80,000	687,000						3,348,500
g. Construction		900,000		2,934,500						20,409,000
h. Other				93,500						916,500
i. Total Direct Charges (sum of 6a-6h)		944,000	80,000	3,715,000						24,774,000
j. Indirect Charges										
k. TOTALS (Sum of 6i and 6j)		\$ 944,000	\$ 80,000	\$ 3,715,000.	\$	\$	\$	\$	\$	\$ 24,774,000.
7. Program Income										

SECTION C - NON-FEDERAL RESOURCES

(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS
8.		\$	\$	\$ 345,000.
MO Department of Natural Resources		345,000.		
9.		944,000.		944,000.
MO Department of Ec. Development (CDBG)				
10.	80,000			80,000.
Camden County				
11.			3,715,000.	3,715,000.
Neighborhood Develop. Sewer Districts				
12. TOTAL (sum of lines 8 - 11)	\$ 80,000	\$ 1,289,000.	\$ 3,715,000.	\$ 5,084,000.

SECTION D - FORECASTED CASH NEEDS

	2002			
	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
Total for 1st Year				
13. Federal	\$ 110,000.	\$	\$	\$ 110,000.
14. Non-Federal	70,000.			70,000.
15. TOTAL (sum of lines 13 and 14)	\$ 180,000.	\$	\$	\$ 110,000.

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program	FUTURE FUNDING PERIODS (Years)			
	(b) First 2002	(c) Second	(d) Third	(e) Fourth
16.	\$	\$	\$	\$
EPA (Special Approp.)	110,000.	45,000.	341,875	798,300
17.		145,000.	1,482,500	3,099,900
Rural Development Grant				
18.		245,000.	2,835,625	6,904,800
Rural Development Loan				
19.				
20. TOTAL (sum of lines 16 - 19)	\$ 110,000.	\$ 435,000.	\$ 4,660,000.	\$ 10,803,000.

SECTION F - OTHER BUDGET INFORMATION

21. Direct Charges	24,774,000.	22. Indirect Charges
--------------------	-------------	----------------------

23. Remarks:

SECTION C - NON-FEDERAL RESOURCES

(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS
8.	\$	\$	\$	\$
9.				
10.				
11.				
12. TOTAL (sum of lines 8 - 11)	\$	\$	\$	\$

SECTION D - FORECASTED CASH NEEDS

	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
	13. Federal	\$	\$	\$	\$
14. Non-Federal	\$	\$	\$	\$	\$
15. TOTAL (sum of lines 13 and 14)	\$	\$	\$	\$	\$

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program	(b) 1st	FUTURE FUNDING PERIODS (Years)		
		(c) Second	(d) Third	(e) Fourth
16. EPA (Special Approp)	\$ 159,825	\$	\$	\$
17. Rural Development Grant	922,600			
18. Rural Development Loan	2,599,575			
19.				
20. TOTAL (sum of lines 16 - 19)	\$ 3,682,000.	\$	\$	\$

SECTION F - OTHER BUDGET INFORMATION

21. Direct Charges	24,774,000	22. Indirect Charges
23. Remarks:		

**CAMDEN COUNTY
WASTEWATER COLLECTION AND TREATMENT FACILITIES
PHASE I PROJECT A
BUDGET**

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		Federal (e)	Non-Federal (f)	Total (g)
		Federal (c)	Non-Federal (d)			
1. EPA	66.606	\$	\$	415,000.	\$	415,000.
2. RD Grant	10.760			1,300,000.		1,300,000.
3. RD Loan	10.760			2,180,000.		2,180,000.
4. MO DNR				345,000.		345,000.
5. Sub Totals		\$	\$	3,895,000.	\$	4,240,000.

SECTION B - BUDGET CATEGORY		GRANTS PROGRAM FUNCTION OR ACTIVITY		Federal (e)	Non-Federal (f)	Total (g)
Object Class Categories	(a)	(2) RD Grant	(3) RD Loan			
a. Personnel	(1) EPA	\$	\$			
b. Fringe Benefits						
c. Travel						
d. Equipment						
e. Supplies						
f. Contractual		187,800	146,500.	257,450.	34,000.	
g. Construction		227,200	1,147,900	1,788,300.	304,000.	
h. Other			5,600.	134,250	7,000.	
i. Total Direct Charges (sum of 6a-6h)		415,000.	1,300,000.	2,180,000.	345,000.	
j. Indirect Charges						
k. TOTALS (Sum of 6i and 6j)		\$	\$	\$	\$	\$
7. Program Income						

SECTION A - B ET SUMMARY

New or Revised Budget

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		Total (g)
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	
1. CDBG		\$	\$	\$	\$ 420,000.	\$ 420,000.
2. County					80,000.	80,000.
3. ND District					800,000.	800,000.
4.				\$ 3,895,000.	\$ 1,645,000.	\$ 5,540,000.
5. Totals		\$	\$	\$	\$	\$
SECTION B - BUDGET CATEGORY						
GOVERNMENTAL FUNCTION OR ACTIVITY						
6. Object Class Categories		(1) CDBG	(2) COUNTY	(3) ND DIST	(4)	(5)
a. Personnel		\$	\$	\$	\$	\$
b. Fringe Benefits						
c. Travel						
d. Equipment						
e. Supplies						
f. Contractual		20,000.	80,000.	148,500.		874,250.
g. Construction		400,000.		632,000.		4,499,400.
h. Other				19,500.		166,350.
i. Total Direct Charges (sum of 6e-8h)		420,000.	80,000.	800,000.		5,540,000.
j. Indirect Charges						
k. TOTALS (Sum of 6i and 6j)		\$ 420,000.	\$ 80,000.	\$ 800,000.	\$	\$ 5,540,000.
7. Program Income						

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Prescribed by GSA Circular A-117

SECTION C - NON-FEDERAL RESOURCES				
(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS
8. MO Dept. Natural Resources		\$ 345,000	\$	\$ 345,000
9. MO Department of Econ. Develop. (CDBG)		420,000		420,000
10. Camden County	80,000			80,000
11.				
12. TOTAL (sum of lines 8 - 11)	\$ 80,000	\$ 765,000	\$	\$ 845,000.

SECTION D - FORECASTED CASH NEEDS				
Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
\$ 110,000.	\$	\$	\$	\$ 110,000.
13. Federal				
14. Non-Federal	\$ 70,000.	\$	\$	\$ 70,000.
15. TOTAL (sum of lines 13 and 14)	\$ 180,000.	\$	\$	\$ 180,000.

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT				
(a) Grant Program	FUTURE FUNDING PERIODS (Years)			
	(b) First	(c) Second	(c) Third	(e) Fourth
16. EPA	\$	\$	\$	\$
17. RD Grant				
18. RD Loan				
19.				
20. TOTAL (sum of lines 16 - 19)	\$	\$	\$	\$

SECTION F - OTHER BUDGET INFORMATION	
21. Direct Charges	22. Indirect Charges
\$ 5,540,000.	
23. Remarks: Other: Land purchase, interest on bonds, operation and maint. (1 year)	

**CAMDEN COUNTY
WASTEWATER COLLECTION AND TREATMENT FACILITIES
PHASE I PROJECT B
BUDGET**

BUDGET INFORMATION - IN Construction Programs

Phase I
Project B

SECTION A - BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		Total (g)
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	
1. EPA	66.606	\$	\$	\$ 500,000	\$	\$ 500,000
2. RD Grant	10.760			2,000,000		2,000,000
3. RD Loan	10.760			5,500,000		5,500,000
4. MO CDBG				8,000,000	524,000	8,524,000
5. Totals		\$	\$	\$	\$	\$

SECTION B - BUDGET CATEGORY

Object Class Categories	GRANTS PROGRAM, FUNCTION OR ACTIVITY				Total
	(1) EPA	(2) RD Grant	(3) RD Loan	(4) MO CDBG	
a. Personnel	\$	\$	\$	\$	\$
b. Fringe Benefits					
c. Travel					
d. Equipment					
e. Supplies					
f. Contractual	93,800	223,250	649,500	24,000	990,550
g. Construction	406,200	1,765,550	4,514,500	500,000	7,186,250
h. Other		11,200	336,000		347,200
i. Total Direct Charges (sum of 6a-6h)	500,000	2,000,000	5,500,000	524,000	8,524,000
j. Indirect Charges					
k. TOTALS (Sum of 6i and 6j)	\$ 500,000	\$ 2,000,000	\$ 5,500,000	\$ 524,000	\$ 8,524,000
7. Program Income	\$	\$	\$	\$	\$

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Project B

SECTION C - NON-FEDERAL RESOURCES

(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS
8. MO Dept. of Ec. Develop. (CDBG)	\$	\$ 524,000	\$	\$ 524,000
9.				
10.				
11.				
12. TOTAL (sum of lines 8 - 11)	\$	\$ 524,000	\$	\$ 524,000

SECTION D - FORECASTED CASH NEEDS

Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
\$	\$	\$	\$	\$
13. Federal				
14. Non-Federal	\$	\$	\$	\$
15. TOTAL (sum of lines 13 and 14)	\$	\$	\$	\$

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program	FUTURE FUNDING PERIODS (Years)			
	(b) First	(c) Second	(d) Third	(e) Fourth
16. EPA	\$	\$	\$	\$
17. RD Grant				
18. RD Loan				
19.				
20. TOTAL (sum of lines 16 - 19)	\$	\$	\$	\$

SECTION F - OTHER BUDGET INFORMATION

21. Direct Charges	8,524,000
22. Indirect Charges	

23. Remarks: Other: Land Purchase, Interest on bonds, Oper & Maint (1 year)

**CAMDEN COUNTY
WASTEWATER COLLECTION AND TREATMENT FACILITIES
PHASE 2 PROJECT A
BUDGET**

BUDGET INFORMATION - Construction Programs

Phase 4
Project A

SECTION A - BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		Total (g)
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	
1. EPA	66.606	\$	\$	\$ 245,000	\$	\$ 245,000
2. RD Grant	10.760			350,000		350,000
3. RD Loan	10.760			505,000		505,000
4. Sewer Dist.				1,100,000	400,000	1,500,000
5. Totals		\$	\$	\$ 1,100,000	\$ 400,000	\$ 1,500,000

SECTION B - BUDGET CATEGORY

Object Class Categories	GRANT'S PROGRAM, FUNCTION OR ACTIVITY		Total
	(1) EPA	(2) RD GRANT	
a. Personnel	\$	\$	\$
b. Fringe Benefits			
c. Travel			
d. Equipment			
e. Supplies			
f. Contractual	46,000	39,000	74,000
g. Construction	199,000	309,000	415,000
h. Other		2,000	30,500
i. Total Direct Charges (sum of 6a-6h)	245,000	350,000	505,000
j. Indirect Charges			
k. TOTALS (Sum of 6i and 6j)	\$ 245,000	\$ 350,000	\$ 505,000
7. Program Income	\$	\$	\$

SECTION C - NON-FEDERAL RESOURCES

(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS
8. Sewer Sub District	\$	\$	\$ 400,000	\$ 400,000
9.				
10.				
11.				
12. TOTAL (sum of lines 8 - 11)	\$	\$	\$ 400,000	\$ 400,000

SECTION D - FORECASTED CASH NEEDS

	Total for 1st Year	FUTURE FUNDING PERIODS (Years)			
		1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$	\$	\$	\$	\$
14. Non-Federal					
15. TOTAL (sum of lines 13 and 14)	\$	\$	\$	\$	\$

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program	FUTURE FUNDING PERIODS (Years)			
	(b) First	(c) Second	(d) Third	(e) Fourth
16. EPA	\$	\$	\$	\$
17. RD Grant				
18. RD Loan				
19.				
20. TOTAL (sum of lines 16 - 19)	\$	\$	\$	\$

SECTION F - OTHER BUDGET INFORMATION

21. Direct Charges	1,500,000
22. Indirect Charges	

23. Remarks: Other Land Purchase, Interest on bonds, Oper. & Maint (1 year)

**CAMDEN COUNTY
WASTEWATER COLLECTION AND TREATMENT FACILITIES
PHASE 2 PROJECT B
BUDGET**

BUDGET INFORMATION - N Construction Programs

SECTION A - BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		Total (g)
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	
1. EPA	66.606	\$	\$	295,000	\$	295,000
2. RD Grant	10.760			2,000,000		2,000,000
3. RD Loan	10.760			4,400,000		4,400,000
4. District					2,515,000	2,515,000
5. Totals		\$	\$	6,695,000	2,515,000	9,210,000

SECTION B - BUDGET CATEGORY

Object Class Categories	GRANTS PROGRAM, FUNCTION OR ACTIVITY				Total
	(1) EPA	(2) RD Grant	(3) RD Loan	(4) District	
a. Personnel	\$	\$	\$	\$	
b. Fringe Benefits					
c. Travel					
d. Equipment					
e. Supplies					
f. Contractual	55,400	223,250	519,750	466,500	1,264,900
g. Construction	239,600	1,765,550	3,612,000	1,986,500	7,603,650
h. Other		11,200	268,250	62,000	341,450
i. Total Direct Charges (sum of 6a-6h)	295,000	2,000,000	4,400,000	2,515,000	9,210,000
j. Indirect Charges					
k. TOTALS (Sum of 6i and 6j)	\$ 295,000	\$ 2,000,000	\$ 4,400,000	\$ 2,515,000	\$ 9,210,000
7. Program Income	\$	\$	\$	\$	\$

SECTION C - NON-FEDERAL RESOURCES

	SECTION C - NON-FEDERAL RESOURCES		(e) TOTALS			
	(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources		
8. Camden County Sewer District	\$		\$	\$ 2,515,000	\$	
9.						
10.						
11.						
12. TOTAL (sum of lines 8 - 11)	\$		\$		\$	

SECTION D - FORECASTED CASH NEEDS

	SECTION D - FORECASTED CASH NEEDS				
	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$	\$	\$	\$	\$
14. Non-Federal	\$	\$	\$	\$	\$
15. TOTAL (sum of lines 13 and 14)	\$	\$	\$	\$	\$

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

	SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT			
	FUTURE FUNDING PERIODS (Years)			
(a) Grant Program	(b) First	(c) Second	(d) Third	(e) Fourth
16. EPA (Special Appropriation)	\$	\$	\$	\$
17. Rural Development Grant				
18. Rural Development Loan				
19.				
20. TOTAL (sum of lines 16 - 19)	\$	\$	\$	\$

SECTION F - OTHER BUDGET INFORMATION

SECTION F - OTHER BUDGET INFORMATION	
21. Direct Charges	22. Indirect Charges
\$9,210,000	

23. Remarks: Other: Land Purchase, Interest on bonds; Oper. & Maint (1 year)

**CAMDEN COUNTY
WASTEWATER COLLECTION AND TREATMENT FACILITIES
OVERALL BUDGET BREAKDOWN**

CAMDEN COUNTY
LAKE OF THE OZARKS
WASTEWATER COLLECTION & TREATMENT
SPECIAL APPROPRIATIONS
NARRATIVE

I. Introduction

The topographic situation in Camden County, combined with unsuitable soils, intense pockets of poverty, and karst geology, necessitates the creation of publicly owned sanitary sewer systems in unincorporated parts of the county in order to protect the health of the residents of the county and the local tourism industry which is the economic base for Camden County.

II. Objective

The proposed project consists of the construction of seven (7) collection systems and treatment facilities that will serve the identified areas surrounding the Lake of the Ozarks. These areas of various sizes, sewer sub-districts, are part of the Countywide Camden County Sewer District established by the Camden County Commission and are the most densely populated un-sewered areas. The proposed project areas have private septic systems, no septic system or small treatment facilities that may or may not meet code. A high percentage of the proposed users for this sewer project have private untested water wells. These wells are subject to contamination from surface water. The areas and the population to be served are listed in Appendix A.

There are 1942 residences, 376 resort units, 37 businesses and one (1) public school to be served by this project.

Description of Area

The Lake of the Ozarks lies mainly in Camden County and extends 92 miles from end to end with 1310 miles of meandering shoreline of which 980 are located in Camden County. This shoreline is greater than that of Lake Michigan or the entire coastline of the State of California. There are several communities and numerous housing and resort areas located around the Lake. The Lake is located in the South-central part of the State of Missouri and is 175 miles from St. Louis and 165 miles from Kansas City. Currently over three million (3,000,000) people a year visit the Lake of the Ozarks as vacationers and part-time residents.

Camden County is located on the northern portion of the Ozark Highlands, rugged hills, steep ridges, and narrowly entrenched valleys characterize the area. In 1999, the U.S. Census Bureau estimated that there were 34,594 people living in Camden County.

Projections for 2010 estimate a population of 43,529. When the seasonal impact of Lake visitors specifically second homeowners, is taken into account, this number is nearly doubled. The majority of the people living permanently in Camden County, and nearly all of the seasonal visitors, live on or close to the shorelines of the Lake of the Ozarks in unincorporated areas. Housing developments around the lake tend to be quite dense. A count of housing units located within the Lake Area Planning and Zoning District was conducted in 1999 and showed that there were 15,889 housing units within this district (Lake Area Housing Count, 1999). The Lake Area Planning and Zoning District encompasses approximately 189 square miles of land which, when combined with an average of 2.4 people per housing unit, would put the population density within the planning district at 202 people per square mile. Camden County population is growing

between 2.5 to 3.3 percent per year. The housing stock is increasing at a greater rate with 1,663 housing unit starts (this figure includes condominium units) in 1999. This is due, in part to the number of second and/or vacation homes.

The county has a wide range of topographic relief; much of it characterized by moderate to steep slopes with few (relatively flat) areas suitable for housing development. The housing development that does occur in the county is for the most part highly concentrated into small rural neighborhoods or strung along the shoreline of the Lake of the Ozarks. When the densities of these pockets of housing developments are calculated, it is found that housing densities range from one-half to one and a half housing units per acre (USGS Air Photos, 1995). Generally, the housing developments in the county are not served by any sort of public or community wastewater treatment facilities, but by private on-site septic systems.

The housing development trends in the county imply that in many of these rural neighborhoods there are a high number of private septic systems concentrated in a relatively small amount of space. The 1990 census shows 5,759 households on public sewer systems, 18,670 households with private septic tanks or cesspools and 1,233 households with no sewers or other means of disposal. On-site septic systems, when properly built and maintained, are for the most part capable of effectively treating household waste, but when too many of these septic systems are concentrated in a small amount of space, the carrying capacity, or ability of the soil of the area to effectively absorb all of the household waste, is exceeded. When this carrying capacity is exceeded, hazardous toxins seep not only down into the local groundwater supply, but up to the surface of the ground or find their way into the Lake waters, creating a number of health risks for the local community.

Poverty

The 1990 U.S. Census data shows that the poverty rate in Camden County was 12.4%. Almost five (5) percent of the population of the county, 1336 people, were rated as being below half the poverty level. Although these poverty rates do not seem bad when compared to the 1990 state average of 12.9%, poverty in Camden County is to a large extent confined in extremely impoverished pockets located in various parts of the county. For example, Census tract 0299507, which is located in the northwestern part of the county, had a 1990 poverty rate of 21.1 %. A subset of this census tract, census block 004, had a 1990 poverty rate of 61.2%. In this particular pocket of poverty, 83% of the occupied housing units were owned by the person(s) living in them, so even though many of these impoverished families are fortunate enough to own their own home, they are not likely to be able to afford maintain their septic system or replace them failure. If an effective septic system does not exist, individuals with low or moderate incomes cannot afford to have a proper functioning system installed. In a number of instances sewage is directed onto the property or nearby property. (1990 U.S. Census).

Soils

The "Soil Resource Inventory of Camden County, Missouri" prepared by the United States Department of Agriculture shows that of the twenty-seven (27) dominant soil conditions in Camden County, five (5) are rated as moderate and twenty-two (22) are rated as severe in terms of their ability to effectively handle the installation and operation of an on-site septic sewer system. It is still possible to build and operate septic systems with absorption fields in soils with moderate or severe limitations, but as the inventory states, "The limitations are considered severe if soil properties or features are so unfavorable or so difficult to overcome that special design, significant increases in construction costs, and possible increased maintenance are required" (USDA, pg. 54). Missouri State Statutes require that "No person or property owner may operate an on-site sewage disposal system or transport and dispose of waste removed therefrom in such a

manner that may result in the contamination of surface water or groundwater or present a nuisance of imminent health hazard to any other person or property owner” (701.029 RSMO). The cost of installing a private septic system, at the shoreline of the Lake, that is in conformance with Missouri State statutes and Department of Health rules is generally \$5,000 to \$8,000 and can be as high as \$10,000 (Dr. Rooter & Plumbing). The cost to install a proper system even when conditions exist for proper installations is beyond the financial means of a high percentage of the people living in the Lake area.

Individuals

working in the tourism and service industry are not highly paid. In addition many of the onsite septic systems in Camden County were not properly constructed in the first place and the poorer residents of the county cannot afford the high cost of replacing their failing system with a properly constructed one, so the problem goes unresolved and consequently gets worse.

Groundwater

Groundwater in Camden County consists of the water contained in the aquifer called the Ozark confining unit. Although the water in the Ozark confining unit is for the most part clean, the geology above it contains many karst features, such as springs, sinkholes, and caves. “Karst aquifers are characterized as having relatively free exchange of surface and ground water with limited geologic restrictions on water movement, which makes the aquifers susceptible to surface contamination” (USGS, pg 2).

Surface water

The Lake of the Ozarks is the major body of surface water in Camden County. The lake is the major factor contributing to the tourism industry of the area and a large number of housing units and unincorporated subdivisions have been developed along its shores. For the most part, these housing units have on-site household waste facilities that are either independent or shared between several houses, and may or may not meet state code.

Regrettably, some houses have no waste treatment system whatsoever and their sewage is discharged directly into the lake. The environmental quality of the lake is of major concern to the county, the region, and the state as a whole due to the significant amount of tourism that the lake attracts. Recreational activities at the Lake of the Ozarks could be significantly impaired if the quality of the lake water were to drop below acceptable levels.

Interest in the water quality of the Lake of the Ozarks has resulted in several water quality studies by local universities, volunteer groups, and state departments. Of these, the most comprehensive study of fecal coliform water contamination covering the longest amount of time is an ongoing water quality study being conducted around the Lake by the Missouri Department of Health (Missouri Department of Health, Dr. Patrick Phillips). In this study, which began in January of 1997, water quality samples from the lake testing the level of fecal coliform are taken every three months in (January, April, July, and October) from over a hundred and thirty sites located in the Horseshoe Bend area, Shawnee Bend area, and the Lake of the Ozarks State Park. The findings that resulted after the analysis of this data were that fecal coliform levels in the lake were generally higher during the summer month of July, which is explainable due to the increased level of tourism around the Lake during this month. But a notable surge in fecal coliform levels in October of 1998 gives an example of how ineffective on-site sewage treatment systems are around the Lake of the Ozarks. In October of 1998, there was a period of sustained rainfall in the area. This rainfall had the effect of washing the pollutants located beneath the ground, in on site septic systems, into the lake. This study demonstrates how unsuitable the soils in Camden County are for on-site wastewater treatment facilities and how easy it is for contaminants such as fecal coliform to be washed out of the local soil and into the local groundwater supply or surface water

system. The lack of effective treatment facilities in the county creates an obvious health risk for people swimming in the Lake and threatens the regions tourism industry.

III. Results or the Benefits Expected

At the completion of each phase of the project the residents and businesses in the project area will receive sanitary sewer service and will no longer have to rely on inadequate septic systems. This will result in less pollution of the Lake of the Ozarks waters, eliminate pollution of individual wells, ground water and the surfacing of bacterial laden effluent.

Water Quality Violations

The responsibility of monitoring of public water supplies in the state of Missouri is delegated to the Missouri Department of Natural Resources. A public water supply is defined in state statutes as having “at least 15 service connections or regularly serve an average of at least 25 people per day for at least 60 days out of the year.” In 1997, there were 376 public water supply systems, as defined in state statute, that were being regulated by the Missouri Department of Natural Resources (Office of Ground Water and Drinking Water SDWIS, 1997).

Thirteen private water systems in Camden County were placed “under boil water orders due to acute MCL violations for fecal coliform or E. Coli bacteria in 1998” (Missouri Department of Natural Resources). Many restaurants including Imo’s Pizza, Bayou Bill’s Bar & Grill, and Wendy’s were on this list. Some of these boil orders are still in effect, evidence that the water supply they tap into is in a constant state of contamination. Also, in 1998 there were a total of 52 public water supply systems in the county that were listed as violators in the 1998 Annual Compliance Report prepared by the Department of Natural Resources Public Drinking Water Program (Missouri Department of Natural

Resources, 1998). This would give the water supply systems of Camden County a violation rate of about 14 percent.

There are 16,987 households on private or shared wells, which are not tested and are susceptible to contamination (U.S. Census 1990)

More than 120 different types of potentially harmful enteric viruses are excreted in human feces (USGS, pg 1). In 1995, the occurrence of a disease called Shigellosis (also known as bacillary dysentery) had a significantly higher rate of occurrence in Camden County than in the State of Missouri. Shigellosis is a “disease [that] ranges from a mild attack to a suddenly commencing severe course ending in death caused by dehydration and poisoning by the bacterial toxins. After an incubation period of one to six days, the disease has an abrupt onset with fever and the frequent production of watery stools that may contain blood” “The transmission of bacterial dysentery occurs through the ingestion of food or water that have been contaminated by the feces of a human carrier of the infective organism” In 1995, the rate of occurrence of shigellosis in Camden County was 94.6 (per 100,000 residents), nearly five times the rate of 19.6 for the state of Missouri as a whole (Missouri Department of Health).

Ending pollution of individual wells and the groundwater will contribute to the health of the individuals and eliminate sources of pollution of these wells.

Elimination of effluent surfacing will eliminate health hazards to area residents and add to the esthetics of the area served and maintain and increase property values.

Economic Impact

The economy of the Camden County and Lake of the Ozarks area is heavily dependent on tourism. The economic impact of the Lake of the Ozarks for Camden County was \$134,918,000 in FY 2000, according to statistics from the Missouri Division of Tourism.

This figure does not include the economic impact of retail sales and the impact on the other two counties that include the Lake. The Factory Merchants Outlet Mall located in Osage Beach contributes 70% of the sales tax dollars received by Osage Beach.

There are 162 restaurants located in the Lake area of which 30 are lakeside; there are over one hundred (100) resorts with approximately 3,200 rooms and twenty-seven (27) campgrounds.

Less pollution of the Lake of the Ozark waters will insure the continuation of the economic health of the of the Lake area. Since this area's main economic base is tourism it is essential that the Lake is kept as pure as possible to insure the future of the economic base of this area.

IV. Approach

Financing

The proposed financing of this project requires several combinations of financing plans due to the diverse population to be served. Those areas that are designated as having a population which consists of a majority of low to moderate income households will require more grant assistance than those that are more able to support a larger percentage of the financing. The goal is to keep the monthly rates affordable for each population area with a range of \$28.00, for low to moderate income households, to \$42.00, for those households with above moderate incomes.

The total cost of the project is \$24,774,000. Of this \$16,300,000. will be loans secured with revenue and/or general obligation bonds, \$8,394,000 are proposed grant funds and \$80,000 in applicant funds from Camden County.

USDA Rural Development is a major element in the structure of this project and has been included in the discussion of the project and financing. Funding has been designated by the agency for the initial portion of the first phase of the project in the amount of \$1,840,000. in loan funds and between \$300,00 and \$600,000 in grant funds. An application for this initial portion of the first phase of the four-phase project has been submitted to Rural Development. An application for the Community Development Block Grant Funds is in process and should be submitted within the next two weeks.

Phases

This project has been designed into two major phases with separate projects in each phase. This was necessary due to the funding variables for each area, the need for separate treatment facilities to meet the needs of each area and the rate structure differences for areas.

Phase I, Project A includes the Camelot Estates area in Osceola Township, Normac in Niangua Township and Climax Springs in Adair Township. Each of these areas while part of the initial phase will have a separate financing model, construction contracts and operation and maintenance organizations. The Camelot project of Phase I Project A has been initiated with plans for a bond issue for the November 2002 ballot, an application to USDA Rural Development for both \$600,000 grant and bond backed loan of \$1,840,000 from Rural Development, \$800,000 in private bond financing, \$200,000 from the EPA Special Appropriation make up the financing of this Camelot Estates portion of this phase of the project. An application for the Rural Development financing has been submitted. Camden County will supply \$80,000 toward the cost of this phase of the project. It is estimated that a contract for construction will be issued in mid 2003 for this portion of the project. This project will serve 216 residences and 152 condo units.

3,440,000

The remainder of this first phase including Climax Springs and Normac will be undertaken by the end of 2002 with applications for financing and bond issues placed on the ballots of the respective communities. The remainder of this portion of the project includes \$345,000 in Missouri Department of Natural Resources funding, \$340,000 in Rural Development bond secured loans and \$300,000 in Rural Development grant funds, \$160,000 in EPA Special Appropriations and \$420,000 in Missouri Economic Development Block Grant funds. Approximately 130 residences and 1 public school will benefit from this phase of the project. *1,565,000*

Project B of Phase I includes the Crane Cove and Davey Cove areas in Jasper Township. Financing for this project includes \$ 2,000,000. In Rural Development grant funds, \$5.5 million in bond backed loan funds from Rural Development, \$500,000 in Missouri Community Development Block Grant funds and \$500,000 in EPA Special Appropriations. Funding. The Crane Cove and Davey Cove area project will serve 663 residences, 300 resort units and 3 businesses. *2,500,000*

Phase 2

Phase 2 has two projects, the first of this Project A includes collection lines and treatment facility for the Coffman Bend area of Adair Township with funding proposed as follows: \$ 400,000 in privately financed bonds, \$505,000 in Rural Development loan funds, \$350,000 in Rural Development grant funds and \$245,000 in EPA Special Appropriations funding. This project will serve 124 residences. *1,500,000*

The final project in Phase two is for the Greenview/Hwy E area of Adair Township. Financing proposed for this project include: \$2,525,000 in private bond financing, \$4.4 million in Rural Development bond backed loans, \$2.0 million in Rural Development Grant funds and \$ 285,000 in EPA Special Appropriation funding. This project will serve approximately 656 residences, 76 resort units and 34 businesses. *9,210,000*

Public & Governmental Support

In the mid-eighties a petition was presented to the Camden County Commission from county residents concerning the problems with wastewater in Camden County and the need for public sanitary sewer systems. The Camden County Commission took the first steps in meeting this need by establishing a countywide Sewer District.

Since that time several communities and neighborhoods have contacted the County Commission, the Lake of the Ozarks Council of Governments and Missouri Engineering, Inc. to assist in the development of public sanitary sewer systems. Missouri Engineering, which assisted in the development of this proposal and project has met with three of the areas identified in this proposal and studied the areas identified in this proposal.

Missouri Engineering and the Lake of the Ozarks Council of Governments staff met with the Camelot Estates Homeowners Association three times beginning in the winter of 1999; with the Crane Cove Homeowners Association three times beginning in the Summer of 2000; and the Normac Estates Homeowners Association three times beginning in Mid-1999. The main obstacle in meeting the needs of these areas is the high cost. If all of the funds needed for this project are received from loans and grants available the monthly sewer rates are beyond the means of the homeowners.

V. Conclusion

In Camden County, many newer housing developments do have properly constructed and maintained septic systems. The socio-economic status of incoming residents of the county is in general high enough to afford the more expensive septic systems that the soil and topography of the area demand, but these households are for the most part still served by private on-site water

CAMDEN COUNTY, MISSOURI SEWER DISTRICT
OVER ALL PROJECT COST

Activity	Cost	EPA	CDBG	RD Grant	RD Loan	District	DNR	County	Total
Construction	\$ 19,373,300.	\$ 1,072,000	\$ 900,000.	\$ 4,678,000	\$ 9,649,800	\$ 2,769,500.	\$ 304,000.		\$ 19,373,300.
Preliminary Engineering, soils and site review	\$ 120,000.	66,000				32,500.		21,500	\$ 120,000
Engineering Design	\$ 1,309,000.	66,500		310,000	670,000	245,000	17,500		\$ 1,309,000.
Engineering Inspection	\$ 993,000.	49,000		238,000	520,000	176,500	9,500		\$ 993,000.
Other Prof. Engineering Services (Testing, rate and user ordin., start-up, etc)	\$ 135,000..			33,000	76,000	25,000	1,500		\$ 135,500.
Interest during construction	\$ 561,000.				506,000	51,500	4,000		\$ 561,500.
Operation & Maintenance (1 year)	\$ 275,000				240,000	32,000	3,000		\$ 275,000
Environmental	\$ 30,000*	16,500			10,000		3,500		\$ 30,000
Prelim Legal, Bonding & Financing	\$ 30,000	16,500						13,500	\$ 30,000

Activity	Cost	EPA	CDBG	RD Grant	RD Loan	District	DNR	County	Total
Legal, Bonding & Financing	\$ 293,000.	20,000			158,500	100,000	2,000	12,500	\$ 293,000.
Preliminary Administration, Financial Planning Applications	\$ 50,000.*	27,500						22,500	\$ 50,000.
Administration	\$ 251,000.*	45,000	44,000.	21,000	21,000	110,000		10,000	\$ 251,000.
Easement Acquisition	\$ 139,000.	76,000		30,000	33,000				\$ 139,000.
Land Acquisition	\$ 80,000.			30,000	40,000	10,000			\$ 80,000.
Contingency	\$ 1,135,700.			310,000	660,700	165,000			\$ 1,135,700.
Total	\$ 24,774,000.	1,455,000.	\$ 944,000.	5,650,000	\$ 12,585,000	\$ 3,715,000	\$ 345,000	\$ 80,000	\$ 24,774,000

supplies utilizing the local groundwater. The problem rests with the older residences, the poorer residents and those residents employed in the service industry who are of moderate means, in the county who have failing or near failing septic systems. Due to the local geology, these failing septic systems have the ability to contaminate the local groundwater and therefore render even the most affluent subdivisions water supply undrinkable. The lack of effective public sewer systems in Camden County is not just a problem for the poorer residents, but for everyone who visits or resides in the area.

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APPENDIX A

AREAS TO BE SERVED

<u>AREA</u>	<u>USERS</u>
CLIMAX SPRINGS	96 Residences & Businesses 1 Public School
NORMAC	35 Residences
CAMELOT	216 Residences 152 Condo units
CRANE COVE & DAVEY COVE	663 Residences 300 Resort Units 3 Businesses
GREENVILLE/EE	656 Residences 76 Resort Units 34 Businesses
COFFMAN BEND	124 Residences

Total Residences	1,942
Total Resort Units	376
Total Businesses	37
Public Buildings	1

APPENDIX B

PROPOSED FINANCING

Community Development Block Grant ¹	\$ 944,000.
USDA Rural Development Revenue Loans ²	\$12,585,000.
General Obligation Loans	\$ 3,715,000.
USDA Rural Development Grants	\$ 5,650,000.
MO Department of Natural Resources SRF Loan	\$ 345,000.
Special Appropriation	\$ 1,455,000.
Camden County	\$ 80,000.
Total	\$ 24,774,000.

¹ Two areas with a total of 200 + Residences qualify for CDBG funding.

² Rural Development has indicated they are willing to fund this project.



EPA Project Control Number

United States Environmental Protection Agency
Washington, D.C. 20460

Certification Regarding Debarment, Suspension, and Other Responsibility Matters

The prospective participant certifies to the best of its knowledge and belief that it and its principles:

- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- (b) Have not within a three year period preceding this proposal been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
- (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.

I understand that a false statement on this certification may be grounds for rejection of this proposal or termination of the award. In addition, under 18 USC Sec. 1001, a false statement may result in a fine of up to \$10,000 or imprisonment for up to 5 years, or both.

James R. Dickerson, Director
Typed Name & Title of Authorized Representative

Signature of Authorized Representative

7-30-02
Date

I am unable to certify to the above statements. My explanation is attached.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460
Preaward Compliance Review Report For All Applicants
Requesting Federal Financial Assistance

Form Approved
 OMB No. 2090-0014
 Expires 4-30-99

Note: Read instructions on reverse side before completing form.

I. A. Applicant (Name, City, State) Camden County Camdenton MO 65020	B. Recipient (Name, City, State) Camden County Camdenton MO 65020	G. EPA Project No.
-----------------------------------------------------------------------------------	--------------------------------------------------------------------------------	---------------------------

II. Brief description of proposed project, program or activity.
 Wastewater collection and treatment facilities.

III. Are any civil rights lawsuits or complaints pending against applicant and/or recipient? YES NO
 If "yes", list those complaints and the disposition of each complaint.

IV. Have any civil rights compliance reviews of the applicant and/or recipient been conducted by any Federal agency during the two years prior to this Application for activities which would receive EPA assistance? YES NO
 If "yes", list those compliance reviews and status of each review.

V. Is any other Federal financial assistance being applied for or is any other Federal financial assistance being applied to any portion of this project, program or activity? YES NO
 If "yes", list the other Federal Agency(s), describe the associated work and the dollar amount of assistance.
 USDA Rural Development \$18,235,000.

VI. If entire community under the applicant's jurisdiction is not served under the existing facilities/ services, or will not be served under the proposed plan, give reasons why. Areas sesignated for service are those areas where sewage is negatively impacting the the lake.

VII. Population Characteristics	Number of People
1. A. Population of Entire Service Area	27,495
B. Minority Population of Entire Service Area	329
2. A. Population Currently Being Served	5,759
B. Minority Population Currently Being Served	70
3. A. Population to be Served by Project, Program or Activity	4,660
B. Minority Population to be Served by Project, Program or Activity	107
4. A. Population to Remain Without Service	17,076
B. Minority Population to Remain Without Service	152

VIII. Will all new facilities or alterations to existing facilities financed by these funds be designed and constructed to be readily accessible to and usable by handicapped persons? YES NO
 If "No", explain how a regulatory exception applies (40 CFR 7.70).

IX. Give the schedule for future projects, programs or activities (or of future plans), by which service will be provided to all beneficiaries within applicant's jurisdiction. If there is no schedule, explain why.
 Once this 5 year proj. is complete future service will be eval.

X. I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

A. Signature of Authorized Official 	B. Title of Authorized Official Executive Director	C. Date 7-30-02
	Telephone Number 573 346 5616	

For the U.S. Environmental Protection Agency

<input type="checkbox"/> Approved <input type="checkbox"/> Disapproved	Authorized EPA Official	Date
--------------------------------------------------------------------------------------	--------------------------------	-------------



QUALITY ASSURANCE REQUIREMENT FORM

40 CFR 30.54 and 31.45

If your program/project involves environmentally related measurements or data generation, you are required to develop and implement quality assurance practices. Please complete this form in its entirety and return it with the Application for Federal Assistance, SF-424.

YES NO

The workplan, which is submitted with the Application for Federal Assistance, includes environmental sampling or data generation.

A Quality Management Plan was previously reviewed and approved by the U.S. EPA and is still current and applicable.

Please note that prior to environmental sampling or data generation, a site specific Quality Assurance Project Plan must be prepared and approved. For additional information concerning quality assurance, please contact the R7 Quality Assurance Manager at (913) 551-5000.

7-30-02

Date



Applicant Signature

Executive Director

Applicant Title

Camden County

Applicant Organization

ENSV Revised 03/97



Applicant Name: Camden County

Project/Program Title: Camden County Wastewater

ANTI-LOBBYING ACT OF 1990 APPLICANT CERTIFICATION

This Certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this Certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required Certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The undersigned certifies to the best of his or her knowledge and belief, that:

- (1) *No federal appropriated funds have been or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.*
- (2) *If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.*
- (3) *The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.*

7-30-02
Date

[Signature]
Signature of Authorized Representative

(R7PLMG/GRAD:12/94)



Non-Profit Organization Certification Regarding Internal Revenue Code of 1986

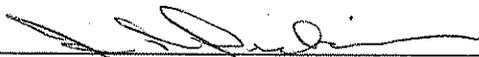
In order to comply with government-wide restrictions on lobbying activities for non-profit organizations and educational institutions, all non-profit organizations who apply for financial assistance with the U.S. Environmental Protection Agency, Region VII, must certify the following (*check the appropriate block*):

It is **not** a non-profit organization described in Section 501(c)(4) of the Internal Revenue Code of 1986; or

It is a non-profit organization described in Section 501(c)(4) of the Internal Revenue Code of 1986 but does not, and will not, engage in lobbying activities as defined in Section 3 of the Lobbying Disclosure Act of 1995.

It is a non-profit organization described in Section 501(c)(4) of the Internal Revenue Code of 1986 who engages in lobbying activities as defined in Section 3 of the Lobbying Disclosure Act of 1995.

James R. Dickerson, Executive Director
Typed Name & Title of Authorized Representative


Signature of Authorized Representative

7-30-02
Date



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

Form Approved
OMB No. 2030-0020

PROCUREMENT SYSTEM CERTIFICATION

APPLICANT'S NAME Camden County	ASSISTANCE APPLICATION NUMBER
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APPLICANT'S ADDRESS 1 Court Circle Camden County Courthouse Suite 1, Camden MO 65020

SECTION I - INSTRUCTIONS

The applicant must complete and submit a copy of this form with each application for EPA Assistance. If the applicant has certified its procurement system to EPA within the past 2 years and the system has not been substantially revised, complete Part A in Section II, then sign and date the form. If the system has not been certified within the past 2 years, complete Part B, then sign and date the form.

A. I affirm that the applicant has, within the past 2 years, certified to EPA that its procurement system complies with 40 CFR Part 30 and that the system meets the requirements in 40 CFR Part 35, Subpart O. The date of the applicant's latest certification is:	MONTH/YEAR
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------

B. Based upon my evaluation of the applicant's procurement system, I, as authorized representative of the applicant: *(Check one of the following:)*

1. CERTIFY that the applicant's procurement system will meet all of the requirements of 40 CFR Part 35, Subpart O before undertaking any procurement action with EPA assistance.

Please furnish citations to applicable procurement ordinances and regulations

2. DO NOT CERTIFY THE APPLICANT'S PROCUREMENT SYSTEM. The applicant agrees to follow the requirements of 40 CFR Part 35, Subpart O and allow EPA preaward review of proposed procurement actions that will use EPA assistance.

TYPED NAME AND TITLE James R. Dickerson Executive Director	SIGNATURE 	DATE 7-30-02
------------------------------------------------------------------	---------------	-----------------



Applicant Name: Camden County

Assistance Program/Project Title: Camden County Wastewater

METHOD OF PAYMENT

All applicants will receive payments, upon award of federal financial assistance from the U.S. Environmental Protection Agency, via the Automated Clearing House method of payment. Please check the applicable box below:

YES, I have a ACH Account with EPA. *This ACH account number is:*

ACH Number: _____

NO, I do not have an ACH Account with EPA.

If you do not have a ACH account with EPA, upon award of financial assistance, you will receive a TFS Form 3881, Department of Treasury Payment Information Form, ACH Vendor Payment System. This form will allow you to enroll in the ACH system and to receive payments from the EPA via electronic funds transfer.

If you have any questions concerning this payment method, please contact the EPA, Region VII, Financial Management Office, at (913) 551-7046.

Camden County Commission Minutes

**TUESDAY, MARCH 12, 2002, 25th DAY OF
FEBRUARY TERM**

The Camden County Commission met with Presiding Commissioner Orbie Wallace and District #1 Commissioner Steve West .

PRIOR MINUTES

Commissioner West made a motion to approve prior Commission minutes dated March 11, 2002. Commissioner Wallace seconded the motion. The motion passed by vote: Commissioner Wallace (Yes), Commissioner West (Yes).

NEW BUSINESS

**RURAL DEVELOPMENT BLOCK GRANT
MEETING**

The Commission met with Kelly Gregory, Dave Krehbiel, and Jim Dickerson on the Rural Development Block Grant meeting conducted by Jim Dickerson. Also present was Joy Reven and Leland Neher from Department of Natural Resources.

**MOTION - AUTHORIZE JIM DICKERSON TO SIGN
ALL GRANT AND LOAN DOCUMENTS FOR
CAMDEN COUNTY SEWER DISTRICTS.**

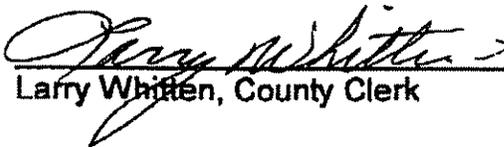
Commissioner West made a motion to authorize Jim Dickerson to sign all grant and loan documents for Camden County Sewer Districts. Commissioner Wallace seconded the motion. The motion passed by vote: Commissioner Wallace (Yes), Commissioner West (Yes)

ADJOURN

Ordered that the Commission adjourn until March 13, 2002.



Orbie Wallace, Presiding Commissioner



Larry Whitten, County Clerk

RESUME

JAMES R. DICKERSON

EDUCATION

B. S. Political Science-University of Missouri-Columbia
1975 Graduate

PROFESSIONAL EXPERIENCE

Member, Missouri Training & Employment Council	1996 -
Chairman, Central Ozarks Private Industry Council	1991 -
Camden County Presiding Commissioner	1977 - 1986
Chairman, Lake of the Ozarks Council of Local Governments	1978 - 1985
Chairman, Missouri Ozarks Community Action Agency	1980 - 1986
Member, Missouri Ozarks Community Action Board Of Directors	1990 -
Chairman, Camden County University Extension Council	1978 - 1986 2000 -
Vice Chairman, Camden County University Extension Council	1989 - 1991
President, Missouri County Commissioners	1985
President, Missouri Association of Counties	1986
Chairman, Missouri Association of Councils of Governments	1984
Newspaper Publisher	1980 - 2000
Director, Lake of the Ozarks Solid Waste District Executive Committee	1992 -

Director, Central Ozarks Development, Inc. (SBA Development Corporation).	1991 -
Executive Director, Lake of the Ozarks Council of Local Governments	1991 -
State Chairman, Missouri Extension County Council Leadership Conference	1993 -
Member, Camden County Planning & Zoning Commission	1999 -
Chairman, Missouri Organization for Private Industry Council Chairs (MOPICC)	1994 - 1999
Chairman, U. S. Department of Labor Performance Excellence Committee	2000 - 2001
Co-Chair, U. S. Department of Labor Workforce Excellent Network	2001 -
Member, U. S. Department of Labor Workforce Excellence Board	2000 -
Chairman, Central Region (Missouri) Workforce Investment Board	2000 -

AWARDS

U. S. Presidential Award For Meritorious Achievement	1970
County Commissioner of the Year	1985
Missouri Association of Counties Award	1986
University of Missouri Outstanding Achievement Award	1993
Governors Special Award In Workforce Development Award	1994



Don Gibbins

07/23/2002 02:59 PM

To: Mary Clark <nrclarm@mail.dnr.state.mo.us>
cc: Jeff Pinson <nrpinsj@mail.dnr.state.mo.us>
Subject: Re: Cape and Camden Co.

I have not sent you any information to date on these because I have not yet received applications for these grantees. I mentioned in my pre-app letters that MDNR may be managing their grant for EPA.

Here are my contacts:

Camden Co.: Barbara Bohley (grants application consultant), 941-346-8531.

Cape Girardeau: Kent Bratton, 573-334-8326.

Mary Clark <nrclarm@mail.dnr.state.mo.us>



Mary Clark
<nrclarm@mail.dnr.state.mo.us>

07/23/2002 01:48 PM

To: Don Gibbins/WWPD/R7/USEPA/US@EPA
cc: Jeff Pinson <nrpinsj@mail.dnr.state.mo.us>
Subject: Cape and Camden Co.

Could you send us some info on these two projects so we can set up a meeting. I'm concerned about Camden Co. because Joy has a 40% grant project with them and know that they screwed up their ballot issue for bonds. Some of the bonds we believe are for the 45% match to the EPA grant. I would like to start working with both projects before they get off track. Thanks, Mary

May 13, 2002

Ms. Barbara Bohley
P.O. Box 98
Osage Beach, MO 65065

RE: Guidelines for the EPA Special Grant for Camden County, Missouri

Dear Ms. Bohley:

I previously mailed to you a pre-application information letter dated January 24, 2002. In that letter, I provided a copy of the national project guidelines issued for FY01 projects to use as an example of the kind of information the guidelines for FY02 would include.

Enclosed is a copy of the April 15, 2002, document entitled "Award of Grants and Cooperative Agreements for the Special Projects and Programs Authorized by the Agency's FY2002 Appropriations Act." This document applies to and establishes requirements for your project, so you should familiarize yourself with it. Although it is dated April 15, we were only recently given authority to distribute it.

Please do not hesitate to contact me at (913) 551-7417 or gibbins.don@epa.gov if you have any questions or need additional information

Sincerely,

Donald E. Gibbins
Environmental Engineer

Enclosure

WWPD/SRFB:D.GIBBINS:dg:5/13/02:Bohley 02-05-13 letter-final guidelines.wpd

SRFB SRFB
DALAL GIBBINS
5/13/02 5/13/02



FILE TO:
Camden County, Missouri
SIG File

January 24, 2002

Ms. Barbara Bohley
P.O. Box 98
Osage Beach, MO 65065

RE: EPA Special Infrastructure Grant for Camden County

Dear Ms. Bohley:

This letter is to confirm and follow up on our telephone conversation regarding a grant authorization for Camden County which was included in the fiscal year 2002 appropriations act for the Environmental Protection Agency (EPA). The act authorized a \$1,500,000 grant for water and sewer improvements. Please note that the EPA appropriations act for last year included a continuing provision that established a three percent set-aside from each authorized grant to be used by EPA to fund the cost of managing the grant. Taking that reduction into account, the grant amount for which the County should apply is \$1,455,000.

One possible use of the three percent management set-aside mentioned in the previous paragraph is for EPA to provide a grant to the Missouri Department of Natural Resources (MDNR) to manage your grant for us. MDNR has expressed their desire to manage the FY 2002 grants. If this happens, I will be working with you in consultation with MDNR until the grant is awarded. After that, MDNR will be performing all of the review and grant management functions for EPA.

Each year, our national headquarters office issues guidance for the special infrastructure grants. The guidance for this year is not expected to be final until around April 1. I have enclosed a copy of the guidance issued last year to give you an idea of what is included. Only the attachments applicable to this grant have been included. One thing that will change in the guidance is that a loan from the Missouri state revolving loan program can now be used for the local match if the project qualifies to receive such loans. I have enclosed a copy of an EPA memorandum which discusses this change. Please note that the grant will be subject to EPA grant regulations found in the Code of Federal Regulations at Part 31 of Title 40. These regulations include procurement requirements to which you should pay special attention, and I have enclosed a copy of that regulation for your use.

Grant funding is limited to \$1,455,000, with no possibility of a grant increase for cost overruns. We will expect any contract partially funded by the EPA grant to be completed and to provide operable works. The grant will require a 45 per cent local match. (See the guidance for exceptions.) Grants or loans from other Federal agencies may be used for the local match if the enabling legislation allows such use of those funds. You should check on this matter with the funding agency. To fully utilize the grant, the total project costs should be at least \$2,645,455 (\$1,455,000 grant + \$1,190,455 local match). The EPA funded project can exceed that amount if

WWPD/SRFB:D.GIBBINS:dg:1/24/02:Bohley 02-01-24 letter-guidance and app kit.wpd

SRFB SRFB
DALAL GIBBINS
1/24/02 1/24/02

FILE TO:
Camden County
SIG File

PD



the County has additional funds available for 100% of the extra costs. Multiple contracts are acceptable. Costs incurred prior to the date of the grant award are usually not eligible for grant funding. (See the guidance for exceptions.)

I have also enclosed an EPA Region 7 grant application kit. The Narrative Description of the Project which the County submits with the application should fully describe the project to be constructed, and the types of costs to be included (i.e., planning, design, construction, land, etc.). It should also include a project schedule with applicable milestones such as completion of planning, design, and construction for each contract, and closeout of the grant. Please feel free to submit the grant application as soon as the County is ready, but please note that EPA will not be able to award the grant until the final agency guidance is issued. The last page of the application kit includes the address to use for submitting the grant application.

I will be the Project Officer for the grant and will be responsible for ensuring that the project is successfully completed in compliance with Federal requirements. I am looking forward to working with you and the County on this grant. Please do not hesitate to contact me at (913) 551-7417 or gibbins.don@epa.gov if you have any questions or need additional information. My number for facsimile transmissions is (913) 551-9417.

Sincerely,

Donald E. Gibbins
Environmental Engineer

Enclosures

cc: Mary Clark, MDNR

bcc: Debbie Titus, PLMG/RFMB/AAMS/GAMU