

Exhibit No. 5

CERTIFIED COPY OF ORDER

STATE OF MISSOURI }
County of Boone } ea.

July Session of the July Adjourned

Term. 20 09

In the County Commission of said county, on the 30th day of July 20 09

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby adopt the following policy statement and resolution regarding continuing authority.

Policy Statement

The rules of the State of Missouri’s Clean Water Commission and Department of Natural Resources applicable to construction and operating permits designate continuing authorities as permanent organizations “for the operation, maintenance and modernization of the facility for which the application is made.” (Please see Title 10, Code of State Regulations, Division 20, Chapter 6). Currently, the regulations in Chapter 6 establish different tiers of continuing authority with higher preference given to publicly owned utilities since publicly owned utilities are best positioned to modernize facilities when modernization is needed. State Revolving Fund planning requires that the Boone County Regional Sewer District plan for population growth and existing facilities in need of modernization when the Sewer District plans its capital improvements.

Furthermore, it has been the Sewer District’s experience that few privately owned and operated wastewater collection and treatment systems can be adequately maintained from a financial and environmental standpoint on a long term basis under current mandatory federal and state environmental regulations. It is therefore the Sewer District’s policy that privately owned and operated wastewater collection and treatment systems are required to connect to the Sewer District’s system where collection and treatment capacity is available. On July 21, 2009 the Board of Trustees of the Boone County Regional Sewer District adopted a policy statement and resolution to this effect and said policy statement and resolution is attached to this Boone County Commission policy statement and resolution.

Tier 2 continuing authority will facilitate the connection of privately owned and operated wastewater collection and treatment systems to the Sewer District’s wastewater collection and treatment system.


Resolution

It is therefore resolved by the Boone County Commission to support the Boone County Regional Sewer District and the City of Columbia in filing a joint application for Tier 2 continuing authority with the Clean Water Commission for the Clean Water Commission’s approval. The application shall request that the Boone County Regional Sewer District be approved by the Clean Water Commission as the Tier 2 continuing authority in unincorporated Boone County and that the City of Columbia be approved by the Clean Water Commission as the Tier 2 continuing authority inside the corporate limits of the City of Columbia.


EXHIBIT 5

Done this 30th day of July, 2009.

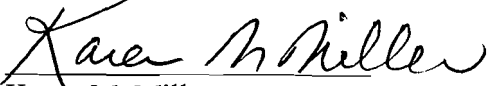
ATTEST:



Wendy S. Noren
Clerk of the County Commission



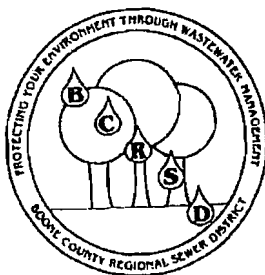
Kenneth M. Pearson
Presiding Commissioner



Karen M. Miller
District I Commissioner



Skip Elkin
District II Commissioner



Boone County Regional Sewer District

1314 North 7th Street
 Columbia, Missouri 65201-3902
 (573) 443-2774 Fax (573) 499-0489

DATE: July 21, 2009

TITLE: Policy Statement and Resolution supporting Tier 2 continuing authority

Now on this 21st day of July, 2009, the Boone County Regional Sewer District, acting by and through its Board of Trustees, hereby adopts the following policy statement and resolution regarding continuing authority.

Policy Statement

The rules of the State of Missouri's Clean Water Commission and Department of Natural Resources applicable to construction and operating permits designate continuing authorities as permanent organizations "for the operation, maintenance and modernization of the facility for which the application is made." (Please see Title 10, Code of State Regulations, Division 20, Chapter 6). Currently, the regulations in Chapter 6 establish different tiers of continuing authority with higher preference given to publicly owned utilities since publicly owned utilities are best positioned to modernize facilities when modernization is needed. State Revolving Fund planning requires that the Sewer District plan for population growth and existing facilities in need of modernization when the Sewer District plans its capital improvements. Furthermore, it has been the Sewer District's experience that few privately owned and operated wastewater collection and treatment systems can be adequately maintained from a financial and environmental standpoint on a long term basis under current mandatory federal and state environmental regulations. It is therefore the Sewer District's policy that privately owned and operated wastewater collection and treatment systems are required to connect to the Sewer District's system where collection and treatment capacity is available. Tier 2 continuing authority will facilitate the connection of privately owned and operated wastewater collection and treatment systems to the Sewer District's wastewater collection and treatment system.

Resolution

It is therefore resolved by the Board of Trustees of the Boone County Regional Sewer District that a joint application with the City of Columbia for Tier 2 continuing authority be presented to the Clean Water Commission for the Clean Water Commission's approval. The application shall request that the Boone County Regional Sewer District be approved by the Clean Water Commission as the Tier 2 continuing authority in unincorporated Boone County and that the City of Columbia be approved by the Clean Water Commission as the Tier 2 continuing authority inside the corporate limits of the City of Columbia.

This written resolution has been adopted and approved by the Sewer District's Board of Trustees and shall be provided to any person requesting it free of charge.


It is further resolved that the General Manager of the District shall take those actions reasonably necessary to implement this resolution.

**BOONE COUNTY REGIONAL SEWER DISTRICT
BY ITS BOARD OF TRUSTEES**



Randall Chann, Chair of the Board of Trustees

ATTEST:



Debbie Schnedler, Secretary of the Board of Trustees