

**NORTH CAROLINA SOIL AND WATER CONSERVATION COMMISSION**  
**RALEIGH, NORTH CAROLINA**  
**AGENDA**  
*DRAFT*

**WORK SESSION**

NC State Fairgrounds  
Martin Building – Gate 9  
1025 Blue Ridge Road  
Raleigh, NC 27607  
November 17, 2015  
**6:00 p.m.**

**BUSINESS SESSION**

NC State Fairgrounds  
Martin Building – Gate 9  
1025 Blue Ridge Road  
Raleigh, NC 27607  
November 18, 2015  
**9:00 a.m.**

**I. CALL TO ORDER**

The State Government Ethics Act mandates that at the beginning of any meeting the Chair reminds all the members of their duty to avoid conflicts of interest and inquire as to whether any member knows of any conflict of interest or potential conflict with respect to matters to come before the Commission. If any member knows of a conflict of interest or potential conflict, please state so at this time.

**II. PRELIMINARY – Business Meeting**

Welcome

Chairman John Langdon

**III. BUSINESS**

1. Approval of agenda

Chairman John Langdon

2. Approval of Meeting Minutes

Chairman John Langdon

A. September 16, 2015 Work Session & Meeting Minutes

B. September 24, 2015 Teleconference Meeting Minutes

3. Division report

Ms. Pat Harris

4. Association report

Mr. Manly West

5. NRCS report

Mr. Tim Beard

6. High Pathogenic Avian Influenza Update

Ms. Natalie Woolard

- 7. Consent Agenda
  - A. Nomination of Supervisors Ms. Kristina Fischer
  - B. Supervisor contracts Ms. Kelly Hedgepeth
  - C. Technical Specialist Designation Ms. Natalie Woolard
  
- 8. Agricultural Water Resources Assistance Program Considerations
  - A. Revisions to the Agricultural Water Collection and Reuse System BMP Ms. Julie Henshaw
  - B. Revisions to the Agricultural Pond Repair/Retrofit BMP
  - C. Revisions to the Agricultural Pond Sediment Removal BMP
  - D. District BMP Allocation
  - E. Regional allocation for repair contract for a district supervisor
  - F. Delegation of Authority to Allocate Regional AgWRAP Funds for Repair Contracts
  
- 9. Community Conservation Assistance Program Allocation Mr. Tom Hill
  
- 10. Conditional supervisor appointments Ms. Kristina Fischer
  
- 11. Consideration of Commission member contract Ms. Kelly Hedgepeth
  
- 12. District issues Ms. Kelly Hedgepeth
  - A. Post approval Onslow SWCD

**IV. PUBLIC COMMENTS**

**V. ADJOURNMENT**



**NORTH CAROLINA  
SOIL & WATER CONSERVATION  
COMMISSION WORK SESSION MINUTES  
November 17, 2015**

State Fairgrounds  
Martin Building  
1025 Blue Ridge Road, Raleigh, NC

<b>Commission Members</b>	<b>Guests</b>	<b>Ken Parks</b>
John Langdon	Pat Harris	Kristina Fischer
Craig Frazier	David Williams	Davis Ferguson
Tommy Houser	Kelly Hedgepeth	
Manly West	Julie Henshaw	
Bill Yarborough	Ralston James	
	Tom Hill	
	Louise Hart	
	Eric Pare	
	Rob Baldwin	
<b>Commission Counsel</b>	Jeff Harris	
Phillip Reynolds	Helen Wiklund	
	Natalie Woolard	

Chairman John Langdon called the meeting to order at 6 p.m. and opened the meeting with a prayer. He inquired whether any Commission members need to declare any conflict of interest, or appearance of conflict of interest, that may exist for agenda items under consideration, as mandated by the State Ethics Act. Commissioner West announced that he would recuse himself from Item 11. Chairman Langdon welcomed everyone to the meeting and commended the staff for their preparations for the Annual Meeting.

1. **Approval of Agenda:** Chairman Langdon reviewed the agenda.
2. **Approval of Minutes – September 16 & 24, 2015 Meeting:** The minutes of the Commission meeting held on September 16, 2015 and a teleconference held on September 24, 2015 were presented. Commissioner Frazier noted that he had shared an edit with staff on page 6 of the minutes to the September 16 meeting.

**INFORMATION ITEMS**

3. **Division Report:** Ms. Pat Harris, Director of the Division of Soil and Water Conservation, gave a brief summary of the Division report.

4. **Association Report:** Commissioner West, NCASWCD President, discussed a few of the items in the Association Report.

- December 1, 2015 is the deadline for the Annual Meeting
- President's Dinner will precede the Memorial Service on Sunday night. Nixon's will cater and the dinner is free to those attending the meeting
- Annual Meeting will have five silent auctions and three door prizes
- Emphasized the importance of attending the Memorial Service
- Legislative Breakfast has been set for Tuesday, May 17, 2016
- Farm Act 2015 included a change to eligibility for Ag Cost Share and AgWRAP. Representative Whitmire introduced the changes. The new eligibility criteria now match the definition of a bona fide farm.

5. **NRCS Report:** Chairman Langdon stated Mr. Jerry Raynor will be here tomorrow in place of Mr. Tim Beard to present.

Commissioner Langdon announced the Dean of the College of Natural Resources, Dr. Mary Watzin, will be here tomorrow.

6. **HPAI:** Ms. Natalie Woolard gave a brief report and discussed Biosecurity and the migratory birds.

7. **Consent Agenda:** Ms. Kristina Fischer, Ms. Kelly Hedgepeth, Ms. Natalie Woolard discussed the items that will be included on the consent agenda.

8. **AgWRAP Considerations:** Ms. Julie Henshaw described several issues for discussion.

8A. Modifications to the Agricultural Water Collection and Reuse System BMP

8B. Modifications to the Agricultural Pond Repair/Retrofit BMP

8C. Revisions to the Agricultural Pond Sediment Removal BMP

8D. Allocation of AgWRAP funds for 85 districts

8E. Regional Allocation for Repair Contract for a District Supervisor

8F. Delegation of Authority to Allocate Regional AgWRAP Funds for Repair Contracts

- Ms. Henshaw would add clarifying words to get the Commission's approval and know their intent when discussed tomorrow
- Phillip Reynolds added regarding a repair contract for Item 8E would be not to fall into this delegation of authority. It could be part of a contingent plan but not sure how the allocation would make a difference.

9. **Community Conservation Assistance Program Allocation:** Mr. Tom Hill described the following items he planned to present regarding 2016 Cost Share Allocations

- Allocations to the districts
  - Commissioner Frazier asked if the Commissioners will get a report on the money allocated for CCAP? The information will be provided at the Business Meeting tomorrow through the last closeout of the Fiscal Year 2013, according to Mr. Hill
- Consideration of a voluntary recall as of February 19, 2016 of those funds

- 10. Conditional Supervisor Appointments:** Ms. Kristina Fischer discussed four reappointments and three conditional reappointments including Mr. Edward McLaurin from Chatham district.
- 11. Consideration of Commission Member Contracts:** Commissioner West recused himself. Ms. Kelly Hedgepeth reviewed a contract for \$12,750 that is included.
- 12. District Issues:** Ms. Kelly Hedgepeth briefly discussed a post-approval contract. An Onslow County supervisor will appear tomorrow.

Commissioner West discussed the conflict surrounding the Legislative Breakfast on May 17, 2016, and an Executive Committee Meeting.

**Public Comments:**

**Adjournment:** Chairman Langdon adjourned the work session at 8:45 p.m.

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Patricia K. Harris, Director  
Division of Soil & Water Conservation  
Raleigh, NC

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Helen Wiklund, Recording Secretary

**NORTH CAROLINA  
SOIL & WATER CONSERVATION  
COMMISSION MEETING MINUTES  
November 18, 2015**

Jim Martin Building  
State Fairgrounds  
1025 Blue Ridge Road, Raleigh, NC

<b>Commission Members</b>		
John Langdon	David Williams	Tom Hill
Craig Frazier	Pat Harris	Eric Pare
Tommy Houser	Julie Henshaw	Tom Ellis
Ben Knox	Natalie Woolard	Julie Groce
Manly West	Kelly Hedgepeth	Kristina Fischer
Bill Yarborough	Louise Hart	Elizabeth Heath
	Helen Wiklund	Vincent Lewis
	Ken Parks	Donna Wallace
<b>Commission Counsel</b>		
	Ralston James	Jeff Harris
Phillip Reynolds	Davis Ferguson	Kirsten Frazier
	Keith Tyson	
<b>Guests</b>		
	Steve Killete	
Jerry Raynor	Lisa Fine	
Dr. Richard Reich	Chester Lowder	
Dean Mary Watzin	Tina Hlabse	

Chairman John Langdon called the meeting to order at 9:02 a.m. and opened the meeting with prayer. He inquired whether any Commission members need to declare any conflict of interest, or appearance of conflict of interest, that may exist for agenda items under consideration, as mandated by the State Ethics Act. Commissioner West declared that he would recuse himself for Item 11. Commissioner Langdon welcomed everyone to the meeting and asked that everyone introduce themselves.

**1. Approval of Agenda:** Chairman Langdon reviewed the agenda. Commissioner Frazier moved to approve the agenda. The motion was seconded by Commissioner Houser. The motion carried.

**2. Approval of Minutes – September 16 & 24, 2015 Meeting:** The minutes of the Commission meeting held on September 16, 2015 and a teleconference held on September 24, 2015 were presented. Commissioner Frazier noted that he had shared an edit with staff on page 6 of the minutes to the September 16 meeting. Commissioner Knox moved to approve the minutes for both meetings and the September 15 work session, and Commissioner Yarborough seconded the motion. The motion carried.

#### **INFORMATION ITEMS**

**3. Division Report:** Ms. Pat Harris, Director of the Division of Soil and Water Conservation, presented the Division report. Her presentation included the following:

- Provided a summary of the findings for the program reviews conducted by the staff. For future meetings the Division will include similar summaries of program reviews completed since the previous Commission meeting, noting any major problems
- Announced that Helen Wiklund was promoted and is the new Administrative Secretary II. One of her primary duties is to serve as the clerk to the Commission.
- Announced that Michael Shepherd is the new Senior Environmental Specialist in Mocksville. He is responsible for animal waste management technical assistance for central and mountain counties and has state-wide duties with nutrient management training. He was previously with Division of Water Resources as an inspector.
- Announced that the Division is fully staffed now.
- Briefed the Commission on impacts to Hyde County related to Hurricane Joaquin and the rainfall events prior to the storm. Commissioner Troxler and several legislators met with farmers from Hyde, Tyrrell, Washington, and Beaufort Counties to discuss concerns about drainage water management.
- Called upon Natalie Woolard to present information on trends for requests for engineering assistance relative to engineering staffing levels and funding for state cost share programs. Engineering staffing declined once the large animal waste management workload in the 90s and 2000s was completed, and has not been increased to address the new workload created by AgWRAP, CCAP, and grant-funded projects with districts.

Chairman Langdon asked Director Harris to pause, and he recognized Dr. Mary Watzin, Dean of the College of Natural Resources at NC State University. The College has 3 departments:

- Forestry and Environmental Resources,
- Parks, Rec, and Tourism Management, and
- Forest Biomaterials.
- The College is focused on developing the solutions to the grand challenges of natural resource management
  - Sustainable management of the land
  - Sustainable business operations on biomaterials including tree farms
  - Sustainable management of water

Commissioner Yarborough said NCSU is always thought of as Agriculture and Life Sciences, which is conservation (forestry, recreation, and agri-tourism). He suggested she meet with NCASWCD Executive Director Julie Groce and participate in the Annual Meeting in January. Commissioner Yarborough also mentioned opportunities to collaborate on community conservation

Commissioner Langdon looks forward to further conversation to gain synergy to achieve our mutual objectives.

Commissioner Langdon thanked Director Harris for pausing to let Dr. Watzin introduce herself and asked her to resume the Division report.

- Director Harris updated the Commissioners on the Rules Review process. Over the last year the Commission has been reviewing the first batch of its rules. Those rules determined to be necessary with substantive public interest must be revised and readopted by March 2017. In 2016, the Division will bring these rules back to the Commission and hold public hearings on the changes to the rules. The second batch of rules will include Ag Cost Share and CCAP rules and will be reviewed on the schedule approved by the Rules Review Commission.
- Reported on the following directives from the September meeting

- Added a statement to the Special Requests Policy to clarify that a member of the Commission may not represent their district for any special requests before the Commission
- Issued a listserv communication to Districts reminding them of the imminent threat related to Highly Pathogenic Avian Influenza (HPAI) and its potential economic impact. She encouraged them to be prepared to serve growers to the best of their abilities. The message also encouraged the district staff to share information about HPAI with their district boards. It also provided information on biosecurity protocols adopted by the Department.
- Reviewed response to non-compliance involving a litter storage structure cost shared with a Union County farmer who appeared before the Commission in September. The Division has concluded that the District appropriately followed the Commission's policy on *Non-Compliance with Maintenance Requirements for Cost Share Contracts* and is moving forward with cost share recovery.
- Referred the Commission request to the Commission's counsel and Department's counsel to develop guidance on waivers for rules and policy for possible needs during a declared emergency. Commission Counsel, Phillip Reynolds, added that he and Ms. Hlabse are reviewing the authorities of the Commission in conjunction with the emergency authorities of the State Veterinarian, the Commissioner of Agriculture, and the Governor. He added that rulemaking will likely be required to clarify procedures and specific waivers that may be invoked in the event of an emergency.

Commissioner Frazier asked for an analysis on what percentage of technical assistance requests are being handled by the Division, districts, and NRCS. He clarified that the Commission has been encouraging district staff to obtain job approval to do these practices on their own, and the Commission needs information to better understand what all the partnership agencies are doing. Director Harris agreed to try to prepare a report for the January Commission meeting.

The Division report is attached as Attachment 3 and is included as a part of the meeting minutes.

**4. Association Report:** Commissioner West, NCASWCD President referred to the Association Report, which is included as Attachment 4 and is an official part of the minutes. He presented following highlights:

- December 1, 2015 is the deadline for Annual Meeting
- President's Dinner will precede the Memorial Service on Sunday night. Leon Nixon's Caterer from Edenton, NC will provide the meal, and the dinner is free to those attending the meeting
- Emphasized the importance of attending the Memorial Service.
- Legislative Breakfast has been set for Tuesday, May 17, 2016
- Farm Act 2015 included a change to eligibility for Ag Cost Share and AgWRAP. Representative Whitmire introduced the changes to better ensure small farmers are able to participate in the cost share programs – The new eligibility criteria now match the definition of a bona fide farm.

Commissioner West requested a note go out on the listserv asking for all cancellations for hotel rooms for the Annual Meeting to be made through the Association to enable as many meeting attendees as possible to stay at the Sheraton. Pat Harris and Julie Groce will work together to get the message out.

Chairman Langdon commended Commissioner West for his passion and commitment for the Annual Meeting and thanked him for his presentation.

**5. NRCS Report:** Mr. Jerry Raynor, Assistant State Conservationist for the National Resources Conservation Service (NRCS) referred to the NRCS Report, which is included as Attachment 5 and is an official part of the minutes. Mr. Raynor highlighted the following items in his report.

- NRCS leadership and approximately 15 lead staff will be attending the Annual Meeting.
- NRCS is operating under a continuing resolution until December 11, 2015 and a full year advisory allocation 90% of the previous year's budget. This includes a \$3 million shortfall in technical assistance. Financial assistance funding is holding solid compared to last year.
- NRCS is on target with implementing the new structure. NRCS has a long-range plan to increase staff by 25 to help cover all counties.
- NRCS is having a breakout session at the Annual Meeting to answer questions on:
  - Job Approval Authority
  - Certified Conservation Process
  - EQIP Allocation Process

Chairman Langdon asked if anyone had any questions.

Commissioner Yarborough asked, how NRCS can provide assistance for avian influenza at the local level. Mr. Raynor noted that NRCS staff are involved in technical training, but that if an outbreak occurs, NRCS will follow the lead of USDA-APHIS.

Ms. Woolard commented that the Division, districts, and others have been able to fulfill all requests for pre-burial inspections and that plans and maps have been mailed out. We are making sure the growers are receiving the right information.

Mr. Raynor stated information has been posted to the NRCS web site with links to the NCDA's web site

Chairman Langdon thanked Mr. Raynor for his presentation.

**6. HPAI Update:** Ms. Woolard presented the following update on the status of Highly Pathogenic Avian Influenza:

- No new outbreaks nationwide since June 2015 – NC still at imminent threat level
- Biosecurity update protocols for practices – human activity (see document passed out)
- Considerable training has been completed, and additional training will be scheduled
- Department setting up a 1-800 hotline once there is something found in Mississippi flyway—will go with greater level of alert
- 13 Division staff participating in the response should HPAI hit NC
- Department's Emergency Management Division is hosting a training event on December 8 with the Division

Commissioner West asked if HPAI comes to a farm, will the birds be euthanized. What is the effect on a bird with HPAI? What are the symptoms? If you didn't euthanize the bird, what problems do you have?

Ms. Woolard responded that once the symptoms appear, it's generally too late. The bird is going to die. Commissioner Yarborough added that there is no indemnity payment from APHIS if you find them already dead. They have to be alive when APHIS gets there for USDA to pay the landowner.

Commissioner Yarborough added there was a question whether the Integrator was owner or the contract grower. The USDA made a change in an interim rule that indemnity payments will be split between the Integrator and the grower.

Commissioner West asked what the amount of the payment is, and Commissioner Yarborough replied that the payment is based on the market price at the time.

Chairman Langdon added that euthanizing the birds is the humane thing to do from an animal welfare perspective.

Chairman Langdon thanked Ms. Woolard for her presentation.

Ms. Woolard's presentation is attached as Attachment 6 and is an official part of the minutes.

**7. Consent Agenda:** Commissioner West moved to approve the consent agenda. The motion was seconded by Commissioner Yarborough, and it passed unanimously.

**7A. Appointment of Supervisors**

- Steve Killian, Catawba SWCD; filling the unexpired term of James Hardin
- Ricki Shepherd, Dare SWCD, filling the unexpired term of Jeremy Adams
- Eric Fleckenstein, Dare SWCD, filling the unexpired term of Ann Daisey
- David Adams, Wake SWCD, filling the unexpired term of William Cole

**7B. Approval of Cost Share Supervisor Contracts**

Contract No.	District	Supervisor Name	Practice(s)	Contract Amount
01-2016-011	Alamance	Roger Tate, Tate, Inc. (supervisor in Orange SWCD)	Grassed waterway, land smoothing	\$690
30-2016-002	Davie	Arnold Weatherman	Well	\$6,651
33-2016-002	Edgecombe	Joe Suggs	Cropland Conversion to Grass	\$8,100
68-2016-002	Orange	Roger Tate, Tate, Inc.	Grassed waterway, field border	\$2,553
69-2016-004	Pamlico	Elbert Lee	Cropland conversion to grass	\$2,698
69-2016-006	Pamlico	Elbert Lee	Precision ag chemical application	\$2,250
73-2016-009	Person	Russell Horton	Diversion, field border	\$1,241
83-2016-002	Scotland	Edward Carmichael	Lagoon closure	\$13,396
89-2016-005	Tyrrell	Wesley Hopkins	Cover crop	\$468
93-2016-008	Warren	Charles Lynch	Grassed waterways, cropland conversion to grass	\$26,585

**7C. Technical Specialist Designation**

Waste Utilization Planning/Nutrient Management (WUP/NM)

Michael Shepherd, Division of Soil & Water Conservation

Adam Lassiter

The handouts for agenda items 7A – 7C are included as an official part of the minutes.

**8. Agricultural Water Resources Assistance Program Considerations:** Ms. Julie Henshaw presented the following items:

- Item 8A – Modifications to the Agricultural Water Collection and Reuse System BMP. The AgWRAP Review Committee reviewed this practice and recommends removal of Policy #7 because this policy is redundant to general cost share policy.

Commissioner Yarborough moved to approve the recommended change, and Commissioner Houser seconded. Motion carried.

- Item 8B – Modifications to the Agricultural Pond Repair/Retrofit BMP. The AgWRAP Review Committee recommends adding the words “or expansion” to the Definition/Purpose for the practice to verify that increasing the capacity of an existing pond would be eligible application. A new Policy 13 is being proposed to clarify that an individual cannot receive cost share assistance for both for the pond retrofit practice and the pond sediment removal practice for the same pond

Commissioner Frazier motioned to approve, and Commissioner West seconded. Motion carried.

- Item 8C - Revisions to the Agricultural Pond Sediment Removal BMP. The AgWRAP Review Committee recommends additional language clarifying that individual operators can receive cost share assistance for either the pond retrofit practice or the pond sediment removal but not both.

Commissioner Frazier moved to approve. Commissioner Houser second. Motion carried.

- Item 8D – the Allocation of AgWRAP funds to districts includes funding for 85 districts. The allocation includes \$616,113, which is 45% of available BMP funding.

Commissioner Frazier motioned to approve. Commissioner Houser seconded. Motion carried.

- Item 8E – the Regional Allocation for Repair Contract  
The Division recommends approval of additional funding for Cleveland District to support an AgWRAP repair contract for a pond that has not filled due to insufficient soils at certain locations in the pond. The recommendation includes \$10,000 to cover bringing in suitable soils and installing a well to supplement the stream to help fill the pond.

Commissioner Frazier moved to allocate \$4,000 to fund a repair only for the pond structure itself using our average cost or 75% of actual cost not to exceed \$4,000, not including funding for the well. Tommy Houser seconded, and the motion carried.

Commissioner Knox commented that future requests of this type need to include more information to specifically mention what is being proposed.

Since the repair contract is for a supervisor, Commissioner Frazier moved to approve the supervisor contract for Cleveland SWCD supervisor Sherri Greene in the amount of \$4,000. Commissioner Yarborough seconded the motion, and the motion was approved

- Item 8F – the Delegation of Authority to Allocate Regional AgWRAP Funds for Repair Contracts  
The Division is requesting the Commission delegate authority to the Division to allocate funds for repair contracts funded through the regional allocation pool. Commissioner Yarborough moved to refuse the delegation request. Commissioner Frazier seconded. Motion carried.

The handouts provided for item 8A-8F is attached and is an official part of the minutes.

Chairman Langdon called for a break at 10:32 a.m. and resumed the meeting at 10:41 a.m.

**9. Community Conservation Assistance Program Allocation:** Chairman recognized Mr. Tom Hill to present Item 9. Mr. Hill called attention to the handout for Attachment 9, which is included as an official part of the minutes. The attachment displays the Division's recommended allocation for the Community Conservation Assistance Program for Program Year 2016. He noted that:

- This is the first allocation to the districts for this year
- 73 districts requested \$2.2M
- The recommendation includes consideration of a planned voluntary recall on February 19
- Rollover is 20% less than last year. The voluntary recall last year had a positive effect.

Commissioner Yarborough moved to approve both the allocation and voluntary recall. Commissioner Frazier seconded. Motion carried. Chairman Langdon thanked Mr. Hill.

Commissioner Yarborough asked when we can move on a change to a regional allocation. Ms. Henshaw said the Division plans to accelerate revisions to the CCAP allocation rule ahead of the planned rules review schedule.

**10. Conditional Supervisor Appointments:** Ms. Kristina Fischer provided an update on the conditional supervisory appointments made at the November Meeting in 2014, calling attention to the handout for item 10, which is attached as an official part of the minutes.

- Four (4) reappointments were made for nominees that didn't attend the School of Government training. All four attended the training in February, and the reappointment is no longer conditional
- Three (3) conditional reappointments were made for nominees that did not attend 2/3 of their districts regularly scheduled board meetings in their previous term. These reappointments were made with the condition that the Commission monitor their attendance for the next 12 months and bring any who didn't attend 2/3 of their local meetings back to the Commission for reconsideration at this meeting.
  - Of these three individuals, two are at 80% mark since December 2014.
  - Mr. Edward McLaurin, from Chatham District, is currently at 50% attendance. Supporting materials explain his absences over this time period and include a supporting letter from the district.

Commissioner Yarborough moved to approve to go from conditional to full reappointment for Mr. McLaurin, and Commissioner West seconded.

Ms. Fischer stated that the minutes from the Commission's November 2014 meeting read, "The Commission monitor their attendance for the next 12 months and bring any that did not attend 2/3 of their district meetings over this period back for reconsideration." The appointment for the two that met the 2/3 mark should no longer be conditional.

Commissioner Frazier asked for Commissioner Yarborough to repeat his motion.

Commissioner Yarborough explained to that his motion was to go from conditional to full appointment for all three of the supervisors being considered. Commissioner West noted that the reappointments are for the remainder of the 4-year term (through December, 2018). He expressed concern about making Mr. McLaurin's appointment unconditional for the remainder of the term. He suggested to continue Mr. McLaurin's conditional appointment.

Commissioner Knox noted that Mr. McLaurin has served for 22 years and has attended School of Government.

Commissioner West offered a substitute motion to allow Mr. McLaurin to continue as conditional for another year, and Mr. Knox seconded the substitute motion. Chairman Langdon called for a vote for Commissioner West's substitute motion. Motion carried.

**11. Consideration of Commission Member Contract:** Commissioner West recused himself from this item. Ms. Hedgepeth reviewed a contract for \$12,750 that was included as Attachment 11 and is an official part of the meeting minutes. At the Work Session Commissioner Yarborough had asked how much Currituck County was allocated. Julie Henshaw noted that Currituck's allocation for PY2016 was \$30,000, and that the district had encumbered and spent all 2015 funds. Commissioner Frazier motioned to approve both the contract and 1A Form for the contract. Commissioner Houser seconded the motion. The motion carried.

**12. District Issues:** Ms. Hedgepeth called attention to the handout for item 12A, which is included as an official part of the minutes. She introduced Mr. Vincent Lewis, Onslow district supervisor, and district technician Ms. Donna Wallace to explain the district's request. Ms. Wallace said the district is requesting a post approval for a supervisor contract for a mobile waste application system. The district board approved the contract and the district staff loaded the contract and 1B form into the CS2 system and mailed the 1B to the Division. The District assumed that the 1B form had been received and put onto the agenda for the Commission's August meeting. It was not until Mr. Huffman brought in his receipts for the mobile applications system and the district tried to prepare the request for payment that the staff realized it wasn't officially approved.

Commissioner West noted that this appears to be an honest mistake and offered a motion to approve the request for post approval. Commissioner Houser seconded the motion. Commissioner West asked the Division staff if everything is in order. Ms. Kelly Hedgepeth checked the contract and the waste plan and commented that the contract is in order.

Commissioner Knox asked whether the contract was included in the August meeting. Kelly Hedgepeth said it was not, and added that the Division did not receive the 1B form. She noted that the Division would have recommended approval had the contract been included in the July or August meeting packet.

With no further discussion, Chairman Langdon called for a vote, and the motion was approved.

Chairman Langdon thanked Ms. Wallace and Mr. Lewis for taking time to come to Raleigh and working with the division. We like to see the staff interacting the district and try to resolve these issues.

**PUBLIC COMMENTS:** Chairman Langdon asked if anyone had any public comments.

**ADJOURNMENT:**

Chairman Langdon expressed appreciation for everyone's attention and participation and wished everyone an enjoyable Thanksgiving season. He commented that he looked forward to attending the Annual Meeting in Durham in January.

Commissioner Frazier moved to adjourn, and Commissioner West seconded. Meeting adjourned at 11:06 a.m.

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Patricia K. Harris, Director  
Division of Soil & Water Conservation, Raleigh, N.C.

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Helen A. Wiklund, Recording Secretary

These minutes were approved by the North Carolina Soil & Water Conservation Commission on January 3, 2016.

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Patricia K. Harris, Director

DRAFT

**NORTH CAROLINA  
SOIL & WATER CONSERVATION  
COMMISSION WORK SESSION MINUTES  
September 15, 2015**

NC State Fairgrounds, Martin Building  
1025 Blue Ridge Rd, Raleigh, NC 27607

Commission Members		
John Langdon	David Williams	Rob Baldwin
Tommy Houser	Natalie Woolard	Julie Groce
Ben Knox	Julie Henshaw	Michelle Lovejoy
Manly West	Kelly Hedgepeth	Tom Ellis
Bill Yarborough	Dick Fowler	Mitch Peele
	Ralston James	
	Tom Hill	
	Ken Parks	
	Kristina Fischer	
Commission Counsel		
	Eric Pare	
Phillip Reynolds	Rob Baldwin	

Chairman John Langdon called the work session to order at 6:15 p.m. He inquired whether any Commission members need to declare any conflict of interest, or appearance of conflict of interest, that may exist for agenda items under consideration, as mandated by the State Ethics Act. None were noted.

Agriculture Cost Share Program Manager, Ms. Kelly Hedgepeth, presented information about the Cost Share Contracting System (CS<sup>2</sup>) and answered questions from the Commission about the system.

**1. Agenda:** Chairman Langdon reviewed the agenda and asked if there were any suggested modifications to the agenda. Mr. David Williams informed the Commission that item 8B would be removed from the agenda, since the supervisor whose removal was requested had submitted his resignation. Ms. Julie Henshaw requested to add item 12C., Modifications to Agricultural Water Reuse System.

**2. Minutes – August 11, 2015 Meeting:** Chairman Langdon asked if there were any comments on the minutes. There were none.

**INFORMATIONAL ITEMS**

**3. Division Report:**

Ms. Pat Harris, Director of the Division of Soil and Water Conservation, described her planned division report. She discussed the status of funding for the Division and districts in the recently released budget agreement that is still pending final legislative approval and the Governor’s signature.

Ms. Harris provided an update on personnel changes in the Division.

Ms. Harris provided a brief report on the new Waters of the US Rule from U.S. EPA. Chairman Langdon called on Mitch Peele to comment on the rule, and Mr. Peele noted that many consider the rule to be a significant expansion in the extent of waters that will be subject to the regulatory jurisdiction.

Ms. Harris also updated the Commission on the status of a lawsuit involving the Graham and Cherokee districts dating back to 2001.

Ms. Harris presented a supervisor training program to enhance supervisors' and districts' capacity to deliver programs. The Commission had requested the Division to develop a proposal for enhanced supervisor training. The Commission was generally supportive of the concepts Ms. Harris put forward. Commissioner Knox suggested the Association should provide financial rewards for the Supervisor of the Year award (e.g., all-expense paid trip to NACD meeting).

Ms. Harris called on Ms. Kristina Fischer who provided a status update on the three supervisors who were tentatively reappointed in November 2014, subject to them attending at least 2/3 of their respective district's regular board meetings between the November 2014 Commission meeting and the November 2015 Commission Meeting. Graham SWCD Supervisor John Lovin and Vance SWCD Supervisor Wilton Lee Short are both on target to meet the Commission's expectation, but Chatham SWCD Supervisor Edward McLaurin is not. The Commission will need to take action on these appointments at its November meeting.

4. **Association Report:** Commissioner West, discussed the items that will be included in the Association report tomorrow. He introduced Ms. Julie Groce the Association's new Executive Director.
5. **NRCS Report:** Director Harris stated that State Conservationist Tim Beard would present a report.
6. **Highly Pathogenic Avian Influenza (HPAI) Update:** Ms. Natalie Woolard provided an update on the status of preparation for a potential outbreak of HPAI in North Carolina. She cautioned about the potential diversion of engineering and technical assistance resources to respond to the outbreak. She announced that the Division will host a third teleconference on Thursday at 9:30 a.m. to help inform districts of what they can do to help and who they can call for more information.

Commissioner Yarborough suggested the Commission consider writing a letter encouraging districts to help with the response and that the Commission consider how it can target cost share funds to respond.

Ms. Julie Henshaw presented a set of potential cost share responses for the imminent threat of an HPAI outbreak. The Commission generally supported the proposed response, but suggested to remove the proposed restriction that the vegetation harvested for carbon source cannot be sold for profit.

7. **Consent Agenda:** Ms. Kristina Fisher and Ms. Kelly Hedgepeth discussed the items that will be included on the consent agenda.

#### 8. **Supervisor Removal**

**8A. Dare SWCD Request for Removal of District Supervisor:** Mr. David Williams informed the Commission that the Chair of the Dare SWCD would be present at the meeting to support the District's request to remove elected Supervisor Jeremy Adams for Neglect of Duty. Mr. Williams reviewed the Commission's Guidance Regarding Removal of a District Supervisor for Non-participation in Board Meetings and Functions that was approved in 2011. The District has included in the packet documentation that it had followed the Commission's guidelines.

Item 8B was removed from the agenda.

**9. Agriculture Cost Share Program Financial Assistance Allocation:** Ms. Kelly Hedgepeth described the Division's recommendation for allocating the Financial Assistance portion of the Agriculture Cost Program funds. The recommendation is consistent with the rule 02.NCAC.59D.0103, Allocation Guidelines and Procedures.

Commissioner Yarborough asked whether the Division is interpreting the non-recurring reduction to the ACSP/TVA replacement as an additional allocation to the 17 TVA counties or to replace funds normally appropriated to the 17 TVA counties. Director Harris said she understood the budgeted TVA funds to be budgeted to offset the non-recurring reduction in appropriation to the ACSP. Commissioner Yarborough commented that the TVA funds in the settlement agreement were to be used to provide enhancement over ongoing activities in the TVA counties, not to merely replace funds that would be normally allocated to that region. He believes the Commission should allocate the appropriated ACSP funds to all 100 counties and then to allocate the TVA funds to the TVA counties over and above the regular allocation.

#### 10. Cost Share Committee Recommendations

**10A. Consideration of Delegation of Reference Update Authority:** Ms. Julie Henshaw described the Cost Share Committee's recommendation to grant to the Division authority to update any cost share program practices if the referenced standard for the practice is updated by its source.

**10B. Agriculture Cost Share Program Technical Assistance Allocation:** Ms. Henshaw presented the Cost Share Committee's recommendation for allocating the ACSP funds appropriated for technical assistance. The recommendation is consistent with the rule 02.NCAC.59D.0106, Technical Assistance Funds.

**11. Community Conservation Assistance Program Allocation:** Mr. Tom Hill informed the Commission that since the budget has not yet been approved, the CCAP allocation cannot yet be done.

#### 12. Agricultural Water Resources Assistance Program Review Committee Recommendation

**12A. Detailed Implementation Plan:** Ms. Henshaw presented several options to consider for allocating the available AgWRAP funding and she presented the AgWRAP Review Committee's recommendation for the 2015-16 Detailed Implementation Plan.

**12B. Average Cost List:** Ms. Henshaw presented the AgWRAP Review Committee's recommendation for the Average Cost List for 2015-16.

**12C. Modification of Agricultural Water Capture and Reuse System.** Ms. Henshaw presented the AgWRAP Review Committee's recommendation for revising the Agricultural Water Capture and Reuse System.

**13. District Issues**

**13A. Request for Exception to Requirements for Non-Compliance with Maintenance**

**Requirements:** Ms. Hedgepeth explained that the Chatham district is requesting the Commission to hear the request of a producer to forgive the maintenance requirement for a producer who has sold the land including a litter storage structure. After discussion, it was determined that the Commission does not have authority to take any action on this case and that it should be stricken from the agenda. Ms. Hedgepeth will attempt to notify the district.

**13B. Extension Request for ACSP Contract:** Ms. Hedgepeth and Ms. Woolard presented information related to the Mecklenburg SWCD's request to extend a 2013 ACSP Contract for a stream restoration project. Action on this item was postponed from the August meeting to allow the Division to obtain more information about the project.

Chairman Langdon asked Commission Counsel Phillip Reynolds to clarify the issue that came up in August about a Commission member stepping down from the Commission to represent his/her district to present a special request to the Commission. He noted that it is contradictory for a member to recuse himself or herself, and then to stand before the Commission to advocate a position. He cited rulings on similar cases from the Ethics Commission. Chairman Langdon requested Mr. Reynolds draft a written policy that the Commission can adopt to address this issue going forward.

**Public Comments:** Chairman Langdon called for any comments from the public, and none were offered.

**Adjournment:** Chairman Langdon adjourned the work session at 10:02 p.m.

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Patricia K. Harris, Director  
Division of Soil & Water Conservation, Raleigh, N.C.

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David B. Williams, Recording Secretary

***These minutes were approved by the North Carolina Soil & Water Conservation Commission on November 18, 2015.***

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Patricia K. Harris, Director

**NORTH CAROLINA  
SOIL & WATER CONSERVATION  
COMMISSION MEETING MINUTES  
September 16, 2015**

NC State Fairgrounds, Martin Building  
1025 Blue Ridge Rd, Raleigh, NC 27607

Commission Members		
John Langdon	David Williams	Chester Lowder
Craig Frazier	Natalie Woolard	Julie Groce
Tommy Houser	Julie Henshaw	Sandra Weitzel
Ben Knox	Kelly Hedgepeth	Michelle Lovejoy
Manly West	Dick Fowler	Tom Ellis
Bill Yarborough	Ralston James	Louise Hart
	Tom Hill	Tim Beard
	Ken Parks	Richard Reich
	Lisa Fine	Dewitt Hardee
Commission Counsel	Kristina Fischer	Samuel Green
Phillip Reynolds	Eric Pare	Elizabeth Heath
	Rob Baldwin	Kirsten Frazier
	Pat Harris	Leonard Kazir

Chairman John Langdon called the meeting to order at 9:00 a.m. and opened the meeting with prayer. He inquired whether any Commission members need to declare any conflict of interest, or appearance of conflict of interest, that may exist for agenda items under consideration, as mandated by the State Ethics Act. None were noted

**1. Agenda:** Chairman Langdon reviewed the agenda, noting that items 8B, 11, and 13A would be removed and that item 12C., Revisions to Agricultural Water Reuse System would be added. He asked if there were any other suggested modifications to the agenda. Commissioner West moved to approve the agenda with the provision to move the Public Comment period to the beginning of the meeting. Commissioner Frazier seconded the motion, and the motion was approved.

**Public Comments:** Chairman Langdon called for any comments from the public.

Leonard Kazir from Monroe spoke about a litter shed on his farm that was found out of compliance on a spot check on March 7, 2015. He had litter stored outside. The Union SWCD gave him a non-compliance letter noting that after his 3<sup>rd</sup> non-compliance he would have to pay back. He was found out of compliance again on August 3 and then sent a letter requesting repayment. Litter was placed in the field uncovered at end of February and then spread after wheat was cut in July. The storage structure was empty because he was saving room for the crust out.

Commissioner Yarborough moved to ask the Division to work with the Union SWCD to investigate the circumstances around this case and see if there is a solution. Commissioner Knox seconded the motion. The motion was approved.

Commission Counsel Phillip Reynolds clarified that the Commission is not telling the Division what the outcome will be, only that the Division review the case.

## 2. Minutes – August 11, 2015 Meeting:

**2A, 2B. August 11, 2015 Meeting Minutes:** Chairman Langdon asked if there were any comments on the minutes from the August 11, 2015 meeting or August 11 work session in Hickory .

Commissioner Knox moved to approve the minutes from both the work session and the meeting minutes, and Commissioner Yarborough seconded the motion. The motion was approved.

The handouts for items 2A and 2B are attached and are included as an official part of the meeting minutes

## INFORMATIONAL ITEMS

**3. Division Report:** Ms. Pat Harris, Director of the Division of Soil and Water Conservation, presented the Division report in a Powerpoint format. Her report included the following:

- an update on human resources in the Division
  - Introduced Elizabeth Heath, the Division's new Administrative Officer
  - Recruitment for the Administrative Secretary position closes Friday, September 18
  - Recently filled the Environmental Senior Specialist position in Mocksville in the Technical Services Section, and the person will begin work on September 28
- a status report on funding for the Division and districts in the recently released budget agreement that is still pending final approval and the Governor's signature. Highlights include:
  - ACSP – TVA: For FY 2015-16 replaces \$500,000 of ACSP with TVA funds (non-recurring)
  - AgWRAP: Recurring \$500,000 increase
  - CREP: Non-recurring reduction of special fund balance of \$531,160 in FY 2015-16 and seeks a report on the CREP Program performance and effectiveness
  - Swine Buyout: Non-recurring reduction of special fund balance of \$275,399 in FY 2015-16

Commissioner Yarborough asked whether the Division is interpreting the non-recurring reduction to the ACSP/TVA replacement as an additional allocation to the 17 TVA counties or to replace funds normally appropriated to the 17 TVA counties. Ms. Harris said she understood the budgeted non-recurring \$500,000 in TVA funds are to replace the non-recurring reduction of \$500,000 to the ACSP.

- a brief report on the new Waters of the US Rule from U.S. EPA. 31 states have sued to object to the rule. EPA is moving forward to implement the rule, despite the objections.
- an update on the status of a lawsuit involving the Graham and Cherokee districts dating back to 2001.

- a conceptual supervisor training program to enhance supervisors' and districts' capacity to deliver programs. The proposal includes concepts for accrediting supervisors and requiring continuing education that could be provided through multiple events, including local board meetings, area meetings, annual meeting, etc. The Division and the Association are already working to provide training, but more thorough implementation would require additional staff and supervisor travel resources.

Chairman Langdon asked if the Division has a proposed timeline, and Ms. Harris suggested Spring 2016 would be a reasonable timeframe to pull together a team to develop the concept further. Commissioner Yarborough asked if there is any other group of elected officials who are not required to go through ethics training, and Ms. Harris responded that she is not aware of any.

- a report on Highly Pathogenic Avian Influenza (HPAI), including an alert that many in the division may be diverted to be part of the response, which could affect our work on other normal activities. Chairman Langdon commended the planning for the response.
- a status update by Ms. Kristina Fischer on the three supervisors who were tentatively reappointed in November 2014, subject to them attending at least 2/3 of their respective district's regular board meetings between the November 2014 Commission meeting and the November 2015 Commission Meeting. Graham SWCD Supervisor John Lovin and Vance SWCD Supervisor Wilton Lee Short are both on target to meet the Commission's expectation, but Chatham SWCD Supervisor Edward McLaurin is not. The Commission will need to take action on these appointments at its November meeting.

Commissioner Knox asked the Division to investigate Mr. McLaurin's attendance at area meetings.

The powerpoint presentation and handout materials are included as Attachment 3 and are an official part of the minutes.

**4. Association Report:** Commissioner West, referred to the Association Report that was included as Attachment 4, which is an official part of the minutes. He also introduced Ms. Julie Groce the Association's new Executive Director. He called attention to the successful Conservation Farm Family Celebration in Rockingham County, to the signing ceremony for the Market-Based Conservation Initiative in Clinton, and the success of the Dig-It exhibit.

Ms. Groce stated that she is excited to be on board and looks forward to getting to know and working with all the partners.

**5. NRCS Report:** NRCS State Conservationist Tim Beard called attention to a written report, which is included as an official part of the minutes as Attachment 5. He summarized several items included on the report. He announced that NRCS has established a cutoff date of November 20 for batching 2016 EQIP applications. There are more than 2,000 2015 applications that will likely roll over into 2016. He described NRCS planned response if there is an HPAI outbreak in North Carolina.

Yesterday it was announced that N.C. State University will receive a Conservation Innovation Grant (CIG) to support soil health. The grant is just under \$1 million.

Mr. Beard congratulated the Division on the successful Conservation Employees Training in August. NRCS intends to require some of its less-experienced employees to attend the CET next year.

Commissioner Knox described research on the Piedmont Research Station involving vertical tillage and suggested the CIG grant could be used to assist this research.

Chairman Langdon recognized Dr. Richard Reich. Dr. Reich commended the Division for its work on HPAI and other activities, and he urged caution about biosecurity as all partner staff carry out their duties, particularly as the work with poultry operations. Chairman Langdon thanked Dr. Reich for his attendance and his comments.

6. **Highly Pathogenic Avian Influenza (HPAI) Update:** Ms. Natalie Woolard provided a presentation to update the Commission on the status of preparation for a potential outbreak of HPAI in North Carolina. Some highlights of her presentation include:

- Biosecurity will be key to prevent spread of contamination from migratory waterfowl
- Division soil scientists are working to assess potential burial sites, although burial will not be the preferred management method. Rich Hayes and Vincent Lewis are now providing temporary staff expertise to help with assessing sites.
- Division's Animal Waste inspectors have accelerated inspections in the pilot counties in anticipation that these staff will need to be available to help with HPAI response
- Scheduled a third teleconference on September 17 to help districts and partners prepare
- 17 Division staff have volunteered to help with the response, so other workload will likely be affected
- District involvement varies depending on staff expertise. Some have established partnerships with local environmental health staff to help assess sites.
- Districts are also working to develop nutrient management plans for land application of compost
- Interagency Nutrient Management Committee (INMC) and 1217 Interagency Committee are working to establish recommendations to use to guide litter application if litter analysis is suspended for biosecurity purposes. The INMC is also looking at encouraging corn producers to bale corn stover to stockpile as carbon sources.

Commissioner West asked what is involved in a site investigation. Ms. Woolard responded that the investigations include depth to groundwater, soil types, landscape conditions (e.g., gullies, etc.). Commissioner West and Ms. Woolard discussed the impact to poultry growers for lost production. Commissioner Yarborough added that the impact could persist for 3-5 years. Chairman Langdon commended the effort to prepare for the imminent threat and emphasize biosecurity.

Ms. Julie Henshaw presented a set of potential cost share responses for the imminent threat of an HPAI outbreak. The recommendations involve temporary policy waivers to facilitate composting of poultry mortalities. Commissioner Knox moved to approve the Division's recommended response, but to strike the restrictions in #3 and #4 that harvested vegetation cannot be sold for profit. Commissioner Frazier seconded the motion, and the motion was approved.

Commissioner Yarborough asked whether the Commission should consider suspending spot checks. Ms. Henshaw pointed out that the spot check policy already includes biosecurity provisions to defer spot checks in the event of an outbreak.

Commissioner Yarborough moved and Commissioner West seconded the motion to direct the Division to work with Counsel and Department Counsel to develop language for waiver of any rules for possible needs as the emergency is declared. The motion was approved.

Commissioner Knox moved that the Commission send a letter to all districts reminding them of the severity of the imminent threat and encouraging them to be prepared to serve all the growers to the best of their abilities. Commissioner Houser seconded the motion, and the motion was approved.

Mr. Rob Baldwin commented that some districts are frustrated that integrators are not giving accurate information to their growers about who to contact for help. Ms. Woolard responded that the Division and the Department is already trying to address the issue.

Ms. Woolard's presentation and Ms. Henshaw's report are included as Attachment 6 and are an official part of the minutes.

7. **Consent Agenda:** Commissioner Yarborough moved to approve the Consent Agenda. Commissioner Houser seconded the motion, and the motion was approved.

**7A. Appointment of Supervisors**

- Eric Spengler; Mecklenburg SWCD; filling the expired term of Michael Entekin.

**7B. Approval of Cost Share Supervisor Contracts**

Contract No.	District	Supervisor Name	Practice(s)	Contract Amount
34-2015-005	Forsyth	Edward Wall	Cropland Conversion to Grass	\$1,350
98-2016-001	Wilson	Alan Sharp	Lagoon biosolids removal	\$7,238

8. **Supervisor Removal**

**8A. Dare SWCD Request for Removal of District Supervisor:** Mr. David Williams introduced Mr. Larry Bray, the Chairman of the Dare SWCD. Mr. Bray presented the Dare District's request to remove Supervisor Jeremy Adams for Neglect of Duty. Mr. Adams has only attended three meetings since he was elected in November 2012. He has not attended a meeting since May 7, 2013. The District has carefully followed the Commission's guidelines for removal of a supervisor as documented in Attachment 8A, which is included as an official part of the minutes. Commissioner West offered a motion to remove Mr. Adams as a supervisor. Commissioner Frazier seconded the motion, and the motion was approved.

**8B. Wake SWCD Request for Removal of District Supervisor:** This item was removed from the agenda.

9. **Agriculture Cost Share Program Financial Assistance Allocation:** Ms. Kelly Hedgepeth called attention to Attachment 9, which is included as an official part of the minutes. She presented the

Division's recommendation for allocating the Financial Assistance portion of the Agriculture Cost Program funds. The recommendation is consistent with the rule 02.NCAC.59D.0103, Allocation Guidelines and Procedures. Commissioner West moved to approve the recommended allocation, but the motion failed for lack of a second. Commissioner Yarborough offered a motion to allocate the \$3.7 million to all 100 counties and to also allocate the \$500,000 of TVA funds to the 17 eligible counties, and Commissioner Knox seconded the motion. Mr. Reynolds expressed concerns about separating the appropriation into two pieces. The motion carried.

## 10. Cost Share Committee Recommendations

**10A. Consideration of Delegation of Reference Update Authority:** Ms. Julie Henshaw called attention to Attachment 10A, which is included as an official part of the minutes. She described the Cost Share Committee's recommendation to grant to the Division authority to update any cost share program practices if the referenced standard for the practice is updated by its source.

**10B. Agriculture Cost Share Program Technical Assistance Allocation:** Ms. Henshaw called attention to Attachment 10B, which is included as an official part of the minutes. She described the Cost Share Committee's recommendation for allocating the ACSP funds appropriated for technical assistance. She noted that the General Assembly has not increased the appropriation for technical assistance since 2006, but there is funding available to increase funding for some positions due to 3.5 full-time equivalent positions being no-longer included for funding.

The Committee recommends to use the available funds to increase with a goal of increasing all currently funded positions to the existing cap of \$25,500 per full-time equivalent position. Since current appropriation for technical assistance is not sufficient to achieve this goal, the Committee recommends increasing the allocation for each position, to the highest percentage of requested funding possible, not to exceed the \$25,500 cap. The recommendation is consistent with the rule 02.NCAC.59D.0106, Technical Assistance Funds.

Commissioner West moved to approve the both the Committee's recommendations (10A and 10B), and Commissioner Yarborough seconded the motion. The motion was approved.

**11. Community Conservation Assistance Program Allocation:** This item was removed from the agenda.

## 12. Agricultural Water Resources Assistance Program Review Committee Recommendation

**12A. Detailed Implementation Plan:** Ms. Henshaw called attention to Attachment 12A and presented the AgWRAP Review Committee's recommendation for the 2015-16 Detailed Implementation Plan. She reminded the Commission that the General Assembly had included an unexpected \$500,000 recurring expansion, so the Committee's recommendation did not include this information. The Committee's recommendation was updated based on the available funding. Commissioner Houser moved to approve the recommended Detailed Implementation Plan. Commissioner West seconded the motion, and it was approved.

**12B. Average Cost List:** Ms. Henshaw called attention to Attachment 12B and presented the AgWRAP Review Committee's recommendation for the Average Cost List for 2015-16. There are no

proposed changes from 2014-15. Commissioner Houser moved to approve the recommended cost list, and Commissioner Knox seconded the motion. The motion was approved.

**12C. Modification of Agricultural Water Collection and Reuse System.** Ms. Henshaw called attention to Attachment 12C and presented the AgWRAP Review Committee's recommendation for revising the Agricultural Water Collection and Reuse System. The recommendation involves adding "water control structure" to the definition/purpose. Commissioner Knox moved to approve the recommendation, and Commissioner West seconded the motion. The motion was approved.

### 13. District Issues

**13A. Request for Exception to Requirements for Non-Compliance with Maintenance Requirements:** This item was removed from the agenda.

**13B. Extension Request for ACSP Contract:** Ms. Hedgepeth called attention to Attachment 13B related to the Mecklenburg SWCD's request to extend a 2013 ACSP Contract for a stream restoration project. Action on this item was postponed from the August meeting to allow the Division to obtain more information about the project. The letter from Division Engineer Ms. Cindy Safrit confirms that the project can be completed prior to June 30, 2016. Commissioner Yarborough moved to extend the contract, and Commissioner Houser seconded the motion. The motion was approved.

**Commission Member representing the district for special requests:** Chairman Langdon asked about whether the Commission wanted to set a policy regarding Commission members representing their district for issues before the Commission. Commissioner West suggested the Commission approve a policy preventing this. Mr. Reynolds suggested to add a sentence to the Special Requests policy stating that a member of the Commission may not represent the district for any special request before the Commission. Commissioner West moved to add the statement to the Commission's Special Requests policy, and Commissioner Knox seconded the motion. The motion was approved.

**Public Comments:** Chairman Langdon called for any comments from the public. Mr. Dick Fowler commented on how great a pleasure it has been to work with the NC conservation partnership, one of the best in the nation, for many years. He added that the future is bright and that the Association is in good hands with Julie Groce.

**Adjournment:** Chairman Langdon adjourned the meeting at 12:09 p.m.

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Patricia K. Harris, Director  
Division of Soil & Water Conservation, Raleigh, N.C.

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David B. Williams, Recording Secretary

***These minutes were approved by the North Carolina Soil & Water Conservation Commission on November 18, 2015.***

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Patricia K. Harris, Director

**NORTH CAROLINA  
SOIL & WATER CONSERVATION  
COMMISSION TELECONFERENCE MINUTES  
September 24, 2015**

Archdale Building  
512 N. Salisbury Street  
Raleigh, NC

Commission Members	Others Present	
John Langdon, Chairman	Pat Harris	
Craig Frazier, Vice Chairman	David Williams	
Tommy Houser	Kelly Hedgepeth	
Charles Hughes	Julie Henshaw	
Ben Knox	Kristina Fischer	
Manly West	Davis Ferguson	
Bill Yarborough	Pam Steuer	
	Chester Lowder	
Commission Counsel		
Phillip Reynolds		

Chairman John Langdon called the meeting to order at 7:00 p.m. He charged the commission members to declare any conflict of interest, or appearance of conflict of interest, that may exist for agenda items under consideration, as mandated by the State Ethics Act. No conflicts were noted.

Chairman Langdon welcomed everyone to the teleconference.

**1. APPROVAL OF AGENDA:**

Chairman Langdon reviewed the agenda. Commissioner Yarborough moved to approve the agenda. The motion was seconded by Commissioner Hughes. The motion carried.

**2. TECHNICAL ASSISTANCE ALLOCATION**

NPS Section Chief Julie Henshaw presented the division's recommendation for technical assistance allocations. She reviewed the methodology the Commission approved at its September 16, 2015 meeting. She noted that 38 positions will receive an increase in allocation, but that only 5 positions are funded at the target 50% rate.

Commissioner Houser moved to approve the technical assistance allocation recommendation. The motion was seconded by Commissioner West. The motion carried. Attachment 2, *2016 Technical Assistance Allocation*, is attached and made an official part of the minutes.

**3. ACSP FINANCIAL ASSISTANCE ALLOCATION**

Ms. Kelly Hedgepeth presented the ACSP Financial Assistance Allocation recommendations. She noted on page 2 the transfer of \$283,000 of regular cost share funds to CREP Earmark, and transfer of \$500,000 of regular cost share funds to Impaired/Impacted Streams Initiative Earmark. She also noted

that the \$500,000 TVA funds are allocated to the 17 eligible counties on top of the regular appropriated funds as directed by the Commission in its September meeting.

Commissioner Houser moved to approve the ACSP Financial Assistance Allocation recommendation. The motion was seconded by Commissioner Yarborough. The motion carried. Attachment 3, *Allocation of 2016 ACSP Financial Assistance Funds*, is attached and made an official part of the minutes.

**OTHER BUSINESS**

With no further business, Chairman Langdon declared the meeting adjourned at 7:26 p.m.

\_\_\_\_\_  
Patricia K. Harris, Director  
Division of Soil & Water Conservation, Raleigh, N.C.

\_\_\_\_\_  
David B. Williams, Recording Secretary

***These minutes were approved by the North Carolina Soil & Water Conservation Commission on November 18, 2015.***

\_\_\_\_\_  
Patricia K. Harris, Director

DRAFT



# North Carolina Soil & Water Conservation Commission

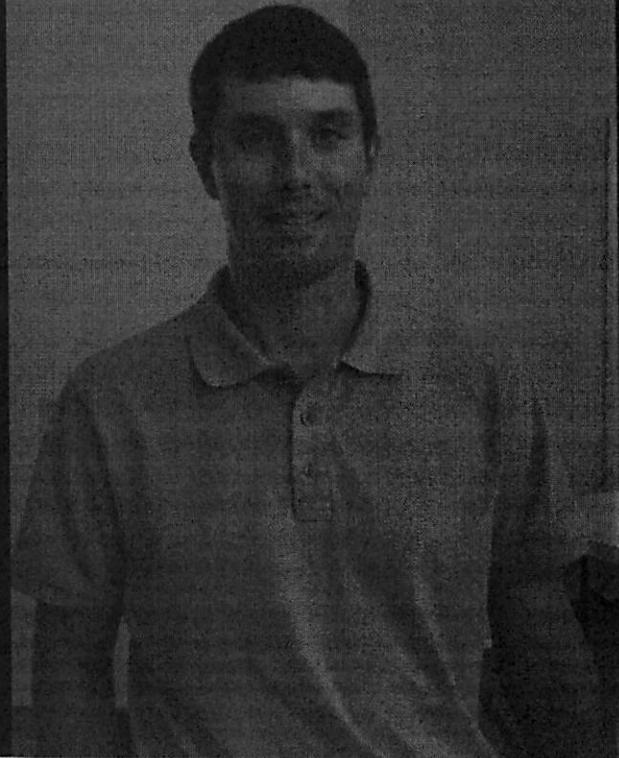
November 18, 2015

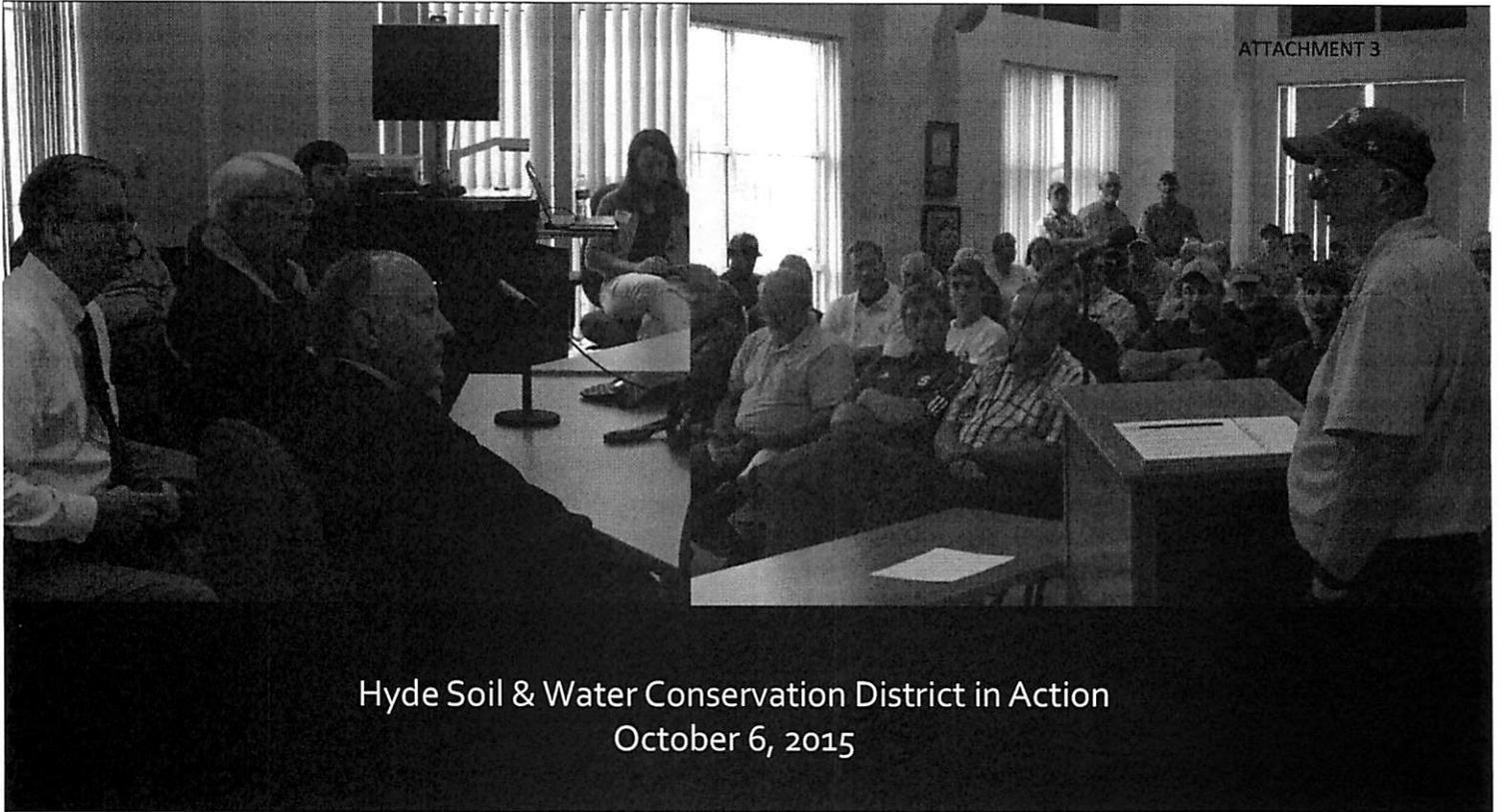


Helen Wiklund  
Administrative Secretary

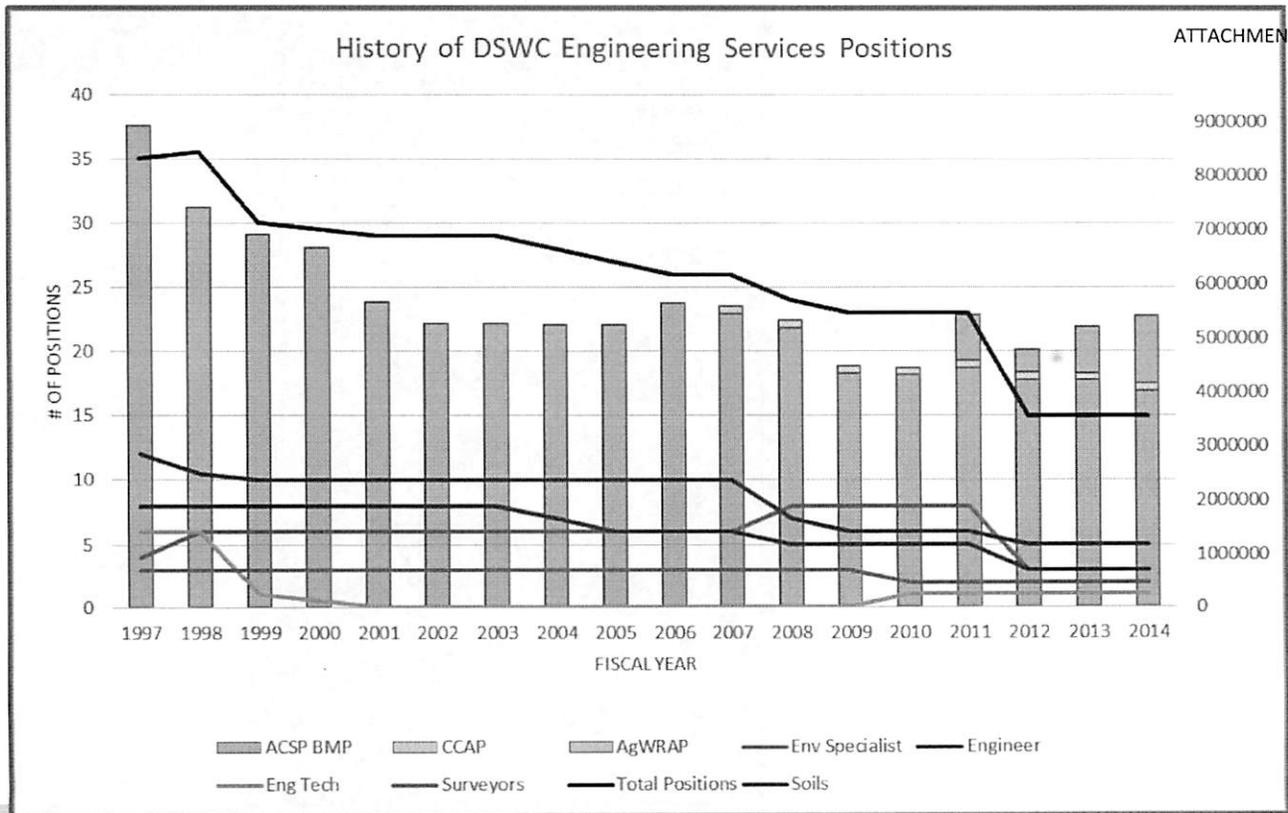


# Michael Shepherd Environmental Senior Specialist





Hyde Soil & Water Conservation District in Action  
October 6, 2015



## Technical Assistance Requests by Funding Source

\*Does not include:

HPAI Preparation  
Planning/Hosting District Training  
Technical Committee Support

	2014 - 2015*
ACSP	62
AGWRAP	122
CCAP	40
District Grant	14
Other	13
NA/Landowner	33
<b>Total</b>	<b>286</b>

## Technical Assistance Requests By Practice

\*Does not include:

HPAI Preparation  
Planning/Hosting District Training  
Technical Committee Support

	2014 - 2015*
Pond	43
Streambank Stabilization & Restoration	34
Preliminary Site Assessment	27
Pond Repair	22
Lagoon/Waste Storage Pond	8
Lagoon Closure	4
Livestock Feeding Area	11
Irrigation Design	9
Cistern/Rain garden/Swale	6
District/Private Design Review	12

## Technical Assistance Requests By NCASWCD Area

\*Does not include:

HPAI Preparation  
Planning/Hosting District Training  
Technical Committee Support

NCASWCD Area	2014 - 2015*
Area 1	107
Area 2	31
Area 3	15
Area 4	33
Area 5	11
Area 6	41
Area 7	15
Area 8	24

## Division Engineering Challenges



- Staffing levels = Appropriated 4 PEs and 1 Engineer; 0.75 FTE part-time temp position
- Projects are larger scale and more complex increasing division staff training needs
- Engineering staff average length of service = 21 years
- Timing of TA Requests – AgWRAP batching approval results in batches of projects needing engineering assistance = instant bottle neck
- Emergency Response Priorities – HPAI, drainage etc.



## RULES REVIEW UPDATE:

- First set
  - 59A - Organization & Operation
  - 59B - District Programs: Reorganization & Expenses
  - 59C - Small Watershed Program
  - 59E - Procedures & Guidelines to Implement Nondischarge Rule for Animal Waste Management Systems
  - 59F - CREP
  - 59G - Approval of Tech Specialists & BMPs for Water Quality Protection
- May 20, 2015 – Commission approved final rules report
- RRC determination is effective - Commission can initiate process to readopt those rules determined to be *necessary with substantive public interest*
- Rules readopted by March 2017



## SEPTEMBER DIRECTIVES:

- Special Requests Policy (Attachment 3A) – *A member of the Commission may not represent their district for any special request before the Commission*
- High Pathogenic Avian Influenza (Attachment 3B)
  - Severity of imminent threat
  - Encourage districts to be prepared to serve growers
- Division review of Union County waste storage structure
  - Initiated noncompliance SOP with cost share recovery
- Division work with Commission & NCDA&CS Counsels to *develop language for waiver of any rules for possible needs as emergency is declared*



# Questions



**SPECIAL REQUESTS**

The commission recognizes the occasional need by districts to make requests for special allocations, approval of payments, exceptions to policies, or other requests under a cost share program that do not fall within the approval authority of Division of Soil and Water Conservation staff.

Districts making special requests of the commission must:

1. Notify the division at least 30 calendar days before the date of the commission meeting.
2. Provide the division all necessary materials for the appropriate section to review the request and document for the commission statutory, administrative code and policy positions.
3. Provide at least one district supervisor to present the district's request. A member of the Commission may not represent their district for any special request before the Commission

Any request made by a district that is outside the bounds of division staff approval authority must follow the procedure hereby established.

**Harris, Pat**

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**From:** Harris, Pat <pat.harris@ncagr.gov>  
**Sent:** Monday, November 02, 2015 9:15 AM  
**To:** District only listserv (SWCDistrictsOnly@lists.ncmail.net)  
**Subject:** [SWCDistrictsOnly] HPAI Update & NCDA&CS biosecurity measures  
**Attachments:** Final HPAI Biosecurity flier 9-28-15.pdf; ATT00001.txt

*Thank you for sharing this email with your district boards....Pat*

Soil & Water Conservation Districts,

North Carolina is currently High Pathogenic Avian Influenza (HPAI) free at last check but the state is under an imminent threat level for this highly contagious poultry disease. To view the national HPAI status ctrl/click [HERE](#).

On behalf of NCDA&CS and the Soil & Water Conservation Commission, I want to thank you and your staff for your continued work to protect the state's number 1 agricultural industry. Poultry has an annual economic impact of \$34.4 million and creates 109,000+ jobs. Over 5,700 families produce poultry and eggs in North Carolina. HPAI has the potential to cause major economic losses for growers, rural communities and the state.

Please note the following:

1. *Biosecurity, Biosecurity, Biosecurity* – while there is little we can do to affect the movement of HPAI through migratory birds, we can help reduce the spread HPAI through human behavior. NCDA&CS staff, including division and ATAC employees, are required to follow the attached biosecurity procedures. I encourage conservation districts to consider adopting similar procedures if supervisors or staff are working on/near poultry operations. For more information about biosecurity ctrl/click [HERE](#) and click the BIOSECURITY tab in middle of page.
2. Source of information - I acknowledge and appreciate districts who have and continue to play a huge role in providing accurate information to growers regarding HPAI. Poultry growers are district clients and will often look to you for assistance, especially in development of their catastrophic loss mortality disposal plans. Onsite composting is the preferred method. To help you guide your growers with mortality planning, ctrl/ click [HERE](#) and click the DISPOSAL INFO and RESOURCES tabs for useful information.
3. Burial site assessments – a big “Thank You” goes to those districts with qualified individuals who are providing pre-incident burial site assessments! We understand this service added to your district's workload and these assessments required a specific soils skill set as outlined by the State Vet's Office and approved the Department of Environmental Quality (ctrl/click [HERE](#)). If a HPAI outbreak occurs, my understanding is that the approved SMEs (Subject Matter Experts made up of licensed soil scientists) will work directly with the producers to implement the mass burial plan and oversee the burial process for HPAI-infected farms.

The Commission encourages all districts to be prepared to serve all poultry growers. Thank you again for your continued support!

Pat

Patricia K. Harris, Director  
Division of Soil & Water Conservation  
NC Dept. of Agriculture & Consumer Services  
1614 Mail Service Center  
Raleigh, NC 27699-1614

(919) 715-6097

<http://www.ncagr.gov/SWC/>

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties.

## Association Report to the Commission

November 18, 2015

### 2016 Annual Meeting Update

Registration for the 2016 Annual Meeting of the North Carolina Association of Soil and Water Conservation Districts opened up the last week in September. The deadline to sign up for the event online is December 1, 2015. Please see the Division website for more information. The meeting will be held at the Sheraton Imperial in Research Triangle Park, NC, January 3-5, 2015.



Association President Manly West has done a lot of work to secure silent auction items and door prizes that will help generate monetary support for the association. A slate of interesting guest speakers is also on tap.

### Fall Area Meetings

Association President Manly West and Executive Director Julie Groce have been attending the Fall Area Meetings around the state in October and November with Division representatives. West provided Annual Meeting updates and encouraged districts to get involved from a leadership and activity level, particularly on a statewide basis. Groce shared legislative information, marketing/promotion updates and service anniversary recognitions.



### Marketing Update: Social Media and Public Relations activities

Julie Groce has revitalized the association Facebook page and opened a new account on Twitter to highlight association activities involving district supervisors and staff. Pictures from all the 2015 Fall Area Meetings are being showcased mostly on Facebook, which includes length of service award winners and special tours or guest speakers. In less than two weeks since its revitalization, the association Facebook page has gained approximately 63 new followers, which is a great response. Within two days of opening

the Twitter page, the association gained 30 followers. We expect the reach to increase with new followers being added weekly as events and activities are promoted.

Below are screen snapshots of the association's Facebook and Twitter pages.

**Twitter page:**



**Facebook page:**



**Newspaper Article Pilot**

Using the Area 3 Fall Meeting as a test for a public relations activity, an article was written and submitted by Julie Groce to a few local newspaper editors to see if this type of story would get picked up. At the time of this writing, the test article was published on October 29<sup>th</sup> in the Chatham News and Chatham Record, which covers Chatham County and surrounding counties. This proves that if an article

is written in an educational and newsworthy format, it is quite possible for it to run in a local paper. This is a simplistic and cost effective public relations tool to educate the public about the importance of soil and water conservation districts. Groce will explore additional cost-effective PR activities moving forward.

Below is the article that ran in the Chatham News and Chatham Journal:

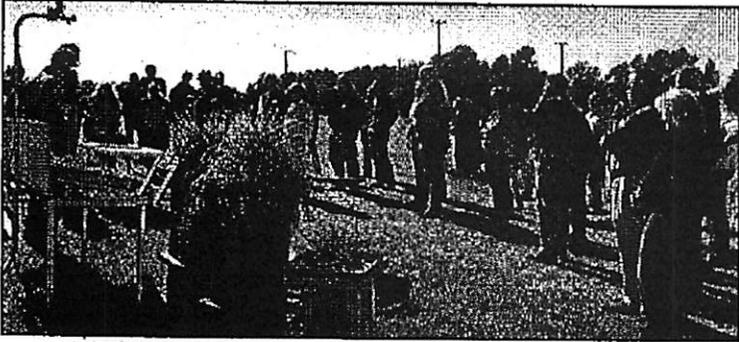
Thursday, October 29, 2015, The Chatham News/Record

## Rain simulator teaches erosion, water management

Soil and water conservation district (SWCD) supervisors and staff members from Area 3, which includes Chatham, Lee, Moore, Randolph, Montgomery, Guilford, Alamance, Orange, Rockingham, Caswell and Person counties, met at the Silk Hope Community Center in Chatham County on Oct. 21 to conduct their annual fall business meeting. Nathan Lowder, district conservationist with the Natural Resources Conservation Service (NRCS) in Albemarle, and Kevin Ogles, grazing land specialist with the NRCS East National Technical Support Center in Greensboro, also provided an educational program by using plant root boxes and a specially designed rainfall simulator.

Participants compared how different soil management methods have varying effects on soil erosion and water infiltration on farms and in urban areas.

There are 96 soil and water conservation districts that cover the 100 counties in North Carolina. Each district works closely with state and federal soil and water conservation agencies and serves an important role in helping to plan and approve soil and water conservation work for rural and urban communities.



### Supervisors, staff meet in Silk Hope . . .

Soil and water conservation district (SWCD) supervisors and staff members from an 11-county area convened at the Silk Hope Community Center in Chatham County on Oct. 21 to conduct their annual fall business meeting and to hear a presentation by Nathan Lowder, district conservationist with the Natural Resources Conservation Service (NRCS) in Albemarle, and Kevin Ogles, grazing land specialist with the NRCS East National Technical Support Center in Greensboro.

#### Half Page Ad for NCDA&CS Magazine

In partnership with the NC Foundation for Soil and Water Conservation, both parties approved a half-page ad that will be in the NC Department of Agriculture and Consumer Services promotional magazine due out January 2016. The magazine will feature North Carolina's diverse agriculture and will be used at promotion functions to educate the public. The ad highlights what soil and water conservation districts do across the state.

**NCDA&CS Magazine Advertisement Draft Sample:**

**North Carolina's 96 Soil and Water Conservation Districts**  
[www.ncagr.gov/SWC/findyourdistrict.html](http://www.ncagr.gov/SWC/findyourdistrict.html)

- Provide technical and financial assistance to landowners
- Advocate for voluntary incentive-based conservation
- Preserve water quality and quantity
- Enhance soil productivity

*Now*



*Left:* Robert Baker Farm in Rockingham District, the state's 2015 Conservation Farm Family

*Below:* Dust Bowl era photo from USDA archives

*and then*



Proud to be the home of the first soil and water conservation district in the country and home to Dr. Hugh Hammond Bennett, the father of modern conservation.

*Supporting North Carolina Agriculture Since 1937*



**North Carolina State Fair SWCD Booth**



The 2015 North Carolina State Fair SWCD booth was a success! Hundreds of people came through to pick up educational materials and see soil classroom demonstrations. Much appreciation goes out to Division and District SWCD supervisors and staff members, as well as other volunteers, for their time and hard work.

## **Association Website**

In the coming weeks, work to update the association's webpage will be underway. Stay tuned!

## **Legislative News**

### **2016 Legislative Breakfast**

Mark your calendars for Tuesday, May 17, from 7 a.m. to 8 a.m. for the annual NCASWCD Legislative Breakfast. The association has received approval to once again use the Legislative Office Building cafeteria for the event. The breakfast will take place from 7 a.m. to 8 a.m. More details to come in the months ahead.

### **NC Farm Act of 2015**

Before recently retired executive director, Dick Fowler, turned over the association business to Julie Groce to oversee, he had been in contact with Rep. Chris Whitmire, who represents Transylvania, Polk and Henderson counties. Rep. Whitmire wanted to insure small farmers not only in his area but across the state had the opportunity to take part in Ag Cost Share (ACSP) and AgWrap programs. Small farmers were concerned about meeting the eligibility of farm tax certification that was raised a couple of years ago. To help broaden eligibility to participate in ACSP and AgWrap, Rep. Whitmire worked with the association to come up with the language for NC House Bill 378 that was introduced in March 2015. The language of the bill stated that farms meeting the criteria as a "bona fide farm" as noted in GS153-A-340(b)(2) would be eligible for the programs. It passed the NC House unanimously but stalled in the NC Senate Ag Committee. We anticipated that the legislation discussion would get picked up again in the 2016 Short Session, but instead the wording was moved to the NC Farm Act of 2015 in September, which was ratified on September 29, 2015, and signed by the governor on September 30, 2015.



**INTERNAL USE ONLY:**  
 Appointed / Elected Seat  
 Current Term: 14-18

**DIVISION OF SOIL AND WATER CONSERVATION**  
 North Carolina Department of Agriculture & Consumer Services  
 1614 Mail Service Center • Raleigh, NC 27699-1614  
 919.733.2302 • www.ncagr.gov/sw/

**RECOMMENDATION FOR APPOINTMENT OF SUPERVISOR**

Complete and submit online through SharePoint; keep original for your file

The supervisors of the Catawba Soil and Water Conservation District of Catawba County, North Carolina have recommended the individual listed below for APPOINTMENT as a district supervisor in accordance with N.C.G.S. 139-7 for a term of office commencing November 18, 2015 and ending December 3, 2018 to fill the expired or un-expired term of James Hardin.

Name of nominee: Steve Killian  
 Address of nominee, City, State, Zip: 382 Pinecrest Dr. NE Hickory NC 28601  
 Email address of nominee: SKillian@embarqmail.com  
 Home phone: 828-256-9142  
 Mobile phone: 82-312-0188  
 Business phone: \_\_\_\_\_  
 Occupation: Retired  
 Age: 64  
 Education: 2yr  
 Positions of leadership NOW held by nominee: Farm Bureau Board, Cattlemen's Board  
 Former occupations or positions of leadership contributing to nominee's qualifications: Cooperative Extension Advisory Board  
 Other pertinent information: \_\_\_\_\_

Is nominee willing to attend a training session within the first year after appointment? Check for "Yes"   
 Has the nominee been contacted to determine their willingness to serve? Check for "Yes"   
 Has the program and purpose of the soil and water conservation district been explained to the nominee? Check for "Yes"   
 Is the nominee willing to attend and participate in local district meetings? Check for "Yes"   
 Is the nominee willing to attend and participate in Area meetings? Check for "Yes"   
 Is the nominee willing to attend and participate in State meetings? Check for "Yes"

**Signatures**

I hereby certify that the board of supervisors considered the Guiding Principles for Supervisor Nomination for Appointment shown on the reverse of this nomination form when selecting the above supervisor candidate for nomination. I also certify that this recommendation has been considered and approved by a majority of the members of the board of supervisors and entered in the official minutes of the board.

x Susie Devine 11-6-15  
 SWCD Chair (or Vice Chair if Chair is being nominated) Date  
 Printed name: Susie Devine

I hereby certify that the above information is true and accurate.

x Stephen Killian 11-6-15  
 Individual recommended for appointment Date  
 Printed name: Stephen Killian



Catawba County Soil and Water Conservation District  
PO Box 389  
Newton, NC 28658  
Phone (828) 465-8950 Fax (828) 465-8953  
[HTTP://WWW.CATAWBACOUNTYNC.GOV/SOILWATER/](http://www.catawbacountync.gov/soilwater/)



August 7, 2015

Soil & Water Conservation Commission

Dear Commission,

After 40 years of serving as a Supervisor on the Catawba Soil & Water Conservation District Board I regret to inform you that I am resigning as of today. I notified the District Board and they have accepted my resignation.

Sincerely,

A handwritten signature in cursive script that reads "James Hardin".

James Hardin



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North Carolina Department of Agriculture & Consumer Services  
1614 Mail Service Center • Raleigh, NC 27699-1614  
919.733.2302 • www.ncagr.gov/sw/

INTERNAL USE ONLY:  
Appointed / Elected Seat  
Current Term: 12-16

RECOMMENDATION FOR APPOINTMENT OF SUPERVISOR  
Complete and submit online through SharePoint; keep original for your file

The supervisors of the DARE Soil and Water Conservation District of DARE County, North Carolina have recommended the individual listed below for APPOINTMENT as a district supervisor in accordance with N.C.G.S. 139-7 for a term of office commencing NOV 2015 and ending DEC 2016 to fill the expired or un-expired term of Jeremy Adams ~~VP~~ ~~VP~~

Name of nominee: Ricki Shepherd  
Address of nominee, City, State, Zip: PO Box 594 Hatteras, NC 27943  
Email address of nominee: ricki@hatteras@aol.com  
Home phone: 252/986-2703  
Mobile phone: \_\_\_\_\_  
Business phone: \_\_\_\_\_  
Occupation: Evening manager Lee Robinson General Store Hatteras  
Age: 63

Education: one year college UNIV of MD.  
Positions of leadership NOW held by nominee: Tax trustee, Hatteras Village Comm Ctr. District  
Former occupations or positions of leadership contributing to nominee's qualifications: President - Hatteras Village Civic Assn., President, Friends of Hatteras Island

Other pertinent information: Involved in Hatteras Village Civic Assn for over 20 yrs, tax trustee at least that long, Appt to outer Banks Scenic Byway Comm in 2003 - still serving.

Is nominee willing to attend a training session within the first year after appointment? Check for "Yes"   
Has the nominee been contacted to determine their willingness to serve? Check for "Yes"   
Has the program and purpose of the soil and water conservation district been explained to the nominee? Check for "Yes"   
Is the nominee willing to attend and participate in local district meetings? Check for "Yes"   
Is the nominee willing to attend and participate in Area meetings? Check for "Yes"  if available  
Is the nominee willing to attend and participate in State meetings? Check for "Yes"  " "

Signatures  
I hereby certify that the board of supervisors considered the Guiding Principles for Supervisor Nomination for Appointment shown on the reverse of this nomination form when selecting the above supervisor candidate for nomination. I also certify that this recommendation has been considered and approved by a majority of the members of the board of supervisors and entered in the official minutes of the board.

x [Signature] 10.7.15  
SWCD Chair (or Vice Chair if Chair is being nominated) Date  
Printed name: \_\_\_\_\_

I hereby certify that the above information is true and accurate.  
x Ricki Shepherd 10-26-15  
Individual recommended for appointment Date  
Printed name: Ricki Shepherd



INTERNAL USE ONLY:  
 Appointed / Elected Seat  
 Current term: 12-16

DIVISION OF SOIL AND WATER CONSERVATION  
 North Carolina Department of Agriculture & Consumer Services  
 1614 Mail Service Center • Raleigh, NC 27699-1614  
 919.733.2302 • www.ncagr.gov/sw/

**RECOMMENDATION FOR APPOINTMENT OF SUPERVISOR**

Complete and submit online through SharePoint; keep original for your file

The supervisors of the Dare Soil and Water Conservation District of Dare County, North Carolina have recommended the individual listed below for APPOINTMENT as a district supervisor in accordance with N.C.G.S. 139-7 for a term of office commencing NOV 2015 and ending DEC 2016 to fill the expired or un-expired term of Ann Daisey PAF

Name of nominee: Erin Fleckenstein  
 Address of nominee, City, State, Zip: 188 Meekins Dr. Manteo NC 27954  
 Email address of nominee: erinf@nccoast.org  
 Home phone: 252 222 8101  
 Mobile phone: \_\_\_\_\_  
 Business phone: 252 473 1607  
 Occupation: Coastal Scientist & Regional Manager  
 Age: 35  
 Education: M.S. Marine Biology B.S. Marine & Freshwater Biology  
 Positions of leadership NOW held by nominee: Regional Manager, Statewide Coordinator of Outer Banks Committee  
 Former occupations or positions of leadership contributing to nominee's qualifications: \_\_\_\_\_  
 Other pertinent information: Seacoast Land Trust

Is nominee willing to attend a training session within the first year after appointment? Check for "Yes"   
 Has the nominee been contacted to determine their willingness to serve? Check for "Yes"   
 Has the program and purpose of the soil and water conservation district been explained to the nominee? Check for "Yes"   
 Is the nominee willing to attend and participate in local district meetings? Check for "Yes"   
 Is the nominee willing to attend and participate in Area meetings? Check for "Yes"   
 Is the nominee willing to attend and participate in State meetings? Check for "Yes"

**Signatures**

I hereby certify that the board of supervisors considered the Guiding Principles for Supervisor Nomination for Appointment shown on the reverse of this nomination form when selecting the above supervisor candidate for nomination. I also certify that this recommendation has been considered and approved by a majority of the members of the board of supervisors and entered in the official minutes of the board.

x [Signature] 10.7.15  
 SWCD Chair (or Vice Chair if Chair is being nominated) Date  
 Printed name: \_\_\_\_\_

I hereby certify that the above information is true and accurate.

x [Signature] 11/2/15  
 Individual recommended for appointment Date  
 Printed name: Erin Fleckenstein

**ATTACHMENT 7A**

---

**Ann Daisey**  
208 S. Cuttysark Lane  
Nags Head, NC 27959  
252-305-5906  
awunderly2@gmail.com

9th October 2015

To Whom it may concern:

Please accept this letter as my formal notice of resignation as Board Supervisor for the Dare Soil and Water Conservation District effective October, 9, 2015. I thoroughly enjoyed my time and service for the District. If I can be of further assistance, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read 'Ann Daisey', with a stylized, flowing script.

**Ann Daisey**



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INTERNAL USE ONLY:  
 Appointed / Elected Seat  
 Current Term: 12-16

**RECOMMENDATION FOR APPOINTMENT OF SUPERVISOR**

Complete and submit online; keep original for your file

The supervisors of the WAKE Soil and Water Conservation District of WAKE County, North Carolina have recommended the individual listed below for APPOINTMENT as a district supervisor in accordance with N.C.G.S. 139-7 for a term of office commencing OCTOBER 2015 and ending DECEMBER 2016 to fill the expired or un-expired term of WILLIAM COLE. Nov 2015  
FAF

Name of nominee: DAVID ADAMS  
 Address of nominee, City, State, Zip: 2624 Broad Street, Holly Springs, NC 27540  
 Email address of nominee: dadams@UnionBankNC.com  
 Home phone: 919-577-9979  
 Mobile phone: \_\_\_\_\_  
 Business phone: \_\_\_\_\_  
 Occupation: Banking Professional / Farm Owner  
 Age: 48  
 Education: MBA from East Carolina University, BA from UNC  
 Positions of leadership NOW held by nominee: Associate Board Member of Wake SWCD  
 Former occupations or positions of leadership contributing to nominee's qualifications: Voluntary Agricultural District Program participant  
 Other pertinent information: Has supported and been involved with Wake SWCD for over 12 years

- Is nominee willing to attend a training session within the first year after appointment? Check for "Yes"
- Has the nominee been contacted to determine their willingness to serve? Check for "Yes"
- Has the program and purpose of the soil and water conservation district been explained to the nominee? Check for "Yes"
- Is the nominee willing to attend and participate in local district meetings? Check for "Yes"
- Is the nominee willing to attend and participate in Area meetings? Check for "Yes"
- Is the nominee willing to attend and participate in State meetings? Check for "Yes"

**Signatures**

I hereby certify that the board of supervisors considered the Guiding Principles for Supervisor Nomination for Appointment shown on the reverse of this nomination form when selecting the above supervisor candidate for nomination. I also certify that this recommendation has been considered and approved by a majority of the members of the board of supervisors and entered in the official minutes of the board.

X Thomas R Dean 9-22-15  
 SWCD Chair (or Vice Chair if Chair is being nominated) Date  
 Printed name: Thomas Dean

I hereby certify that the above information is true and accurate.  
 X David Adams 9-22-15  
 Individual recommended for appointment Date  
 Printed name: David Adams

**ATTACHMENT 7A**

**31 August, 2015**

**William Cole  
Wake SWCD Board of Directors  
104 McCloud Ct.  
Cary, NC 27511**

**Ms. Dale Threatt-Taylor  
Wake County Soil & Water Conservation District  
4001D Carya Drive  
Raleigh, NC 27610**

**Dale;**

**It is unfortunate, but declining health dictates that I must tender my resignation from the Wake County Soil & Water Conservation Board of Supervisors. It has been a joy working with my fellow Board members and the conservation staff. I will still be providing technical support to the State association, and hope that our paths will again cross in the future.**

**I wish you all the best in your future endeavors, and please don't hesitate to contact me if there is anything I can do to help the district.**

**All the best;**

  
**William Cole**

**Cc: Thomas Dean**

**ATTACHMENT 7B**

**NC Cost Share Programs Supervisor Contracts  
Soil and Water Conservation Commission**

<b>County</b>	<b>Contract Number</b>	<b>Supervisor Name</b>	<b>BMP</b>	<b>Contract Amount</b>	<b>Comments</b>
Scotland	83-2016-002	Edward Carmichael	lagoon closure	\$13,396	
Tyrrell	89-2016-005	Wesley Hopkins	cover crop	\$468	
Orange	68-2016-002	Roger Tate, Tate Inc	grassed waterway, field border	\$2,553	
Person	73-2016-009	Russell Horton	diversion, field border	\$1,241	
Edgecombe	33-2016-002	Joe Suggs	cropland conversion to grass	\$8,100	
Orange	01-2016-011	Roger Tate, Tate Inc	grassed waterway, land smoothing	\$690	supervisor in Orange, contract in Alamance

Total Number of Supervisor Contracts: 6

Total           \$           **26,448**

NCDA&CS  
DSWC

NC -CSPs-1B  
(11/2012)

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil and Water District Supervisor, for the Orange Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program: ACSP

Best management practice: Grassed Waterway, Land Smoothing

Contract number:01-2016-011-02

Contract amount: \$690.00

Score on priority ranking sheet: 35

Cost Share Rate :75 % If different than 75%, please list % percent:

Reason:

Relative rank (e.g., ranked 8th out of 12 projects considered): 3rd out of 3 projects considered

Were any higher or equally ranked contracts denied? No

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

Supervisor name: Roger Tate

JATB inc by JATB  
(District Supervisor's signature)

11/2/15  
Date

Approved by:

[Signature]  
(District Chairperson's signature)

11-2-15  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil and Water District Supervisor, for the Edgecombe Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program: NC Agriculture Cost Share Program

Best management practice: Cropland Conversion

Contract number: 33-2016-002

Contract amount: \$8,100.00

Score on priority ranking sheet: 1015

Cost Share Rate : 90 % If different than 75%, please list % percent:

Reason: Enhanced Voluntary Agriculture District

Relative rank (e.g., ranked 8th out of 12 projects considered): 3<sup>rd</sup> of 5 applications

Were any higher or equally ranked contracts denied? NO

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

Supervisor name: Joe Suggs

*Joseph A. Suggs*  
(District Supervisor's signature)

10-30-15  
Date

Approved by:

*TC Chapman*  
(District Chairperson's signature)

10/30/2015  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.

NCDA&CS  
DSWC

NC -CSPs-1B  
(11/2012)

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil and Water District Supervisor, for the Orange Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program:

Best management practice: Grassed Waterway, FieldBorder

Contract number: 68-2016-002 Contract amount: \$ 2,553

Score on priority ranking sheet: 495

Cost Share Rate : % If different than 75%, please list % percent:  
Reason:

Relative rank (e.g., ranked 8th out of 12 projects considered): 2nd out of 5 projects

Were any higher or equally ranked contracts denied? No

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

Supervisor name: Roger Tate Tate Inc

[Signature]  
(District Supervisor's signature)

10/26/15  
Date

Approved by:  
[Signature]  
(District Chairperson's signature)

10/26/15  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.

NCDA&CS  
DSWC

NC -CSPs-1B  
(11/2012)

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil and Water District Supervisor, for the Person Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program: ACSP

Best management practice: Diversion & Field Border

Contract number: 73-2016-009 Contract amount: \$ 1,241.00

Score on priority ranking sheet: 400

Cost Share Rate : 75% If different than 75%, please list % percent:  
Reason:

Relative rank (e.g., ranked 8th out of 12 projects considered): 5th of 6

Were any higher or equally ranked contracts denied? NO

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

Supervisor name:

Russell G. Horton  
(District Supervisor's signature)

10-8-15  
Date

Approved by:

B. L. White  
(District Chairperson's signature)

10-26-15  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.

## ADDENDUM TO APPLICATION FOR ASSISTANCE NORTH CAROLINA COMMISSION COST SHARE PROGRAMS

As a Soil and Water District Supervisor, for the Scotland Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program: ACSP

Best management practice: Inactive Lagoon Closure

Contract number: 83-16-002-08

Contract amount: \$ 13,396.00

Score on priority ranking sheet: 75

Cost Share Rate : 75 % If different than 75%, please list % percent:  
Reason:

Relative rank (e.g., ranked 8th out of 12 projects considered): 1

Were any higher or equally ranked contracts denied? no

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

---

Supervisor name: Edward Carmichael

Edward Carmichael  
(District Supervisor's signature)

9/10/15  
Date

Approved by:

[Signature]  
(District Chairperson's signature)

9/10/15  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil and Water District Supervisor, for the Tyrrell Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program: NCACSP

Best management practice: Cover Crop

Contract number: 89-2016-005

Contract amount: \$468.00

Score on priority ranking sheet:

Cost Share Rate : % If different than 75%, please list % percent: 100%

Reason: Incentive Program

Relative rank (e.g., ranked 8th out of 12 projects considered): 5<sup>th</sup> out of 5

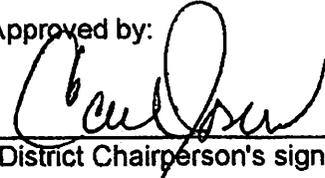
Were any higher or equally ranked contracts denied? No

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

Supervisor name: Wesley Hopkins

  
(District Supervisor's signature)

10-21-15  
Date

Approved by:   
(District Chairperson's signature)

10-21-15  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.

NC Cost Share Programs Supervisor Contracts  
Soil and Water Conservation Commission

County	Contract Number	Supervisor Name	BMP	Contract Amount	Comments
Warren	93-2016-008	Charles Lynch	grassed waterways, cropland conversion to grass	\$26,585	
Davie	30-2016-002	Arnold Weatherman	well	\$6,651	
Pamlico	69-2016-004	Elbert Lee	cropland conversion to grass	\$2,698	
Pamlico	69-2016-006	Elbert Lee	precision ag chemical application	\$2,250	

Total Number of Supervisor Contracts: 4

Total \$ 38,184

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil and Water District Supervisor, for the DAVIE Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program: NC ACS P

Best management practice: well

Contract number: 30-2016-002 Contract amount: \$ 6,651

Score on priority ranking sheet: 40

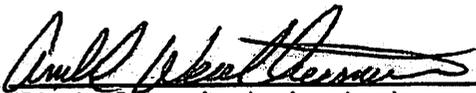
Cost Share Rate : 75% If different than 75%, please list % percent:  
Reason:

Relative rank (e.g., ranked 8th out of 12 projects considered): 3<sup>rd</sup> out of 5 projects

Were any higher or equally ranked contracts denied? no

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

Supervisor name: Arnold Weatherman

  
(District Supervisor's signature)

11-5-15  
Date

Approved by:

  
(District Chairperson's signature)

11/9/15  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.

ATTACHMENT 7B- Blue Sheet

NCDA&CS  
DSWC

NC -CSPs-1B  
(11/2012)

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil and Water District Supervisor, for the Pamlico Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program: Ag Cost Share

Best management practice: Cropland Conversion

Contract number: 69-2016-004

Contract amount: \$ 2698

Score on priority ranking sheet: 35

Cost Share Rate : 75 % If different than 75%, please list % percent:  
Reason:

Relative rank (e.g., ranked 8th out of 12 projects considered): 1 of four

Were any higher or equally ranked contracts denied? No

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

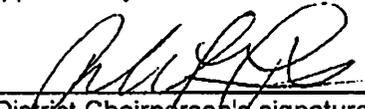
---

Supervisor name: Elbert Lee

  
\_\_\_\_\_  
(District Supervisor's signature)

11-5-15  
\_\_\_\_\_  
Date

Approved by:

  
\_\_\_\_\_  
(District Chairperson's signature)

11-5-15  
\_\_\_\_\_  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.

NCDA&CS  
DSWC

NC -CSPs-1B  
(11/2012)

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil and Water District Supervisor, for the Pamlico Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program: Ag. Cost Share

Best management practice: Precision AgChem App.  
Contract number: 69-2016-006

Contract amount: \$2250

Score on priority ranking sheet:

Cost Share Rate : 75% If different than 75%, please list % percent:  
Reason:

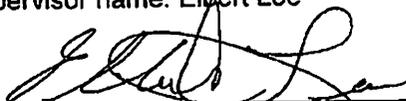
Relative rank (e.g., ranked 8th out of 12 projects considered): 55

Were any higher or equally ranked contracts denied? No

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

---

Supervisor name: Elbert Lee

  
(District Supervisor's signature)

11-5-15  
Date

Approved by:

  
(District Chairperson's signature)

11-5-15  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil and Water District Supervisor, for the Warren Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program: ACSP / *Impaired Impacted / AS*

Best management practice: *Grassed* waterways & cropland conversion to grass

Contract number: 93-2016-008 Contract amount: \$ 26,585

Score on priority ranking sheet: 275

Cost Share Rate : 75 % If different than 75%, please list % percent:  
Reason:

Relative rank (e.g., ranked 8th out of 12 projects considered): *1<sup>st</sup> out of 5*

Were any higher or equally ranked contracts denied? No

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

Supervisor name: Charles Lynch

*Charles Lynch*  
(District Supervisor's signature)

11/10/2015  
Date

Approved by:

*Ronald Kisha*  
(District Chairperson's signature)

11/10/2015  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.



## Technical Specialist Designation Recommendations

November 18, 2015

1. The Soil and Water Conservation Commission has authority to designate water quality technical specialists based upon specific criteria and procedures (02 NCAC 59G). This authority extends to individuals who have been assigned approval authority by USDA NRCS, NC Cooperative Extension, Department of Agriculture & Consumer Services and the Division. District staff is assigned the approval authority by the USDA NRCS. This process allows for each agency personnel to ensure an employee not only has completed the training requirements, but has also demonstrated proficiency prior to obtaining a technical specialist designation.

Mr. Michael Shepherd, DSWC Environmental Senior Specialist, has requested to be designated technical specialist for the Waste Utilization Planning/Nutrient Management category. He has successfully completed the required training and their technical competency has been verified by DSWC staff. Therefore I recommend this designation for approval.

2. The Soil and Water Conservation Commission has authority to designate water quality technical specialists based upon specific criteria and procedures (02 NCAC 59G. 0101). Individuals who are not employees of the approved agencies or who are professional engineers must submit a completed application to seek designation.

The Division has received an application from Adam Lassiter requesting designation for the following category:

Waste Utilization Planning/Nutrient Management (WUP/NM)

Pursuant to the education, experience and training requirements of this rule,

I recommend the Commission approve Mr. Lassiter designation request.

## Agricultural Water Collection and Reuse System

### Definition/Purpose

Construct an agricultural water management and/or collection system for water reuse or irrigation for agricultural operations. These systems may include any of the following: water storage tanks, pumps, water control structures, and/or water conveyances. Benefits may include reduced demand on the water supply by reuse and decrease withdrawal from existing water supplies.

### Policies

1. The system shall be for agricultural use.
2. The system must be certified by a professional engineer or an individual with appropriate job approval authority.
3. Cost share for this practice may include components necessary to collect and store water for reuse. Components may include pumping and piping for transfer from a collection pond/tank to a storage pond/tank. Irrigation equipment is not eligible for this practice.
4. Water from this system shall be used for irrigation, washing, cooling and other non-potable agricultural purposes, unless capturing and recirculating from an existing aquaculture system.
5. This practice is not intended to be used to supply drinking water for humans or livestock. In cases of emergency, exceptions may be made for watering livestock. Refer to policy 6 for more information.
6. If applicable, livestock shall be excluded from the collection structure. In cases of emergency, cooperators may contact their district and request a temporary exception. Duration of exception will be determined by the district and supporting notes will be included in the contract file. Emergencies may be defined as power outages, pump failures, extreme periods of drought and/or depletion or contamination of the existing water source.
- ~~7. Costs are based on the average cost list. Additional components can be added by the request of the designer.~~
- 8-7. Operation and Maintenance Plan is required.
- 9-8. Cooperators are responsible for obtaining and complying with all required permits.
- 10-9. Minimum life of BMP is 10 years.
- 11-10. The District shall inspect the site annually during the first five years of the maintenance period.

### Standards

North Carolina NRCS Technical Guide, Section IV, Code 558 (Roof Runoff Structure), National NRCS Technical Guide, Section IV, Code 636 (Water Harvesting Catchment).

## Agricultural Pond Repair/Retrofit

### Definition/Purpose

Repair, ~~or~~ retrofit or expansion of existing agricultural pond systems. Benefits may include water supply, erosion control, flood control, and sediment and nutrient reductions from farm fields.

### Policies

1. The pond shall be for agricultural use.
2. For projects involving dam, spillway, or overflow pipe upgrades:
  - a. The design and final repair/retrofit/expansion must be certified by a professional engineer or an individual with appropriate job approval authority.
  - b. Cost share will be based on actual cost with receipts required not to exceed the cap, for repair/retrofit/expansion plus engineering costs, if applicable.
3. The pond repair must be designed to the references below based on its hazard classification:
  - a. For excavated ponds in which the depth of water is less than 3 feet at the auxiliary spillway elevation, the pond will be designed in accordance with the NRCS Standard 378.
  - b. Low Hazard Classification – All designs must meet *either* NRCS Standard 378 (Pond) *or* the NC Dam Safety Law (15A NCAC 02K .0100) regardless of if they fall under the Dam Safety Permitting Requirements. The design components may not be mixed within the two standards. A modified Emergency Action Plan shall be completed for all repairs for low hazard class structures.
  - c. Intermediate Hazard Classification – All designs for repairs must meet the NC Dam Safety Law (15A NCAC 02K .0100) regardless of if they fall under the Dam Safety Permitting Requirements.
    - i. An Emergency Action Plan shall be completed for all repairs for intermediate hazard class structures.
    - ii. If pond was originally designed to meet low hazard class standards and now classed as intermediate hazard then,
      1. For intermediate repairs where principle spillway has to be removed then design to state dam safety law.
      2. For intermediate repairs where the existing principle spillway can be repaired, the minimum design shall be such that the auxiliary spillway is only activated once every 10 years and the auxiliary spillway shall be designed to pass the dam safety intermediate hazard class criteria.
  - d. High Hazard Classification – All designs must meet NC Dam Safety Law (15A NCAC 02K .0100).
4. While it is encouraged that all existing structures be upgraded to meet current standards when there is construction on the structure, it is not automatically required. For excavated and structures with a low hazard classification, the engineer shall make a determination on the need for structural upgrades and repairs during an evaluation of the overall system.

## Agricultural Water Resources Assistance Program

5. Operation and Maintenance Plan is required. For existing excavated ponds and those with low hazard classification, trees six inches in diameter or greater can remain in the embankment if they are not dead or unhealthy, and if they are located such that they could not pose structural damage to pipes, or spillway structures etc. All other trees, shrubs and woody vegetation shall be removed as noted in the Operation and Maintenance Plan.

It is the producer's responsibility to ensure the entire structure is maintained for the life of the contract (10 yrs.). In the event the landowner chooses not to act on deficiencies noted by the engineer and the structure fails, the landowner is not eligible for additional cost share and will be responsible for repairing the structure at their expense or repayment of cost share funds based on a prorated amount.

6. Livestock shall be excluded from the pond. In cases of emergency, cooperators may contact their district and request a temporary exception. Duration of exception will be determined by the district and supporting notes will be included in the contract file. Emergencies may be defined as power outages, pump failures, extreme periods of drought and/or depletion or contamination of the existing water source.
7. Ponds for irrigation only, without livestock access, do not require fencing.
8. Gallons of agricultural water storage increase or protected is required on the contract.
9. Cooperators are responsible for obtaining and complying with all required permits.
10. Minimum life of BMP is 10 years.
11. If the pond is no longer used for agriculture during the maintenance period, the cost share contract shall be considered out of compliance.
12. The District shall inspect the site annually during the maintenance period.

12-13. For an individual pond, cooperators are eligible to receive cost share assistance for either the Agricultural Pond Repair/Retrofit or the Agricultural Pond Sediment Removal BMP, but not both.

### **Standards**

North Carolina NRCS Technical Guide, Section IV, Code #378 (Pond), Code #402. (Dam), NC Dam Safety Law (15A NCAC 02K .0100)

## Agricultural Pond Sediment Removal

### Definition/Purpose

Remove sediment from existing agricultural ponds to increase water storage capacity. Benefits may include water supply, erosion control, flood control, and sediment and nutrient reductions from farm fields.

### Policies

1. The pond shall be for agricultural use.
2. A sediment removal plan shall be developed to ensure proper sediment removal, maintaining stable side slopes and protecting the dam. This plan must be developed by a professional engineer or staff with appropriate job approval authority.
3. For projects involving removal of accumulated sediment only:
  - a. No activities that may threaten the integrity of the dam; no removal of sediment from the face, base, or vicinity of the dam; and no deposition of spoil on the dam shall be permitted.
  - b. An assessment of sediment sources and options for minimizing sedimentation shall be provided to the cooperator.
  - c. Cost share will be based on actual cost with receipts required not to exceed the cap.
4. Gallons of agricultural water storage increase or protected is required on the contract.
5. Cooperators are responsible for obtaining and complying with all required permits.
6. Minimum life of BMP is 1year. Cooperators are ineligible to reapply for assistance for this practice for this pond for a period of 10 years; unless the sedimentation is occurring due to no fault of the cooperator.
7. For an individual pond, cooperators are eligible to receive cost share assistance for either the Agricultural Pond Repair/Retrofit or the Agricultural Pond Sediment Removal BMP, but not both.

### Standards

North Carolina NRCS Technical Guide, Section IV, Code #378 (Pond)

County	FY2016 BMP funds requested for all AgWRAP BMPs	AgWRAP (AG) Allocation Proposed
ALAMANCE	\$ 10,000	\$ 6,731
ALEXANDER	\$ 27,500	\$ 5,000
ALLEGHANY	\$ 9,000	\$ 5,000
ANSON	\$ 120,000	\$ 5,000
ASHE	\$ 16,000	\$ 5,182
AVERY	\$ 25,652	\$ 5,000
BEAUFORT	\$ 90,000	\$ 5,352
BERTIE	\$ 100,000	\$ 8,162
BLADEN	\$ 40,000	\$ 13,464
BRUNSWICK	\$ 24,500	\$ 5,000
BUNCOMBE	\$ 60,000	\$ 7,982
BURKE	\$ 30,000	\$ 5,000
CABARRUS	\$ 5,000	\$ 5,000
CALDWELL	\$ 27,000	\$ 5,000
CAMDEN	\$ -	\$ -
CARTERET	\$ 5,000	\$ 5,000
CASWELL	\$ -	\$ -
CATAWBA	\$ 25,000	\$ 11,713
CHATHAM	\$ 155,000	\$ 6,119
CHEROKEE	\$ 82,500	\$ 5,000
CHOWAN	\$ 20,000	\$ 5,000
CLAY	\$ 125,000	\$ 5,000
CLEVELAND	\$ 33,000	\$ 7,099
COLUMBUS	\$ 80,000	\$ 7,238
Craven	\$ 23,000	\$ 5,000
CUMBERLAND	\$ 14,000	\$ 7,246
CURRITUCK	\$ -	\$ -
DARE	\$ -	\$ -
DAVIDSON	\$ -	\$ -
DAVIE	\$ -	\$ -
DUPLIN	\$ 260,000	\$ 25,196
DURHAM	\$ 119,600	\$ 9,771
EDGECOMBE	\$ 30,000	\$ 6,391
FORSYTH	\$ 20,000	\$ 10,379
FRANKLIN	\$ 95,000	\$ 5,763
GASTON	\$ 94,722	\$ 7,298
GATES	\$ 25,000	\$ 5,000
GRAHAM	\$ 5,500	\$ 5,000
GRANVILLE	\$ 10,000	\$ 6,034
GREENE	\$ 28,500	\$ 5,330
GUILFORD	\$ 95,000	\$ 11,419
HALIFAX	\$ 60,000	\$ 6,904

County	FY2016 BMP funds requested for all AgWRAP BMPs	AgWRAP (AG) Allocation Proposed
HARNETT	\$ 11,000	\$ 8,053
HAYWOOD	\$ 163,000	\$ 5,000
HENDERSON	\$ 275,000	\$ 5,000
HERTFORD	\$ 120,000	\$ 5,000
HOKE	\$ 70,000	\$ 5,000
HYDE	\$ -	\$ -
IREDELL	\$ 75,000	\$ 9,006
JACKSON	\$ 41,500	\$ 5,000
JOHNSTON	\$ 350,200	\$ 16,007
JONES	\$ 11,000	\$ 5,000
LEE	\$ 41,500	\$ 5,000
LENOIR	\$ -	\$ -
LINCOLN	\$ 48,000	\$ 7,936
MACON	\$ 40,000	\$ 5,000
MADISON	\$ 24,000	\$ 5,000
MARTIN	\$ 24,000	\$ 5,000
MCDOWELL	\$ 12,500	\$ 5,000
MECKLENBURG	\$ 59,000	\$ 17,677
MITCHELL	\$ 21,500	\$ 5,000
MONTGOMERY	\$ 33,000	\$ 5,000
MOORE	\$ 32,000	\$ 5,975
NASH	\$ 145,000	\$ 9,482
NEW HANOVER	\$ -	\$ -
NORTHAMPTON	\$ 37,500	\$ 5,000
ONSLOW	\$ 85,000	\$ 5,242
ORANGE	\$ 44,500	\$ 5,856
PAMLICO	\$ 50,000	\$ 5,000
PASQUOTANK	\$ -	\$ -
PENDER	\$ 35,000	\$ 7,367
PERQUIMANS	\$ 15,000	\$ 5,000
PERSON	\$ 45,000	\$ 5,000
PITT	\$ 90,000	\$ 8,709
POLK	\$ 39,000	\$ 5,000
RANDOLPH	\$ -	\$ -
RICHMOND	\$ 99,500	\$ 5,000
ROBESON	\$ 85,000	\$ 25,351
ROCKINGHAM	\$ 90,000	\$ 7,223
ROWAN	\$ 37,326	\$ 9,533
RUTHERFORD	\$ 130,000	\$ 5,000
SAMPSON	\$ 250,000	\$ 20,881
SCOTLAND	\$ -	\$ -
STANLY	\$ 37,500	\$ 5,000

County	FY2016 BMP funds requested for all AgWRAP BMPs	AgWRAP (AG) Allocation Proposed
STOKES	\$ 10,000	\$ 5,000
SURRY	\$ 40,000	\$ 7,409
SWAIN	\$ 24,000	\$ 5,000
TRANSYLVANIA	\$ -	\$ -
TYRRELL	\$ -	\$ -
UNION	\$ 15,000	\$ 12,926
VANCE	\$ 6,000	\$ 5,000
WAKE	\$ 168,000	\$ 16,625
WARREN	\$ -	\$ -
WASHINGTON	\$ -	\$ -
WATAUGA	\$ 15,000	\$ 5,000
WAYNE	\$ 35,900	\$ 11,738
WILKES	\$ 60,215	\$ 6,525
WILSON	\$ 6,000	\$ 5,124
YADKIN	\$ 177,500	\$ 5,697
YANCEY	\$ 60,000	\$ 5,000
TOTALS	\$ 5,375,615	\$ 616,113

FY2016 AgWRAP BMP Appropriation	\$ 830,875
Rollover funds from PY2013, 2014 and 2015 contracts	\$ 538,264
Total available funds	\$ 1,369,139
Funds available for competitive regional application allocation (55%)	\$ 753,026
Funds available for district allocation (45%)	\$ 616,113

**Regional Allocation Repair Request (Supervisor Contract)**

The division is requesting approval of allocation of \$10,000 to the Cleveland district to support an AgWRAP repair contract for contract 23-2012-801. This is a supervisor contract, so the request also includes approval of the supervisor contract. This pond was installed, and payment was issued on 5/14/2014, but the pond has never filled. The district has requested allocation from the regional allocation pool for a repair contract to implement additional measures to enable the pond to fill. The repair contract will be in accordance with the repairs policy in the Cost Share Programs Manual.

NCDA&CS  
DSWC

NC -CSPs-1B  
(11/2012)

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil and Water District Supervisor, for the Cleveland Soil and Water Conservation District, I have applied for, or stand to benefit\* from, a contract under a commission cost share program. I did not vote on the approval or denial of the application or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices.

Program: ACSP

Best management practice: Ag Pond Repair

Contract number: Original # 23-2012-801

Contract amount: \$6,000

Score on priority ranking sheet: N/A

Cost Share Rate : 90% If different than 75%, please list % percent:  
Reason: new farmer

Relative rank (e.g., ranked 8th out of 12 projects considered): N/A pond repair for previous contract

Were any higher or equally ranked contracts denied?

If yes, give an explanation as to why the supervisor's contract was approved over the other contracts:

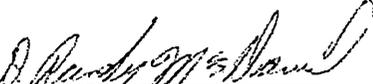
N/A

Supervisor name: Sherri Greene

  
(District Supervisor's signature)

9/10/15  
Date

Approved by:

  
(District Chairperson's signature)

9-10-15  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.

## Delegation of Authority to Allocate Regional AgWRAP Funds for Repair Contracts

The division is requesting the Commission to delegate authority to the division to allocate funds from the regional allocation pool (if funds are available) to districts as needed to enable them to develop repair contracts only for pond originally contracted BMP projects originally funded from the regional pool. This delegation ~~would~~ may enable more timely response to needed repairs. The delegation would be similar to previously delegated authority whereby the division allocates funds from the regional pool for new projects as funds become available due to cancellations.

**Delegation of Authority to Allocate Regional AgWRAP Funds for Repair Contracts**

The division is requesting the Commission to delegate authority to the division to allocate funds from the regional allocation pool (if funds are available) to districts as needed to enable them to develop repair contracts for pond projects originally funded from the regional pool. This delegation would enable more timely response to needed repairs. The delegation would be similar to previously delegated authority whereby the division allocates funds from the regional pool for new projects as funds become available due to cancellations.

# ATTACHMENT 9

## FY2016 Community Conservation Assistance Program Allocation

County	PY2016 BMP funds requested (CC - state appropriated funds)	Technical assistance funds requested	Education and outreach funds requested	PY2016 BMP funds allocated November 2015 (CC - state appropriated funds)
ALAMANCE	\$ 6,000	\$ -	\$ -	\$5,837
ALEXANDER	\$ 14,500	\$ -	\$ 1,000	\$5,266
ALLEGHANY	\$ 5,000	\$ 5,000	\$ 1,500	\$2,487
ANSON	\$ 1,000	\$ -	\$ -	\$1,000
ASHE		\$ -	\$ -	\$0
AVERY	\$ 11,280	\$ -	\$ -	\$3,540
BEAUFORT	\$ 6,500	\$ -	\$ -	\$2,545
BERTIE		\$ -	\$ -	\$0
BLADEN		\$ -	\$ -	\$0
BRUNSWICK	\$ 30,000	\$ -	\$ -	\$3,979
BUNCOMBE	\$ 68,900	\$ 10,000	\$ 3,000	\$5,310
BURKE	\$ 25,000	\$ -	\$ -	\$5,632
CABARRUS	\$ 42,000	\$ 10,000	\$ 1,000	\$5,617
CALDWELL	\$ 25,000	\$ 2,500	\$ -	\$5,310
CAMDEN	\$ 1,500	\$ -	\$ -	\$1,500
CARTERET	\$ 30,000	\$ -	\$ -	\$4,096
CASWELL		\$ -	\$ -	\$0
CATAWBA	\$ 8,000	\$ -	\$ -	\$6,129
CHATHAM	\$ 27,000	\$ 2,000	\$ 1,500	\$5,354
CHEROKEE	\$ 3,500	\$ -	\$ -	\$2,619
CHOWAN		\$ -	\$ -	\$0
CLAY	\$ 10,000	\$ 1,500	\$ 1,500	\$3,657
CLEVELAND	\$ 2,000	\$ -	\$ -	\$1,975
COLUMBUS	\$ 7,000	\$ -	\$ -	\$1,902
Craven	\$ 1,000	\$ -	\$ -	\$1,000
CUMBERLAND		\$ -	\$ -	\$0
CURRITUCK	\$ 1,500	\$ -	\$ -	\$1,500
DARE	\$ 20,000	\$ -	\$ 10,000	\$2,399
DAVIDSON	\$ 10,000	\$ 1,000	\$ 500	\$5,296
DAVIE	\$ 2,500	\$ 500	\$ 500	\$2,470
DUPLIN		\$ -	\$ -	\$0
DURHAM	\$ 50,000	\$ 12,500	\$ -	\$6,817
EDGECOMBE	\$ 7,210	\$ -	\$ -	\$3,496
FORSYTH	\$ 60,000	\$ 24,000	\$ 5,000	\$5,573
FRANKLIN		\$ -	\$ -	\$0
GASTON	\$ 15,450	\$ -	\$ -	\$5,705
GATES		\$ -	\$ -	\$0
GRAHAM		\$ 500	\$ 1,000	\$0
GRANVILLE		\$ -	\$ -	\$0
GREENE	\$ 3,000	\$ -	\$ -	\$1,500
GUILFORD	\$ 35,000	\$ -	\$ 20,000	\$6,027
HALIFAX	\$ 20,000	\$ -	\$ -	\$1,770
HARNETT	\$ 3,000	\$ -	\$ -	\$2,971
HAYWOOD	\$ 20,000	\$ 2,500	\$ 600	\$4,476
HENDERSON	\$ 30,000	\$ 25,000	\$ 20,000	\$5,837
HERTFORD	\$ 25,500	\$ -	\$ -	\$1,500
HOKE		\$ -	\$ -	\$0
HYDE	\$ 5,000	\$ 13,000	\$ -	\$1,814
IREDELL		\$ -	\$ -	\$0
JACKSON	\$ 12,500	\$ -	\$ -	\$3,394
JOHNSTON	\$ 16,480	\$ -	\$ -	\$4,564
JONES	\$ 162,000	\$ 1,670	\$ 530	\$1,507
LEE	\$ 3,000	\$ -	\$ -	\$2,975
LENOIR	\$ 10,500	\$ -	\$ -	\$2,224
LINCOLN		\$ -	\$ -	\$0
MACON	\$ 3,000	\$ -	\$ -	\$2,980
MADISON	\$ 12,000	\$ -	\$ -	\$3,101
MARTIN	\$ 7,500	\$ -	\$ -	\$1,500
MCDOWELL	\$ 15,000	\$ 2,500	\$ 2,500	\$4,520
MECKLENBURG	\$ 40,000	\$ 50,000	\$ 5,000	\$4,959
MITCHELL	\$ 10,500	\$ 2,500	\$ -	\$3,496
MONTGOMERY	\$ 15,500	\$ -	\$ -	\$3,145

**ATTACHMENT 9**

County	PY2016 BMP funds requested (CC - state appropriated funds)	Technical assistance funds requested	Education and outreach funds requested	PY2016 BMP funds allocated November 2015 (CC - state appropriated funds)
MOORE	\$ 4,500	\$ -	\$ -	\$4,257
NASH	\$ 132,500	\$ 15,000	\$ 5,000	\$4,725
NEW HANOVER	\$ 110,000	\$ 18,000	\$ 5,000	\$5,778
NORTHAMPTON	\$ 5,000	\$ 1,000	\$ -	\$1,500
ONSLow	\$ 10,000	\$ 50,000	\$ 5,000	\$4,959
ORANGE	\$ 26,000	\$ 1,500	\$ 500	\$6,583
PAMLICO		\$ -	\$ -	\$0
PASQUOTANK	\$ 2,000	\$ -	\$ -	\$1,980
PENDER	\$ 6,500	\$ -	\$ -	\$2,487
PERQUIMANS		\$ -	\$ -	\$0
PERSON		\$ -	\$ -	\$0
PITT	\$ 27,000	\$ 3,500	\$ 2,500	\$4,140
POLK	\$ 6,000	\$ -	\$ -	\$2,589
RANDOLPH	\$ 10,000	\$ 6,100	\$ 500	\$4,096
RICHMOND	\$ 30,000	\$ 5,000	\$ 5,000	\$3,365
ROBESON		\$ -	\$ -	\$0
ROCKINGHAM	\$ 10,575	\$ -	\$ 500	\$4,023
ROWAN		\$ -	\$ -	\$0
RUTHERFORD	\$ 10,000	\$ 10,000	\$ 10,000	\$4,403
SAMPSON		\$ -	\$ -	\$0
SCOTLAND		\$ -	\$ -	\$0
STANLY	\$ 4,000	\$ -	\$ -	\$3,628
STOKES	\$ 2,500	\$ -	\$ -	\$2,473
SURRY	\$ 30,000	\$ -	\$ -	\$4,403
SWAIN	\$ 7,500	\$ 7,500	\$ 2,500	\$2,545
TRANSYLVANIA	\$ 8,625	\$ 21,645	\$ -	\$4,447
TYRRELL		\$ -	\$ -	\$0
UNION		\$ -	\$ -	\$0
VANCE	\$ 1,600	\$ -	\$ -	\$1,579
WAKE	\$ 76,000	\$ 25,000	\$ 5,000	\$5,895
WARREN		\$ -	\$ -	\$0
WASHINGTON		\$ -	\$ -	\$0
WATAUGA	\$ 89,100	\$ -	\$ -	\$4,198
WAYNE		\$ -	\$ -	\$0
WILKES	\$ 194,665	\$ -	\$ -	\$3,555
WILSON	\$ 5,000	\$ -	\$ -	\$3,072
YADKIN		\$ -	\$ -	\$0
YANCEY	\$ 15,000	\$ 5,000	\$ -	\$3,218
TOTALS	\$ 1,765,385	\$ 335,915	\$ 116,630	\$ 266,171

PY2016 Appropriation	\$136,937
5% withholding	\$6,847
TA funds for New Hanover and Dare Districts	\$25,320
Rollover from PY2012, 2013 & 2014 cancelations and releases & unencumbered PY2015 contracts	\$161,401
Total to be allocated PY2016	\$266,171

Please encumber CC funds before **February 19, 2016**. If your district has remaining unallocated funds after that date, division staff will contact you to request a voluntary recall. A reallocation will be done at the March 2016 Commission meeting.

## ATTACHMENT 10

### Update on conditional supervisor reappointments from November 2014 meeting

At the November 19, 2014, meeting the commission made several conditional reappointments to local soil and water conservation district boards.

Four reappointments were made for nominees who had not attended School of Government training as required. These reappointments were conditional upon their attendance at the February 2015 School of Government training. All four individuals attended this training in February.

Three reappointments were made for nominees who had not attended two-thirds of the district's regularly scheduled board meetings during the previous term. These reappointments were made with the condition that the commission monitor their attendance for the next 12 months and bring any who do not attend two-thirds of their district's meetings over this period back for reconsideration at the November 2015 meeting. These individuals and their local districts were provided written correspondence on November 20, 2014, to make them aware that their appointment is contingent upon attendance at local district board meetings December 2014 through November 2015. Two of these individuals have met the two-thirds requirement during this timeframe. Below is an update on progress for the third individual:

	<b>Edward McLaurin Chatham SWCD</b>
December 2014	<i>No meeting</i>
January 2015	Did not attend
February 2015	<b>Attended</b>
March 2015	<i>No meeting</i>
April 2015	Did not attend
May 2015	<b>Attended</b>
June 2015	<i>No meeting</i>
July 2015	<i>No meeting</i>
August 2015	Did not attend
September 2015	<b>Attended</b>
October 2015	<b>Attended</b>
November 2015	
<b>Current Total</b>	<b>4/7 = 57%</b>

Dear Commission Members,

Below is a table of the Chatham SWCD meetings schedule beginning December 2014.

December 2014 I was in the ER with a health issue. And in January I had surgery and was unable to attend the meeting. I did attend the Spring meeting in March.

In April I also missed a meeting due to an illness. I didn't get the message that there was no meeting in June and actually came to the building to find the notice of no meeting. I say this so you know I was making the effort.

In August I was scheduled to work and unable to attend. I plan to attend the Area 3 Fall meeting next week.

I do enjoy being a part of the Soil and Water Board here in Chatham and hope you see fit to allow me to continue.

	<b>Edward McLaurin Chatham SWCD</b>
December 2014	<i>No meeting</i>
January 2015	Did not attend
February 2015	<b>Attended</b>
March 2015	<i>No meeting</i>
April 2015	Did not attend
May 2015	<b>Attended</b>
June 2015	<i>No meeting</i>
July 2015	<i>No meeting</i>
August 2015	Did not attend
September 2015	<b>Attended</b>
October 2015	<b>Attended</b>
November 2015	
<b>Current Total</b>	<b>4/7 = 57%</b>

Sincerely,



R. Edward McLaurin, Jr.



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**Chatham Soil and Water Conservation District**  
PO Box 309 - 65 East Chatham Street - Pittsboro, NC 27312-0309  
Phone: (919) 542-8240 - Fax: (919) 542-8267

10/13/15

NC Soil and Water Commission  
1614 Mail Service Center  
Raleigh, NC 27699-1614

Gentlemen,

The Chatham SWCD Board would like to support Mr. Edward McLaurin in remaining on the Chatham SWCD Board. As a long term board member Mr. McLaurin is very knowledgeable in our program and valued as a member.

Due to a recent illness, he was unable to attend some of the monthly meetings. Mr. McLaurin has made a valid effort to attend. We know how important it is to attend these monthly meetings.

Mr. McLaurin has been an important member on this board for over 25 years. Simply put, we would like to keep him if possible. As we age, we know we may be faced with health issues. We are in prayer that Mr. McLaurin remains healthy in the coming years.

Best regards,

A handwritten signature in black ink, appearing to read "Lynn Mann". The signature is written in a cursive, flowing style.

Lynn Mann  
Chairman Chatham SWCD

NC Cost Share Programs SWCC member Contracts  
Soil and Water Conservation Commission

County	Contract Number	Supervisor Name	BMP	Contract Amount	Comments
Currituck	27-2016-002	Manly West	land smoothing	\$12,750	for Cedar Crest Plantation11

Total Number of Supervisor Contracts: 1

Total           \$           12,750

**ADDENDUM TO APPLICATION FOR ASSISTANCE  
NORTH CAROLINA COMMISSION COST SHARE PROGRAMS**

As a Soil & Water Conservation Commission Member, I have applied for or stand to benefit\* from a contract under the commission's cost share programs. I did not vote on the approval, or denial, of the application, or attempt to influence the outcome of any action on the application. The proposed contract is for the installation of the following best management practices to improve water quality or water resources.

Program: NCACSP

Best management practice: LAND SMOOTHING

Contract number: #27-2016-002 (MANLY WEST) Contract Amount: \$12,750.00

Score on priority ranking sheet: 55

Cost share rate: 75% If different than 75%, please list percent:  
Reason:

Relative rank (e.g., ranked 8th out of 12 projects considered): 2 out of 3

Were any higher or equally ranked contracts denied? No

If yes, give an explanation as to why the commission member's contract was approved over the other contracts:

Commission member name: Manly M West

Manly M West  
(Commission member's signature)

9/30/15  
Date

Approved by:

William L. Powell  
(District Chairperson's signature)

10/6/15  
Date

The Soil & Water Commission has approved the subject application for a contract.

\_\_\_\_\_  
(SWCC Chairperson's signature)  
(Pursuant G.S. 139-8(b)(2))

\_\_\_\_\_  
Date

Approved by:

\_\_\_\_\_  
(Commissioner of Agriculture)  
(Pursuant G.S. 139-4(e)(2))

\_\_\_\_\_  
Date

\*Beneficiaries include but are not limited to applicant, landowner, and/or business partners.




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 COUNTY OF ONSLOW
 

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TO: Soil & Water Conservation Commission

From: Onslow Soil & Water Conservation District  
S. Jerome Shaw, Chairman

Date: October 26, 2015

RE: Approval for Supervisor Contract

Dear Commission:

The Onslow Soil & Water Conservation District would like to request the opportunity to appear before you at your November 18<sup>th</sup>, 2015 meeting. The district would like to request post-approval for contract #67-2015-12; waste application system for Supervisor Timothy Huffman.

On May 18, 2015, Timothy Huffman's contract for a waste application system was approved at our monthly board meeting. The next day, May 19<sup>th</sup>, district staff scanned and uploaded the 11-A and 1B documents to the CS2 program and the original 1B was mailed to the division, for the Commission's approval at their August meeting.

The district was informed that all supervisors' contracts were approved at the Commission's August 11<sup>th</sup> meeting during the CET, via a message to the districtonly listserv. Since the district assumed Mr. Huffman's contract was included, he was notified of the approval.

On August 24<sup>th</sup>, the division emailed a list of BMP's being considered for Onslow's Program Review scheduled on August 26<sup>th</sup>. Listed, was Mr. Huffman's contract #67-2015-12. Since the practice had yet to be installed, that contract was scratched from the review. During the Program Review, it was noted by the district staff that Mr. Huffman's contract was still showing "pending" for approval in CS2.

Mr. Huffman purchased a litter spreader on October 14, 2015, following notification that the contract had been approved. When the district staff attempted to produce an RFP, the CS2 system still listed this contract as "pending" for commission approval, therefore an RFP couldn't be created. District staff assumed this was an oversight as several completed/paid contracts still show in the system as approved. Division staff was contacted to request that the pended status be removed. Upon further review, it was determined that Mr. Huffman's contract had not appeared before the commission; although all the initial paperwork had been uploaded to CS2, the hard copy was never received in Raleigh for the commission consideration, and contract #67-2-15-12 had not yet appeared on the Commission's agenda.

On the districts behalf, we are asking for compassion and understanding.

S. Jerome Shaw, Chairman  
Onslow Soil & Water Conservation District

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Soil & Water Conservation District  
Onslow County Multipurpose Complex  
4028 Richlands Highway  
Jacksonville, NC 28540  
Phone: (910) 347-1806  
Fax: (910) 989-2444