

Jefferson County Land & Water Conservation Committee Agenda
"Working Together to Protect & Enhance the Environment"

Jefferson County Courthouse
311 S Center Ave, Rm 112
Jefferson, WI 53549-1701

Wednesday, March 15, 2017 @ 8:00 am

Committee Members: Matthew Foelker (Chair), Ed Morse (Vice Chair), Peter Hartz (Secretary), Gregg Patrick (Member), Lloyd Zastrow (Member), Frank Anfang (FSA Rep), and Margaret Burlingham (Public Member)

1. Call to Order
2. Roll Call (Establish a Quorum)
3. Certification of Compliance with the Open Meetings Law
4. Approval of the March Agenda
5. Approval of the February 15, 2017 Meeting Minutes
6. Communications
 - Department of Agriculture, Trade & Consumer Protection (DATCP) March 2017 Report
 - Possible DNR visit to discuss a variety of items, i.e. permits and personnel contact concerns
7. Public Comment (members of the public who wish to address the Committee on specific agenda items must register their request at this time)
8. Natural Resources Conservation Service (NRCS) Report
9. Discussion on Hoard's Dairyman Manure Pit
10. Discussion and Possible Action on Notices of Noncompliance - Farmland Preservation Program (FPP)
11. Discussion and Possible Action on Cancellations of Notices of Noncompliance - FPP
12. Review of the Monthly Financial Report
13. Discussion and Possible Action on Purchase of Agriculture Conservation Easements (PACE) Applications
14. Review of and Discussion on PACE Application Form
15. Discussion on Jefferson County Land & Water Conservation Report on Baseline Documentation for Easements
16. Discussion and Possible Action on an Application Period for the PACE Program
17. Discussion on Marketing Farmland Conservation Easements
18. Discussion and Possible Action on Farmland Easement Dairy Breakfast Sponsorship
19. Discussion on 4th Grade Farm Tour
20. Discussion on Items for the Next Agenda
21. Next Scheduled Meeting:
 - April 19, 2017 @ 8:00 am in Room 112
22. Adjournment

A quorum of any Jefferson County Committee, Board, Commission or other body, including the Jefferson County Board of Supervisors, may be present at this meeting.

Individuals requiring special accommodations for attendance at this meeting should contact the County Administrator 24 hours prior to the meeting at (920) 674-7101 so appropriate arrangements can be made.

Land & Water Conservation Committee Minutes

February 15, 2017

1. Call to Order:

The monthly meeting was called to order by Matt Foelker at 8:00 am. Committee members Matthew Foelker (Chair), Ed Morse (Vice Chair), Peter Hartz (Secretary), Gregg Patrick (Member) (at 8:05), Lloyd Zastrow (Member), Frank Anfang (FSA Rep), and Margaret Burlingham (Public Member) were present. Also in attendance were Mark Watkins, Director, Land & Water Conservation Department (LWCD); Kim Liakopoulos, LWCD; Gerry Kokkonen, LWCD; Nancy Lannert, LWCD; and Dave Terrel, USDA Wildlife Services.

2. Roll Call (Establish a Quorum):

A quorum was established.

3. Certification of Compliance with the Open Meetings Law:

It was determined that the committee was in compliance with the Open Meetings Law.

4. Approval of the February Agenda:

Mark Watkins addressed a typo on the posted agenda listing the approval of the December 12, 2017 meeting minutes. The meeting minutes that need approval are from the December 21, 2016 meeting. Agenda corrected and approved.

5. Approval of the December 21, 2016 Meeting Minutes:

Frank Anfang made a motion to approve the December 21, 2016 meeting minutes as written, Margaret Burlingham seconded. Motion carried 6/0.

6. Communications:

- Department of Agriculture, Trade & Consumer Protection (DATCP) January & February Reports. See attached.
- WI Land+Water Annual Conference Registration Form.

7. Public Comment:

There were no comments.

8. Discussion and Possible Action on Wildlife Damage Claims - Dave Terrel, USDA Wildlife Services:

Dave Terrel discussed the 2016 Wildlife Damage Claims. Gregg Patrick made a motion to accept Tom Anfang's claim, Lloyd Zastrow seconded. Motion carried 7/0.

9. Natural Resources Conservation Service (NRCS) Report:

NRCS didn't attend the meeting therefore a report was unavailable.

10. Discussion on Hoard's Dairyman Manure Pit:

Mark Watkins - The waste facility remains empty and idle. The ground water contamination levels are still too high to re-start the Live Test Addendum.

11. Discussion on Farmland Preservation Program Updates:

Nancy Lannert brought the committee up to speed with the new Farmland Preservation Tax Credit Requirements. LWCD is working with the Department of Ag (DATCP) and the Department of Revenue (DOR) to make the required Certificates of Compliance meet standards. Both DATCP and DOR are using the Jefferson County LWCD as a pilot County based on their expertise and ability to work the bugs out of this new set of requirements.

12. Discussion and Possible Action on Notices of Noncompliance - Farmland Preservation Program (FPP):
Voluntary - Susan Teubert

Frank Anfang made a motion to accept the notices, Pete Hartz seconded. Motion carried 7/0.

13. Discussion and Possible Action on Cancellations of Notices of Noncompliance - FPP:
Franz & Vickie Weigand

Gregg Patrick made a motion to accept the notices, Margaret Burlingham seconded. Motion carried 7/0.

14. Review of the Monthly Financial Report (November & Preliminary Year End):

The most recent statement of revenues and expenditures (November & Preliminary Year End) were distributed. See attached.

15. Discussion and Possible Action on Purchase of Agriculture Conservation Easements (PACE) Applications:

Gerry Kokkonen - An application came in, all paperwork was filled out correctly and submitted to NRCS. NRCS informed Gerry Kokkonen that the farm didn't rank in the top 3 so the application was denied. The article in the LWCD annual newsletter has caught people's attention and LWCD has spoken to 3 other interested parties.

16. Discussion on Jefferson County Land & Water Conservation Report on Baseline Documentation for Easements:

Gerry Kokkonen will begin monitoring easements starting with the most recent easements along with NRCS. After these conclude, Gerry Kokkonen will begin annual monitoring of all other easements.

17. Discussion and Possible Action on an Application Period for the PACE Program:

No action at this time. This item will be added to the March LWCC meeting.

18. Discussion on Marketing Farmland Conservation Easements:

Margaret Burlingham did an interview (which was then set up as a podcast) with Michael Clish on WFAW AM 940 Morning Magazine.

19. Discussion and Possible Action on Farmland Easement Dairy Breakfast Sponsorship:

No action at this time. This item will be added to the March LWCC meeting.

20. Discussion on Items for the Next Agenda:

Possible agenda items include: items #9, 10, 12-19, a blank easement application for reference, inviting the DNR to discuss a variety of items including but not limited to permits and personnel contact concerns, 4th Grade Farm Tour

21. Next Scheduled Meeting:

- March 15, 2017 @ 8:00 in Room 112

22. Adjournment

Ed Morse made a motion to adjourn at 9:25 am, Frank Anfang seconded. Motion carried 7/0.

DATCP REPORT

March 2017

Annual Reporting on Conservation Activities

- **REMINDER:** Counties are asked to complete their annual report on conservation accomplishments for 2016 by **March 22** this year to help facilitate the more timely compilation and release of the 2016 Land and Water Conservation Annual Report. The report can be accessed at [this link](#).¹ If you have any questions, or have trouble using the reporting tool, please contact Coreen Fallat at coreen.fallat@wisconsin.gov or Lisa Trumble at lisa.trumble@wisconsin.gov.

Soil and Water Resource Management Grants (SWRM)

- The 2018 Joint DATCP/DNR Nonpoint Source Grant Application was sent to the counties and other project cooperators in late January. Email applications to datcpswrm@wisconsin.gov by April 17, 2017.
- There will be a SWRM training on March 9 covering the SWRM application, electronic signing, cost share grants, staff and support grants and introducing a new change order form. An email with details on how to sign up for this web-based training will be sent out shortly.

Land and Water Conservation Board (LWCB) and Land and Water Resource Management (LWRM) Plans

- The 2017 Annual Workplan Template was e-mailed to counties on January 30, 2017. Deadline for returning the workplan is April 17, 2017, the same as the deadline for the SWRM Grant application. If you have any questions please contact Lisa Trumble at lisa.trumble@wisconsin.gov.
- The next LWCB meeting will be Tuesday, April 4th. Among other agenda items, the LWCB will hear a presentation from DNR on the Multi Discharger Variance program, which was recently approved by the EPA.

Agricultural Enterprise Areas (AEAs)

- Petitions for Agricultural Enterprise Areas are now being accepted. Petition materials, including instructions and forms, are available on our [website](#).² Completed petitions will be due in early June 2017. Petitions must be completed jointly by local landowners and local government officials. Petitioners should notify Natalie Cotter at natalie.cotter@wisconsin.gov of their intent to apply, and to receive announcements of upcoming workshops and webinars to assist with petition development.

Producer-Led Watershed Protection Grants (PLWPG)

- The ATCP 52 final draft rule was approved by the DATCP board on December 21, the Governor on January 24 and is submitted in final draft form to the legislature.

Conservation Engineering

- With the recent change of the VTA standard, constructing a roof over a feed lot could be an alternative to a VTA to address barnyard runoff issues. It is important to remember that all roof designs must be certified by a licensed engineer or architect. The engineer/architect must also certify the construction as-built. Please note that the roof design must also be “accepted” by someone with 367 “Roofs and Covers” job approval/certification. This person is qualified to review the design utilizing the roofs checklist/job sheet that can be found [here](#).³

Farmland Preservation

- The total farmland preservation credits paid in tax year 2015 by county are now available and has been attached to this report. Please contact Alison Volk with questions; Alison.Volk@wi.gov, 608-224-4634.

¹ <https://www.surveymonkey.com/r/2016WIConservation>

² https://datcp.wi.gov/Pages/Programs_Services/AEAPetitionInfo.aspx

³ [https://efotg.sc.egov.usda.gov/references/public/WI/367_WI_JS-\(2013-12\).pdf](https://efotg.sc.egov.usda.gov/references/public/WI/367_WI_JS-(2013-12).pdf)

Nutrient Management

- The Request for Proposals (RFP) for Nutrient Management Farmer Education (NMFE) 2018 funding is now available on the [program website](#).⁴ Applications are due on April 17, 2017.

ATCP 50, Soil and Water Resource Management

- The department completed administrative rule public hearings in January and the comment period closed on February 9. People attending the hearings included 19 people in Eau Claire, 32 in Platteville, 13 in Appleton, and 15 in Madison. Five people publically testified and 13 comments were received from those that did not attend a hearing. Staff are reviewing the comments and hope to have a final draft of the rule to the ATCP Board at their May 25 meeting.

Conservation Reserve Enhancement Program (CREP)

- The updated state CREP Agreement (LWR-283) form and instructions sheet is now available on the DATCP [CREP website](#).⁵ All CREP agreements that have associated CRP-1 start dates of 3/1/2017 or later are required to use the updated state CREP form.
- Interested in a local CREP training on CREP basics, county CREP responsibilities, and available tools? Contact Brian Loeffelholz, Brian.Loeffelholz@wisconsin.gov, to set one up or if you have other CREP-related questions.
- FSA is accepting applications for reenrollment of CREP agreements expiring September 30, 2017. This is a change from the previously expected April 2017 start date for reenrollment. In December FSA also sent a general notification letter to all landowners with CREP CRP-1's expiring in 2017 explaining their options.

Agricultural Impacts Statements (AIS)

- The AIS team submitted comments on the potential indirect effects of the corridor alternatives identified by WisDOT for the I-39/90/94 Madison to Portage Study at the end of February. The corridor alternatives proposed an expansion of the existing interstate as well as 4 alternative new highways which would connect I-90, east of Sun Prairie and I-39/90/94, south of Portage. As of February 28, 2017, the Wisconsin DOT and the Federal Highway Administration decided to officially end the corridor study due to a reprioritization of transportation project. The comments submitted by DATCP are able to be viewed on the [AIS webpage](#).⁶

Livestock Facility Siting Review Board (LFSRB)

- The LFSRB will hold an annual informational meeting on Friday, March 31st.

Other

- **Midwest Region Runoff Risk Advisory Forecast Technical Workgroup:** On March 8-9, 2017, DATCP will be hosting a meeting of agency and university representatives from Minnesota, Michigan and Ohio along with staff from the National Weather Service River Forecast Center in Chanhassen, MN. The goal is to share information and experiences regarding development of runoff risk advisory forecast tools in each of the states. This will be the first gathering of this group, laying the groundwork for future collaboration as each state continues to refine their specific forecast tool.
- PSC, DNR and DATCP were invited by the Kewaunee County Board to answer questions regarding the Integrated Anaerobic Digester System Request for Proposals (RFP) on February 20, 2017 in Luxemburg. The [RFP and application template](#)⁷ can be found on the PSC website. The application deadline has been extended to **July 3, 2017** based on feedback from the informational seminar held on February 1, 2017. Questions should be directed to the Wisconsin Office of Energy Independence at OEI@wisconsin.gov.

⁴ https://datcp.wi.gov/Pages/Programs_Services/NMFEGrants.aspx

⁵ https://datcp.wi.gov/Pages/Programs_Services/CREPCounties.aspx

⁶ https://datcp.wi.gov/Pages/Programs_Services/AISHwyProjects.aspx

⁷ <http://psc.wi.gov/biogas/documents/IntegratedADRFPP.pdf>

FARMLAND CREDITS BY COUNTY

Payments in state FY16 primarily for tax year 2015 claims

County	Old Law - Schedule FPC			New Law - Schedule FPC-A		
	No of Claims	\$ Amount of Credit	Acreage	No of Claims	\$ Amount of Credit	Acreage
ADAMS	s	s	s	m	m	m
ASHLAND	s	s	s	s	s	s
BARRON	29	24,486	6,825	213	362,570	47,940
BAYFIELD	s	s	s	s	s	s
BROWN	37	13,869	6,053	547	599,539	78,532
BUFFALO	29	33,945	9,203	s	s	s
BURNETT	s	s	s	m	m	m
CALUMET	s	s	s	220	272,930	35,332
CHIPPEWA	12	4,849	2,127	16	16,144	2,393
CLARK	15	12,596	3,117	177	253,559	38,352
COLUMBIA	59	34,680	9,836	654	990,210	130,384
CRAWFORD	26	28,518	7,632	66	106,939	14,478
DANE	168	84,253	23,833	1,198	1,596,725	209,173
DODGE	77	69,010	11,769	491	689,184	88,625
DOOR	m	m	m	39	37,623	4,963
DOUGLAS	s	s	s	s	s	s
DUNN	15	12,809	3,734	55	116,133	14,831
EAU CLAIRE	11	9,702	1,754	168	282,771	37,036
FLORENCE	s	s	s	s	s	s
FOND DU LAC	62	34,307	7,731	760	1,096,430	144,766
FOREST	s	s	s	s	s	s
GRANT	58	26,311	10,624	408	720,233	96,020
GREEN	48	37,312	10,323	58	66,078	9,179
GREEN LAKE	14	8,957	4,906	177	278,128	37,279
IOWA	39	25,860	9,489	586	1,023,401	135,695
JACKSON	s	s	s	s	s	s
JEFFERSON	15	6,308	1,496	563	711,004	93,362
JUNEAU	s	s	s	s	s	s
KENOSHA	s	s	s	m	m	m
KEWAUNEE	62	29,500	9,826	449	573,650	76,322
LA CROSSE	16	8,086	3,045	210	365,723	47,224
LAFAYETTE	35	30,921	7,230	259	457,230	58,971
LANGLADE	s	s	s	167	329,989	37,097
LINCOLN	s	s	s	s	s	s
MANITOWOC	49	26,449	7,112	661	803,113	106,241
MARATHON	46	26,449	8,819	182	304,324	40,880
MARINETTE	s	s	s	s	s	s
MARQUETTE	s	s	s	29	66,007	8,482
MILWAUKEE	s	s	s	11	10,502	1,388
MONROE	16	9,653	2,957	16	28,866	4,389
OCONTO	12	6,973	1,896	m	m	m
ONEIDA	s	s	s	s	s	s

OUTAGAMIE	29	11,495	3,277	319	383,161	50,546
OZAUKEE	25	8,129	3,172	63	77,064	10,191
PEPIN	11	6,272	3,002	m	m	m
PIERCE	16	14,829	3,297	17	21,969	2,951
POLK	m	m	m	12	18,598	3,110
PORTAGE	m	m	m	18	20,207	2,693
PRICE	s	s	s	s	s	s
RACINE	s	s	s	26	31,692	4,133
RICHLAND	40	28,144	9,276	292	521,337	68,441
ROCK	40	27,420	4,753	545	874,942	114,098
RUSK	s	s	s	s	s	s
ST CROIX	17	11,632	4,266	125	176,914	23,348
SAUK	45	31,136	8,062	377	595,486	78,658
SAWYER	s	s	s	s	s	s
SHAWANO	36	20,925	6,878	226	271,662	35,769
SHEBOYGAN	62	30,360	6,957	344	445,546	59,169
TAYLOR	s	s	s	s	s	s
TREMPEALEAU	83	55,104	16,589	18	22,880	3,085
VERNON	36	27,728	6,396	104	137,709	17,794
VILAS	s	s	s	s	s	s
WALWORTH	21	10,239	3,480	268	386,904	49,545
WASHBURN	s	s	s	s	s	s
WASHINGTON	21	5,705	3,138	50	60,189	7,920
WAUKESHA	26	12,453	4,281	53	69,110	8,829
WAUPACA	15	8,685	2,081	124	198,911	26,400
WAUSHARA	s	s	s	m	m	m
WINNEBAGO	23	5,625	3,658	78	95,521	12,423
WOOD	m	m	m	13	24,065	3,351
Total	1,630	1,042,051	291,772	11,746	17,014,924	2,238,286