



# Idaho Soil & Water Conservation Commission

650 W. State St., Room 145 • Boise Idaho 83720

Telephone: 208-332-1790 • Fax: 208-332-1799

www.swc.idaho.gov

## IDAHO SOIL & WATER CONSERVATION COMMISSION PUBLIC MEETING & TELECONFERENCE

**Date and Time:**

Monday, September 24 , 2012

From 1 pm to 5 pm MST

**Location:**

Idaho State Capitol Building

House Agricultural Affairs Committee Room, EW 20

700 W. Jefferson Street, Boise, Idaho

### DRAFT MINUTES

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**COMMISSION MEMBERS PRESENT:**

Dave Radford

Jerry Trebesch

Norman Wright

Roger Stutzman

**COMMISSION STAFF PRESENT:**

Teri Murrison

Delwyne Trefz

Mary Tipps

Terry Hoebelheinrich

Cheryl Wilson

**PARTNERS AND GUESTS PRESENT:**

Harriet Hensley, Office of the Attorney General

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**ITEM #1: WELCOME AND ROLL CALL**

Vice Chairman Radford called the meeting to order at 1:10 pm. Roll call: Commissioners Jerry Trebesch, Norman Wright, Roger Stutzman and Dave Radford were present. Commissioner Dick Bronson was absent and excused. A quorum present, the meeting began.

**ITEM #2: REVIEW AGENDA**

No items were added.

**ITEM #3: MINUTES**

Actions: Commissioner Wright moved to approve the minutes of August 7, 2012. Commissioner Trebesch seconded the motion. On a unanimous vote, the motion carried. Commissioner Wright moved to approve the minutes of September 6, 2012. Commissioner Trebesch seconded the motion. On a unanimous vote, the motion carried.

**ITEM #4: FINANCIAL REPORT**

Action: Commissioner Wright moved to approve the Amended FY 2012 Year End Budget Summary. Commissioner Trebesch seconded the motion. On a unanimous vote, the motion carried.

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25 **ITEM #5: ADMINISTRATOR'S REPORT**

26 Commissioner Radford requested that the record show that this Commission has received a request to  
27 take up a decision to dissolve a Watershed Improvement District that is shared by Jefferson and  
28 Bonneville Counties. This will be agendized for a future Commission meeting.  
29

30 Action: Commissioner Wright moved to approve the FY 2012 Performance Measures Report with noted  
31 corrections. Commissioner Stutzman seconded the motion. On a unanimous vote, the motion carried.  
32

33 **ITEM #6: ADOPTION OF TECHNICAL ASSISTANCE AWARD PROCESS**

34  
35 Action: Commissioner Wright moved to adopt the Technical Assistance Award Process  
36 Recommendations of the Soil and Water Conservation Commission and Districts. Commissioner  
37 Trebesch seconded the motion. On a unanimous vote, the motion carried.  
38

39 **ITEM #7: RESOURCE CONSERVATION AND RANGE DEVELOPMENT PROGRAM (RCRDP) LOAN OFFICER  
40 UPDATE**

41 Commissioner Wright requested an Executive Session during the next SWCC meeting to discuss existing  
42 loans.  
43

44 Action: No action taken; for information only  
45

46 **ITEM #8: REPORTS**

47 Action: No action taken; for information only  
48

49 **ITEM #9: OTHER BUSINESS**

50 There was no other business to discuss.  
51

52 **ITEM #10: ADJOURN**

53 There being no further business to come before the committee, Commissioner Wright moved to adjourn  
54 the meeting. Commissioner Stutzman seconded the motion. On a unanimous vote, the motion carried.

55 The meeting was adjourned at 4:12 pm. Commissioner Radford announced that the next Commission  
56 meeting will be held on Thursday, October 11, 2012 at 8:00 am in Boise.  
57

58  
59 Respectfully submitted,  
60

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62  
63 Roger Stutzman, Secretary  
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# Idaho Soil & Water Conservation Commission

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**ITEM #5**

**TO: Chairman Bronson and Commissioners Radford, Stutzman, Wright, and Trebesch**  
**FROM: Delwyne Trefz, District Support Services Specialist**  
**DATE: November 19, 2012**  
**RE: District Allocations Work Group Recommendations**

The District Allocations Work Group (DAWG) met via teleconference on Monday, November 11, 2012, to review the Financial & Match reports submitted by conservation districts and develop a recommendation to the Commission. The following DAWG members participated: Lori Ringel, Teton SCD Admin. Asst.; Julie Burkhardt, Adams SWCD Chair; Steve Becker, Nez Perce SWCD Chair and IASCD Div. 2 Director; Terry Halbert, North Side SWCD District Manager; Terry Kramer, Balanced Rock SCD Supervisor, and; Kevin Koester, Portneuf SWCD Supervisor. Following close review of each district's report, the DAWG approved the attached spreadsheet with match funding recommendations for your consideration and approval.

As you know, when calculating district match allocations SWCC follows pertinent state statute (§ 22-2727, Idaho Code) and rule (IDAPA 60.05.04 – Rules for Allocation of Funds to Conservation Districts). The rule (which has now been in place for two District Allocation cycles – as a Temporary Rule in FY 2012 and a permanent Rule adopted in the FY 2012 Legislative Session to guide this year's process) states that in order to count toward a district's local match, matching funds must be "received" in the prior fiscal year – July 1<sup>st</sup> – June 30<sup>th</sup>. Last year Blaine District did not receive its local match in time, and this year Benewah, Adams, and Payette Districts did not receive parts or all of their local match funds in time.

Since failure to receive state matching funds can be devastating to districts, staff requested a thorough legal analysis from the Attorney General's office. Our counsel, Harriet Hensley, advised in a letter last week that language used in the rule "indicates that only funds physically received by districts and services actually provided to districts during the previous fiscal year may be used by the Commission to calculate match funding".

The IASCD unanimously adopted a resolution at its annual conference last week stating:

*"...Therefore, be it resolved that the Association work with the Idaho Soil and Water Conservation Commission and the Legislature to make provisions to provide a remedy [to Rule 60.05.04's provision that local matching funds be received during the previous fiscal year] if said monies are received in a practicable time after the June 30 date and it is determined the delay in receipt was through no fault of the soil and water conservation district."*

While staff has determined that it is not possible this year to make changes to the existing Rule that would benefit the three negatively impacted districts, we request direction from your Board to begin work next spring with IASCD to consider possible changes to the existing Rule during the FY 2014 Legislative Session. Several other possible changes have been identified that will also be considered at the same time.

**RECOMMENDED ACTION:** Approve recommendations as provided by the working group and approve or amend as necessary.

Attachments:

- District Allocation Work Group Recommendations

FY2013 MATCH ALLOCATIONS ASSUMING FUNDS RECEIVED AFTER CLOSE OF FY2012 ARE NOT ELIGIBLE FOR MATCH							
Soil and Water Conservation District	Base Allocation	Approved Local Funding \$484,697.76	Match Allowed (2:1, not to exceed \$50,000)	State Match, Total (1st, 2nd, & 3rd Iteration)	% State Match to Approved Local Funds & Services	State Funding Needed to Maximize Match	Total FY 2013 Allocation (Base + Match)
Ada	\$ 8,500.00	\$ 45,000.00	\$ 50,000.00	\$ 50,000.00	111.1%	\$ -	\$ 58,500.00
Adams	\$ 8,500.00	\$ 1,980.00	\$ 3,960.00	\$ 2,708.93	136.8%	\$ 1,251.07	\$ 11,208.93
Balanced Rock	\$ 8,500.00	\$ 7,850.00	\$ 15,700.00	\$ 10,739.95	136.8%	\$ 4,960.05	\$ 19,239.95
Bear Lake	\$ 8,500.00	\$ 7,473.85	\$ 14,947.70	\$ 10,225.32	136.8%	\$ 4,722.38	\$ 18,725.32
Benewah	\$ 8,500.00	\$ 1,000.00	\$ 2,000.00	\$ 1,368.15	136.8%	\$ 631.85	\$ 9,868.15
Blaine	\$ 8,500.00	\$ 27,200.00	\$ 50,000.00	\$ 37,213.59	136.8%	\$ 12,786.41	\$ 45,713.59
Bonner	\$ 8,500.00	\$ 6,750.00	\$ 13,500.00	\$ 9,234.99	136.8%	\$ 4,265.01	\$ 17,734.99
Boundary	\$ 8,500.00	\$ 9,000.00	\$ 18,000.00	\$ 12,313.32	136.8%	\$ 5,686.68	\$ 20,813.32
Bruneau River	\$ 8,500.00	\$ 2,900.00	\$ 5,800.00	\$ 3,967.63	136.8%	\$ 1,832.37	\$ 12,467.63
Butte	\$ 8,500.00	\$ 9,017.00	\$ 18,034.00	\$ 12,336.58	136.8%	\$ 5,697.42	\$ 20,836.58
Camas	\$ 8,500.00	\$ -	\$ -	\$ -	0.0%	\$ -	\$ 8,500.00
Canyon	\$ 8,500.00	\$ 7,500.00	\$ 15,000.00	\$ 10,261.10	136.8%	\$ 4,738.90	\$ 18,761.10
Caribou	\$ 8,500.00	\$ 11,000.00	\$ 22,000.00	\$ 15,049.62	136.8%	\$ 6,950.38	\$ 23,549.62
Central Bingham	\$ 8,500.00	\$ 3,000.00	\$ 6,000.00	\$ 4,104.44	136.8%	\$ 1,895.56	\$ 12,604.44
Clark	\$ 8,500.00	\$ 7,500.00	\$ 15,000.00	\$ 10,261.10	136.8%	\$ 4,738.90	\$ 18,761.10
Clearwater	\$ 8,500.00	\$ 12,574.50	\$ 25,149.00	\$ 17,203.76	136.8%	\$ 7,945.24	\$ 25,703.76
Custer	\$ 8,500.00	\$ 4,050.00	\$ 8,100.00	\$ 5,540.99	136.8%	\$ 2,559.01	\$ 14,040.99
East Cassia	\$ 8,500.00	\$ 2,500.00	\$ 5,000.00	\$ 3,420.37	136.8%	\$ 1,579.63	\$ 11,920.37
East Side	\$ 8,500.00	\$ 7,000.00	\$ 14,000.00	\$ 9,577.03	136.8%	\$ 4,422.97	\$ 18,077.03
Elmore	\$ 8,500.00	\$ 6,700.00	\$ 13,400.00	\$ 9,166.58	136.8%	\$ 4,233.42	\$ 17,666.58
Franklin	\$ 8,500.00	\$ 13,620.14	\$ 27,240.28	\$ 18,634.35	136.8%	\$ 8,605.93	\$ 27,134.35
Gem	\$ 8,500.00	\$ 5,000.00	\$ 10,000.00	\$ 6,840.73	136.8%	\$ 3,159.27	\$ 15,340.73
Gooding	\$ 8,500.00	\$ 5,500.00	\$ 11,000.00	\$ 7,524.81	136.8%	\$ 3,475.19	\$ 16,024.81
Idaho	\$ 8,500.00	\$ 7,000.00	\$ 14,000.00	\$ 9,577.03	136.8%	\$ 4,422.97	\$ 18,077.03
Jefferson	\$ 17,000.00	\$ 9,500.00	\$ 19,000.00	\$ 12,997.40	136.8%	\$ 6,002.60	\$ 29,997.40
Kootenai-Shoshone	\$ 8,500.00	\$ 800.00	\$ 1,600.00	\$ 1,094.52	136.8%	\$ 505.48	\$ 9,594.52
Latah	\$ 8,500.00	\$ 21,000.00	\$ 42,000.00	\$ 28,731.08	136.8%	\$ 13,268.92	\$ 37,231.08
Lemhi	\$ 8,500.00	\$ 5,000.00	\$ 10,000.00	\$ 6,840.73	136.8%	\$ 3,159.27	\$ 15,340.73
Lewis	\$ 8,500.00	\$ 8,500.00	\$ 17,000.00	\$ 11,629.25	136.8%	\$ 5,370.75	\$ 20,129.25
Madison	\$ 8,500.00	\$ 6,000.00	\$ 12,000.00	\$ 8,208.88	136.8%	\$ 3,791.12	\$ 16,708.88
Minidoka	\$ 8,500.00	\$ 3,000.00	\$ 6,000.00	\$ 4,104.44	136.8%	\$ 1,895.56	\$ 12,604.44
Nez Perce	\$ 8,500.00	\$ 51,275.00	\$ 50,000.00	\$ 50,000.00	97.5%	\$ -	\$ 58,500.00
North Bingham	\$ 8,500.00	\$ 2,200.00	\$ 4,400.00	\$ 3,009.92	136.8%	\$ 1,390.08	\$ 11,509.92
North Side	\$ 8,500.00	\$ 45,111.66	\$ 50,000.00	\$ 50,000.00	110.8%	\$ -	\$ 58,500.00
Oneida	\$ 8,500.00	\$ 11,500.00	\$ 23,000.00	\$ 15,733.69	136.8%	\$ 7,266.31	\$ 24,233.69
Owyhee	\$ 8,500.00	\$ 2,500.00	\$ 5,000.00	\$ 3,420.37	136.8%	\$ 1,579.63	\$ 11,920.37
Payette	\$ 8,500.00	\$ -	\$ -	\$ -	0.0%	\$ -	\$ 8,500.00
Portneuf	\$ 8,500.00	\$ 16,257.00	\$ 32,514.00	\$ 22,241.96	136.8%	\$ 10,272.04	\$ 30,741.96
Power	\$ 8,500.00	\$ 6,500.00	\$ 13,000.00	\$ 8,892.95	136.8%	\$ 4,107.05	\$ 17,392.95
Snake River	\$ 8,500.00	\$ 7,350.00	\$ 14,700.00	\$ 10,055.88	136.8%	\$ 4,644.12	\$ 18,555.88
South Bingham	\$ 8,500.00	\$ 2,000.00	\$ 4,000.00	\$ 2,736.29	136.8%	\$ 1,263.71	\$ 11,236.29
Squaw Creek	\$ 8,500.00	\$ 5,995.21	\$ 11,990.42	\$ 8,202.33	136.8%	\$ 3,788.09	\$ 16,702.33
Teton	\$ 8,500.00	\$ 5,919.40	\$ 11,838.80	\$ 8,098.61	136.8%	\$ 3,740.19	\$ 16,598.61
Twin Falls	\$ 8,500.00	\$ 7,350.00	\$ 14,700.00	\$ 10,055.88	136.8%	\$ 4,644.12	\$ 18,555.88
Valley	\$ 8,500.00	\$ 26,424.00	\$ 50,000.00	\$ 36,151.91	136.8%	\$ 13,848.09	\$ 44,651.91
Weiser River	\$ 8,500.00	\$ 10,000.00	\$ 20,000.00	\$ 13,681.47	136.8%	\$ 6,318.53	\$ 22,181.47
West Cassia	\$ 8,500.00	\$ 2,500.00	\$ 5,000.00	\$ 3,420.37	136.8%	\$ 1,579.63	\$ 11,920.37
West Side	\$ 8,500.00	\$ 5,000.00	\$ 10,000.00	\$ 6,840.73	136.8%	\$ 3,159.27	\$ 15,340.73
Wood River	\$ 8,500.00	\$ 6,900.00	\$ 13,800.00	\$ 9,440.21	136.8%	\$ 4,359.79	\$ 17,940.21
Yellowstone	\$ 8,500.00	\$ 5,000.00	\$ 10,000.00	\$ 6,840.73	136.8%	\$ 3,159.27	\$ 15,340.73
<b>Total</b>	<b>\$ 433,500.00</b>	<b>\$ 484,697.76</b>	<b>\$ 829,374.20</b>	<b>\$ 619,700.00</b>	<b>127.9%</b>	<b>\$ 209,674.23</b>	<b>\$ 1,053,199.97</b>