



**Amended
10/09/15**

**LAND CONSERVATION COMMITTEE
TUESDAY OCTOBER 13, 2015 7:15 P.M.
LAND CONSERVATION DEPARTMENT
CONFERENCE ROOM
440 N US HWY 14
JANESVILLE WI**

AGENDA

1. Call Meeting to Order.
2. Approval of Agenda.
3. Approval of Minutes – September 2, 2015.
4. Citizen Participation, Communications, and Announcements.
5. Bills/Encumbrances/Transfers.
6. Wildlife Damage Abatement and Claims Program:
 - A. Approve 2016 DNR Budget Request.
 - B. Approve 2015 Crop Prices for 2015 Damage Claims.
7. Purchase of Agriculture Conservation Easements (PACE):
 - A. Approval of Applications for 2015-16 Program Year.
 - B. Approval of Donated Easements.
 - C. Program updates.
8. Resolution: Accepting the Plankey Property Agricultural Conservation Easement Donation
9. Department's 2016 Budget Request – Review and Possible Action.
10. Conservation Reserve Enhancement Program (CREP) – Approval of Agreements.
11. Resolution: Amending the 2015 Land Conservation Department Budget to offset Costs Associated with the Clean Sweep Program.
12. Farmland Preservation Program (FPP):
 - A. Approval of Voluntary Program Withdraws.
 - B. Program update.
13. Land and Water Resource Management Program (LWRM);
 - A. Approval of Cost Share Agreements.
 - B. Approval of Cost Share Funds Transfer Agreement.
14. Recommendation of Appointment to Rock-Koshkonong Lake District Board
15. Adjourn.

Account Number	Account Name	PO#	Inv Date	Vendor Name	Inv/Enc Amt
62-6200-0000-63101	POSTAGE	P1503146	09/21/2015	UNITED STATES POSTMASTER	70.70
	Budget	YTD Exp	YTD Enc	Pending	Closing Balance
	1,500.00	773.68	0.00	70.70	655.62
62-6200-0000-63200	PUBL/SUBCR/DUES	P1502965	09/02/2015	WISCONSIN NATURAL RESOURCES	8.97
	Budget	YTD Exp	YTD Enc	Pending	Closing Balance
	2,400.00	2,219.92	0.00	8.97	171.11
LAND CONSERVATION PROG TOTAL				79.67	
62-6280-0000-64928	COST SHARING	P1502922	08/18/2015	ROBERTS,BRIAN	500.00
		P1502970	06/15/2015	PAKES,DAN AND LINDA	801.77
		P1503035	09/10/2015	RAYMOND,JAMES S	1,870.15
		P1503091	09/04/2015	HERMANSON,KATHERINE	500.00
		P1503176	09/08/2015	CARLSON,RUBY	500.00
	Budget	YTD Exp	YTD Enc	Pending	Closing Balance
	150,000.00	65,275.51	0.00	4,171.92	80,552.57
LWC PLAN IMPLEMENTATION GRANT PROG TOTAL				4,171.92	
62-6300-0000-62119	OTHER SERVICES	R1503529	09/23/2015	VEOLIA ES TECHNICAL SOLUTIONS	15,352.96
ENC					
	Budget	YTD Exp	YTD Enc	Pending	Closing Balance
	29,000.00	17,742.77	0.00	15,352.96	(4,095.73)
62-6300-0000-64918	ADVERTISING	P1502956	08/09/2015	CSI MEDIA LLC	389.27
		P1502998	08/05/2015	ROCK VALLEY PUBLISHING LLC	116.55
		P1503020	08/31/2015	BLISS COMMUNICATIONS INC	186.18
	Budget	YTD Exp	YTD Enc	Pending	Closing Balance
	2,000.00	1,097.52	0.00	692.00	210.48
HOUSEHOLD CLEAN SWEEP PROG TOTAL				16,044.96	

COMMITTEE APPROVAL REPORT

Account Number	Account Name	PO#	Inv Date	Vendor Name	Inv/Enc Amt
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I have examined the preceding bills and encumbrances in the total amount of **\$20,296.55**

Claims covering the items are proper and have been previously funded. These items are to be treated as follows:

- A. Bills and encumbrances over \$10,000 referred to the Finance Committee and County Board.
- B. Bills under \$10,000 to be paid.
- C. Encumbrances under \$10,000 to be paid upon acceptance by the Department Head.

Date: **OCT 13 2015**

Dept Head _____

Committee Chair _____

RESOLUTION NO. _____

AGENDA NO. _____

**RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS**

LAND CONSERVATION
COMMITTEE
INITIATED BY



ANDREW BAKER
DRAFTED BY

OCTOBER 14, 2015
DATE DRAFTED

LAND CONSERVATION
COMMITTEE
SUBMITTED BY _____

**ACCEPTING THE PLANKEY PROPERTY AGRICULTURAL CONSERVATION EASEMENT
DONATION**

- 1 **WHEREAS**, the Rock County Board of Supervisors officially approved the Rock County Purchase of
2 Agricultural Conservation Easements (PACE) Program and adopted the document entitled Rock County PACE
3 Program Manual, identifying and outlining all aspects of Program development and implementation, on
4 January 13, 2011; and,
5
6 **WHEREAS**, the Rock County Board of Supervisors officially authorized staff to accept applications to the PACE
7 Program for the full donation of an Agricultural Conservation Easement and process applications according to the
8 PACE program policies and procedures, on June 13, 2013; and,
9
10 **WHEREAS**, a PACE application was submitted by Michael Plankey (Landowner) to the Land Conservation
11 Department (LCD) in 2015 to donate a PACE easement on real property located in part of Section 23, Township 1
12 North, Range 13 East, Turtle Township, part of Rock County tax parcel numbers 6-19-264B and 6-19-264C; and,
13
14 **WHEREAS**, the application was recommended for approval by LCD and the PACE Council and approved by the
15 LCC in accordance with the Rock County PACE Program Manual; and,
16
17 **WHEREAS**, the PACE program policy and procedures require a signed Option to Purchase agreement between
18 Rock County and the Landowner identifying the purchase price of the Easement; and,
19
20 **WHEREAS**, while the acquisition of the Easement is considered a full donation by the Landowner, the
21 transaction will officially be completed in consideration of the sum of one and 00/100 dollar (\$1.00) paid by
22 the County to the Landowner; and,
23
24 **WHEREAS**, to formalize the Easement acquisition process, the Landowner, Rock County and Brabazon Title
25 Company, Inc. will sign and execute a *Conveyance Agreement and Option to Purchase- Agricultural*
26 *Conservation Easement Donation* document, identifying and outlining all aspects of the Easement acquisition
27 process, including but not limited to, the following activities, subject to all terms and conditions as stated therein:
28
29 1. Opening an escrow with Brabazon Title Company, Inc. and securing a minimum title insurance
30 commitment of \$15,000 (Title Report) for each property;
31 2. Landowner depositing three thousand five hundred dollars (\$3,500) in the established escrow account;
32 3. Rock County contracting with a qualified appraiser to determine the fair market value of an Easement
33 on the property. The Landowner will be provided a report which meets the Uniform Standards of
34 Professional Appraisal Practice (USPAP) and other non-cash charitable donation requirements, as
35 required by the Internal Revenue Service (IRS) in order for the Landowner to be able to claim an
36 income tax deduction.
37
38 **NOW, THEREFORE, BE IT RESOLVED**, the Rock County Board of Supervisors duly assembled this
39 _____ day of _____, 2015, does by enactment of this Resolution approves a *Conveyance*
40 *Agreement and Option to Purchase – Agricultural Conservation Easement Donation* document, authorizes the
41 LCD to undertake necessary activities identified therein, obligates all necessary funds to complete said
42 activities and accepts the donation of the Agricultural Conservation Easement on the Plankey Property.
43
44 **BE IT FURTHER RESOLVED**, the County Board Chair and/or the County Clerk will act as the County's
45 agent(s) for closing of said easement.

ACCEPTING THE PLANKEY PROPERTY AGRICULTURAL CONSERVATION EASEMENT
DONATION

Page 2

Respectfully submitted:

LAND CONSERVATION COMMITTEE

Richard Bostwick, Chair

Alan Sweeney, Vice Chair

Thomas J. Brien

Wes Davis

Phillip Owens

David Rebut, USDA-FSA Representative

Larry Wiedenfeld

Jeremy Zajac

FISCAL NOTE:

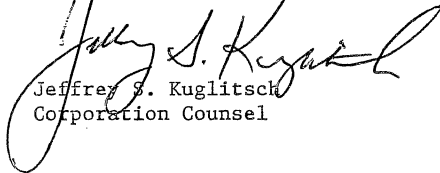
Sufficient funds are available in the Land Conservation Department's PACE budget for the estimated appraisal and related costs necessary to accept the Agricultural Easement donation.



Sherry Oja
Finance Director

LEGAL NOTE:

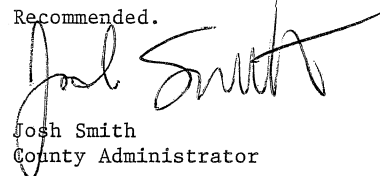
The County Board is authorized to take this action pursuant to secs. 59.01, 59.51 and 700.40, Wis. Stats.



Jeffrey S. Kuglitsch
Corporation Counsel

ADMINISTRATIVE NOTE:

Recommended.



Josh Smith
County Administrator

EXECUTIVE SUMMARY

This resolution authorizes the Land Conservation Department (LCD) to complete the necessary tasks to accept the Donation of an Agricultural Conservation Easement, under the Purchase of Agricultural Conservation Easement Program (PACE), for the Plankey Property.

Acquisition of easements such as this are intended to protect and preserve productive agricultural lands in Rock County, encouraging and promoting the goals of a strong agricultural economy and community identity, intergovernmental cooperation, and a regional land use vision throughout the County.

For this aspect of the PACE Program, the value of the Easement will be determined by a qualified Real Estate Appraiser utilizing IRS approved standards and criteria. Conducting this appraisal process allows the landowner to deduct the value of the easement from their income taxes as a non-cash charitable donation. As part of the PACE Program administration, the County will pay the cost of the appraisal (\$2500.00), Title Insurance Policy (approximately \$375.00) and recording fees (\$30).

9/23/15

CREP – all practices are CP-21 Shore Land Filter Strips

NAME	Watershed	Town	Acres	State Incentive \$	Admin Fee \$
Beggs, Dennis	Marsh Creek	Center	2.49	635.77	95.37
Burns, Art	Willow Creek	Spring Valley	10.7	4,665.17	500.00
Stanhope, Charles	Bass Creek	Plymouth	0.8	274.80	41.22
Clintonview Farms	Turtle Creek	Clinton	14.9	5,386.35	500.00
Clintonview Farms	Turtle Creek	Clinton	2.4	867.60	130.14
D&S Hazeltine Trust	Stevens Creek	Center	1.3	458.74	68.81
Fumfstein Inc	Sugar River	Avon	4.2	997.42	149.61
K&M Haberman LLC	Bass Creek	Center	3.8	1,240.15	186.02
Kwon, Yeon Soo	Stevens Creek	Rock	5.3	1,701.78	255.26
McGuire, Charles	Turtle Creek	Turtle	2.9	1,048.35	157.25
Sweeney, Al & John	Allan Creek	Union	2.2	642.15	96.32
50BMG LLC	Turtle Creek	Clinton	15.37	5,550.26	500.00
Balis, Dan	Bass Creek	Magnolia	0.6	206.10	30.91
Bollerud, Mike	Marsh Creek	Center	1.8	231.00	34.65
Purkapile, Bob	Marsh Creek	Center	4.3	1,185.25	177.79
Sayre, Evan	Rock River	Fulton	0.7	211.54	31.73
Zee Family Farms	Stevens Creek	Center	4.3	1,611.37	241.70
Weeks Farms	Turtle Creek	Clinton	16.6	5,846.19	500
Weeks Farms	Turtle Creek	Clinton	3.0	1,084.50	162.67
Gunn Rev. Trust	Markham Creek	Rock	5.37	1,596.41	239.46
Totals- 19			1,030.3	\$35,440.90	\$4,098.91

**RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS**

Land Conservation Comm.
INITIATED BY



Thomas Sweeney
DRAFTED BY

Land Conservation Comm.
SUBMITTED BY

September 23, 2015
DATE DRAFTED

**AMENDING THE 2015 LAND CONSERVATION DEPARTMENT BUDGET
TO OFFSET COSTS ASSOCIATED WITH THE CLEAN SWEEP PROGRAM**

1 **WHEREAS**, the Land Conservation Department (LCD) has participated in various components of the
2 Wisconsin Clean Sweep Program (Program), which is set up to allow homeowners, farm owners,
3 businesses and governmental units an affordable option for the disposal of hazardous chemicals no
4 longer accepted at landfills. The LCD has participated in the Program since 2002; and,

5
6 **WHEREAS**, the LCD continues to make an annual grant request to the DATCP for Clean Sweep
7 Program funding; and,

8
9 **WHEREAS**, various communities in Rock County continue to make monetary donations to help defray
10 costs of this program; and,

11
12 **WHEREAS**, numerous budgetary changes have occurred to the Clean Sweep program during 2015 and
13 the Land Conservation Committee requests the 2015 Budget be amended to reflect those changes.

14
15 **NOW, THEREFORE, BE IT RESOLVED** that the Rock County Board of Supervisors duly
16 assembled this ____ day of _____, 2015, amends the Land Conservation Department's
17 budget as follows:

<u>A/C DESCRIPTION</u>	<u>BUDGET AT 09/23/2015</u>	<u>INCREASE (DECREASE)</u>	<u>AMENDED BUDGET</u>
Source of Funds:			
62-6300-0000-42200	\$11,000	\$1,565	\$12,565
State Aid			
62-6300-0000-46000	\$ 5,000	\$2,531	\$ 7,531
Contributions			
Use of Funds:			
62-6300-0000-62119	\$29,000	\$4,096	\$33,096
Other Contracted Services			

Respectfully Submitted,

LAND CONSERVATION COMMITTEE

Richard Bostwick, Chair

Phil Owens

Alan Sweeney, Vice Chair

David Rebut, USDA-FSA

Thomas J. Brien

Wes Davis

Larry Wiedenfeld

Jeremy Zaiac

FINANCE COMMITTEE ENDORSEMENT

Reviewed and approved on a vote of _____.

Mary Mawhinney, Chair

FISCAL NOTE:

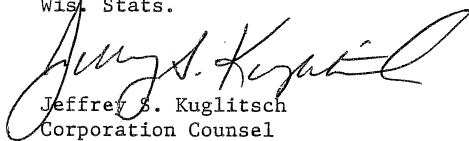
This resolution authorizes the acceptance and expenditure of an additional \$1,565 in State Aid and an additional \$2,531 in contributions for the Clean Sweep Program. No County matching funds are required.



Sherry Oja
Finance Director

LEGAL NOTE:

As an amendment to the adopted 2015 County Budget, this Resolution requires a 2/3 vote of the entire membership of the County Board pursuant to sec. 65.90(5)(a), Wis. Stats.



Jeffrey S. Kuglitsch
Corporation Counsel

ADMINISTRATIVE NOTE:

Recommended.



Josh Smith
County Administrator

EXECUTIVE SUMMARY

The request to amend Land Conservation Department budget will balance the Clean Sweep account.

The amendment to the 2015 budget for the Clean Sweep Program is the result of increased disposal service costs due to the popularity of the household and agricultural hazardous waste programs, the nature of the agricultural wastes received, an increase in the vendor (hauler) rates due to the nature of the wastes received and an increase in the number of household clean sweep participants served.

The 2015 programs served 287 household and 11 farms, with a total of 12,867 lbs. of material collected from households and 5,438 lbs. collected from farms. The net result of this program's success is the need to amend the budget to facilitate the increase in costs, the increase in the grant received, and larger than budgeted contributions to the program.



Wisconsin Dept. of Agriculture, Trade & Consumer Protection
Agricultural Resource Management Division
2811 Agriculture Drive, PO Box 8911
Madison WI 53708-8911
Phone: (608) 224-4648 or (608) 224-4610

*Soil and Water Resource
Management Program*

DATCP Received:

Cost-Share Funds Transfer Agreement

Submit transfer requests no later than
December 1st of the grant year

Grant Year: 2015 Fund Type: SEG TOTAL AMOUNT OF TRANSFER: \$5,600 (whole dollars only)

County Transferring Cost-Share Funds: Rock County Receiving Cost-Share Funds: Oconto

It is understood and agreed that:

- Bond and SEG revenue funds for conservation practices allocated to counties for the grant year indicated above may be transferred from, or to, any county consistent with the terms in the annual grant contracts and ss. ATCP 50.28 (as modified by department waiver), 50.34 and 50.36. A county may not transfer redirected cost-share funds originally awarded as an annual staffing grant.
- The county transferring the cost-share funds ("Transferring County") certifies that it has an uncommitted portion of its cost-share allocation equal to or greater than the transfer amount listed above, has not previously extended the grant funds which are the subject of the transfer, and has approval of its Land Conservation Committee to make these funds available for transfer.
- The county receiving the cost-share funds ("Receiving County") certifies that it has made a commitment to use the transferred funds on one or more specific projects, and has the approval of its Land Conservation Committee to accept the transferred funds for cost-sharing on the specific projects.
- The Transferring County agrees to the transfer of funds in the amount listed above to the Receiving County to be used to cost-share projects involving appropriate practices.
- The transfer must be approved by DATCP, consistent with the recommendation of the Land and Water Conservation Board. DATCP will not approve a transfer that exceeds the Transferring County's current available cost-share grant allocation as shown in DATCP's records for the grant year indicated above.
- DATCP is authorized to modify the allocation plan and amend the grant contracts for the Transferring and Receiving Counties to carry out the terms of this AGREEMENT.
- The counties signing this AGREEMENT are responsible for tracking their cost-share balances and accurately calculating transfer amounts. Reimbursement requests submitted to DATCP will be processed in accordance with the revised cost-share amounts authorized by this AGREEMENT. Reimbursement request(s) submitted by either the Transferring County or Receiving County that would create an overage of the revised cost-share grant allocation will not be paid.
- Funds transferred by this Agreement to the Receiving County may be extended into the subsequent grant year for the same project, subject to s. ATCP 50.34(6).

Dennis Kuehl

LCC Chair, County Board Chair, Executive, or Administrator from Transferring County

9-14-15

Date

LCC Chair, or County Board Chair, Executive, or Administrator from Receiving County

Date

After both the transferring county and receiving county have signed this agreement, the receiving county should e-mail it to: datcpswrm@wisconsin.gov

For DATCP use

The LWCB recommended approval of this transfer of funds on _____, 20____ (through its delegated representative _____) [Strike if this does not apply]

Approval of cost-share funds transfer of \$ _____ from _____ County to _____ County to be reflected in the Final Allocation Plan for the grant year indicated above. This Agreement hereby serves as a fully executed amendment to the grant contracts of the two counties signing this Agreement for the grant year indicated above.

Dated this _____ day of _____, 20____.

STATE OF WISCONSIN DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION

Dept. of Agriculture, Trade & Consumer Protection, Secretary

**RECOMMENDATION OF APPOINTMENT TO
ROCK-KOSHKONONG LAKE DISTRICT**

POSITION: Member of the Rock-Koshkonong Lake District

AUTHORITY: County Board Resolution #99-6A-038

TERM: To Complete the Unexpired Term of
Supervisor Mary Mawhinney

PER DIEM: For County Board Supervisors Only
Yes, Per Board Rule IV.J.

PRESENT MEMBER: Supervisor Mary Mawhinney

CONFIRMATION: Yes, by County Board of Supervisors

NEW APPOINTMENTS: Justin Thomas Shultz
N194 Pottawatomie Trail
Milton, WI 53563

EFFECTIVE DATE: October 22, 2015