# **ACTION ITEMS**

# STATE SOIL AND WATER CONSERVATION COMMISSION MEETING Wednesday, April 6, 2016 8:00 a.m. Athens, GA

- 1. Call to order Garland Thompson, Chairman
- 2. Invocation Brent Dykes, Executive Director
- 3. Approve Minutes of January 5, 2016 Board Meeting, as previously provided Approved
- 4. Act on Supervisor Appointments & Resignations Approved (see attached

#### documents)

- 5. Executive Director's Report Brent Dykes
  - a) Personnel Report Andy Pope
  - b) 2016 Legislative Session
  - c) Statewide Ag BMP 319 Grant
  - d) Update on Ag Metering Program
- 6. Financial Update Cynthia Wilbur
- 7. Urban Program Update Ben Ruzowicz
  - a) Dekalb County MOA Approved (see attached documents)
  - b) Third Party Trainers Approved (see attached documents)
- 8. NRCS Update Jim Lathem
- 9. GACD Update Dan Bennett
- 10. Public Comments
- 11. Next Board Meeting: Tuesday June 7, 2016
- 12. Upcoming Dates: SE NACD Meeting (July 31st August 2, 2016)

# GEORGIA SOIL AND WATER CONSERVATION COMMISSION MINUTES UGA Center for Continuing Education January 5, 2016

Participating were Chairman Garland Thompson, Vice-Chairman Harold Fallin, and Board members Drew Echols and Bob Martin. Participating from the Commission were Executive Director Brent Dykes, Deputy Executive Director Dave Eigenberg, Regional Representatives John Loughridge, Robert Amos, and Luke Crosson. Also present from the Commission were Urban Program Manager Ben Ruzowicz, E&SC Technical Specialist Brady Hart, Resource Specialist Jessica Bee, 319 Project Coordinator Will Laing, Administrative Assistants Lance Wyant and Annie Howell, and Administrative Operations Manager Cynthia Wilbur. Present from NRCS was Tansel Hudson. Participating on behalf of GACD was President Dan Bennett. Chairman Thompson called the meeting to order and asked Executive Director Dykes to give an invocation.

At this time, the Board called for discussion on past meeting minutes. On a motion by Bob Martin and second by Harold Fallin, the Board approved the minutes for the November 3, 2015, meeting.

On a motion by Harold Fallin and second by Drew Echols, the Board unanimously approved the nominees put forth in the January Appointment Report (see attached). On a motion by Harold Fallin and second by Bob Martin, the board regretfully accepted the resignations of Clayton County district supervisor Brecca Johnson, Middle South Georgia supervisor Carrol Fort, Alapaha supervisor Mike Coggins, and Warren County supervisor Joseph Batrous.

The Board next called on Mr. Dykes to give the Executive Director's report. He began with the Personnel Report. Mr. Dykes reported that the Commission had recently hired Paul Phillips as the new Resource Specialist in the Statesboro office, and that the open Region II Administrative Assistant position had been advertised. Also, as of November 2015, Dustin Rushing has been promoted to Regional Representative in the Statesboro office. Additionally, Kim Chapman left Commission employment at the end of December 2015.

Mr. Dykes next presented the Board with an update on the upcoming 2016 General Assembly Session that is set to start on January 11<sup>th</sup>. The Commission met all requests and intents of the 2015 legislation passed in regards to the administrative attachment to the Department of Agriculture. Agencies were asked to submit flat budget requests for both the amended FY2016 and the FY2017 budgets. For FY17, the Commission also submitted a \$10 million bond funding request that would allow rehabilitation of several watershed structures.

Next, Mr. Dykes reported on the implementation of the 2016 manual for Erosion and Sediment Control. The Overview Council met to make final edits and then approved the new finalized manual.

The new official version of the manual is now public and there will be a six-month transition period until July 1, 2016. Commission staff is holding information meetings throughout the state to update the public and to explain the edits made to the new edition. Mr. Dykes explained that due to high demand and increased printing costs, the Commission will not be printing manuals; however, the new edition is available on the main agency website for public download.

Lastly, Mr. Dykes drew the Board's attention to reports from each regional office that outlined district activities and expenditure plans for the additional FY2016 district state funds allotments.

At this time, the Board called on Mr. Dave Eigenberg to give the Deputy Executive Director's Report. Mr. Eigenberg reported that NRCS had recently updated the Mobile Irrigation Lab Technical Assistance Program with a new three-year contract for \$70,000.

The Board next called on Cynthia Wilbur to give a brief Overview of Agency Funding. Ms. Wilbur reiterated that the Commission had made a flat budget request for the FY2017 budget, as instructed by the Governor's Office of Planning and Budget. The FY2017 request is \$2,670,085 in total state funding, which is the same as current FY2016 state funding levels. Current federal and grant funding levels include the new MILTA funding as well as funding for three 319 grant projects—the Nutrient Management Planning Initiative, Cedar-Folsom Creek (both already in progress) and the just –awarded new Statewide Ag BMP.

Mr. Ruzowicz was next called on to present three Memorandums of Agreement to the Board. The MOA's were from Carroll County, Douglas County, and the City of Douglasville. On a motion by Harold Fallin and second by Bob Martin, the Board approved the three MOA's as presented.

Next, Mr. Tansel Hudson was asked to give the NRCS Update. Mr. Hudson reported on several ongoing NRCS programs, and also updated the Board on the partnership effort between NRCS and the Commission to complete watershed dam assessments and plans, as well as the ongoing joint funding project regarding the removal of the Sallacoa #77 watershed structure.

The Board next called on Mr. Dan Bennett for the GACD Update. Mr. Bennett reported that preparations for the upcoming GACD Annual Meeting, to be held at the Jekyll Island Convention Center February 26-27, are going well, and he encouraged everyone to attend. He thanked the Board and Commission staff for their support of GACD and for their help in planning the meeting.

Mr. Dykes reminded the Board of the Supervisor Training scheduled to coincide with the Annual Meeting, also at Jekyll Island, on February 25-26. Due to the absence of Board Member Jason Winters, the Board decided to postpone setting a date for their next Board Meeting.

At this time, Chairman Thompson opened the floor for public comments.

There being no further business, on a motion by Harold Fallin and second by Bob Martin, the meeting was adjourned.

Respectfully submitted by:

Cynthia Wilbur

Approved by:

GSWCC Chairman Date

GSWCC Executive Director Date

## NOMINEES FOR THE POSITION OF DISTRICT SUPERVISOR TO BE APPOINTED BY GEORGIA SOIL and WATER CONSERVATION COMMISSION

REGION	DISTRICT	COUNTY	NAME	CITY	%	FUTURE TERM WIL EXPIRE
1	Coosa River	Bartow	1. Davis R. Nelson	Cartersville	90%	10/30/17
	~~~~		2. Dean Bagwell			
***			3. Barry Shinall			
		Chattooga	1. James Edwin Parker	Lyerly	37%**	10/30/17
			2. Wayne Hurley			
			3. Mike Hutchin			
		Dade	1. Larry Gene Williams	Trenton	NEW	10/30/17
			2. Ellen Marie Moore			
			3. Thomas Black			:
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		Gordon	1. George Milton Stewart	Calhoun	72%	10/30/17
	· · · · · · · · · · · · · · · · · · ·		2. Mike Smith			
			3. Joe R. Powell			
		·				
		Paulding	1. James S. Smith	Hiram	69%	10/30/17
		radiung	2. Billy Auston	плат	0376	10/30/17
			3. John Vaughn			
		Polk	1. John Forbes Groover	Cedartown	79%	10/12/17
·		FUIK		Cedartown	1970	10/12/17
			2. Ray Lewis			
			3. Terry Wilson	· · · ·	<u> </u>	
		Walker	1. Roger P. Neal	Summerville	65%	10/30/17
			2. Carl Spinks			
			3. James Burton			
	Limestone Valley	Pickens	1. Robert P. Jones	Jasper	NEW	11/13/17
			2. Karen Howard			
			3. Debra Hunt			
	Altamaha	Appling	1. Jeffrey Deen	Baxley	66%	11/13/17
		·····	2. Eddie Miles			
			3. Tom Craven			
		Coffee	1. Garland Thompson	Douglas	100%	05/09/18
			2. John Meeks 3. Keith Harrell			[
		Jeff Davis	1. Brazle H. Claxton	Hazlehurst	86%	02/27/18
			2. Bobby Kirkland			
			3. Charles Pace			
	······································	Telfair	1. Travis P. Cook	McRae	100%	11/13/17
		ļ	2. Ralph Matthew		<b></b>	
	· · ·		3. Alvin Stanley			
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# NOMINEES FOR THE POSITION OF DISTRICT SUPERVISOR TO BE APPOINTED BY GEORGIA SOIL and WATER CONSERVATION COMMISSION

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	Clayton County	Clayton	1. Daniel Lesley Small	Jonesboro	NEW	09/20/17
	-		2. Dhaneish Ramdin			
			3. Bradford Johnson			
	Piedmont	Hancock	1. William Robert Woodall, Jr.	Sparta	62%	10/30/17
			2. Jimmy Kennedy			
			3. George Edward Brown			
					100%	02/27/18
	Towaliga	Pike	1. Rex J. Yerkes	Meansville	100%	02/27/10
			2. Ken Gran			
			3. Chuck Sword		+ +	
	Warren County	Warren	1. Steve C. Smith	Warrenton	NEW	08/22/17
	Warren County	Walten	2. Tyler Johnson			
			3. Dennis Coxwell			
		·····				
	·					
V	Lower Chattahoochee River	Quitman	1. Ralph Balkcom	Georgetown	75%	11/25/17
			2. Frank Redding			
			3. Matthew Self			
		Randolph	1. Hiram Bo Beard	Shellman	87%	11/25/17
			2. Terry Torbet			
		<u> </u>	3. Stewart Arnold			
			4 D 1 Of	Ellaville	44%**	11/25/17
		Schley	1. Burt Strange 2. Samuel Lee	Ellaville	4470	11/20/11
			3. Kenneth Brown			
			3. Kenneth Brown			
		Stewart	1. Richard Morrison	Lumpkin	84%	11/25/17
		0.0 Mart	2. Sib Fort			
			3. Shawn Harris			
		Sumter	1. Bill Bowen	Americus	79%	11/13/17
			2. Merle Smith			
			3. Tony Norman			
						44/0=//=
		Webster	1. Andy Payne	Preston	26%**	11/25/17
			2. Gordon Alston			
			3. Phillip Jones			
	Middle South Georgia	Thomas	1. Michael Alan Wheeler	Coolidge	NEW	11/25/17
	milule South Georgia	11011100	2. James Hart			
		*****	3. Paul Sherod			
			** Attendance Letter Provided			

#### MEMORANDUM OF AGREEMENT

#### BETWEEN

## THE SOIL AND WATER CONSERVATION DISTRICT

#### AND

#### THE COUNTY OF DEKALB, GEORGIA

This Memorandum of Agreement ("MOA") entered into between the DeKalb Soil and Water Conservation District, hereinafter referred to as the "District" and the County of DeKalb, hereinafter referred to as the "County".

WHEREAS, the County has adopted an erosion and sedimentation control ordinance governing land-disturbing activities, which ordinance meets or exceeds the standards, requirements and provisions of the Erosion and Sedimentation Act of 1975, Ga. Laws 1975, p. 994, and its implementing regulations, as amended to date of execution of this agreement ("Act"); and

WHEREAS, the DeKalb County has demonstrated to the District its capabilities to review and approve erosion and sediment control plans and has requested an agreement with the District to conduct such review and approval; and

WHEREAS, the County been certified by the Director of the Environmental Protection Division as an issuing authority for purposes of the Erosion and Sedimentation Act of 1975, as amended; and

WHEREAS, the District enters into this agreement with the intent of allowing the County to conduct the review and approval of erosion and sediment control plans without referring the applications and plans to the District, under Section 7(e) of the Erosion and Sedimentation Act of 1975, as amended; and

WHEREAS, both parties to this agreement, the District and the County, understand that this MOA cannot be effective until the State Soil and Water Conservation Commission ("Commission") gives its written concurrence hereto, as indicated by execution of this document;

**NOW THEREFORE**, the Parties to this Agreement, the District and the County, based on the mutual considerations as set forth below, hereby agree as follows:

I. 1. The County shall conduct technical review and approval of erosion and sediment control plans in accordance with standards set forth in the ordinance of the County as amended including Commission plan review checklists issued each year. The County shall take appropriate steps to assure that approved plans (including any field changes required or made by the County) are properly implemented and maintained and that all measures and practices are in compliance with the County's erosion and sedimentation control ordinance.

2. The County shall submit to the District monthly status reports and a quarterly report on its erosion and sedimentation program. The monthly status reports include the following: date plan logged in, plan review number, project name, project address, land lot-district, owner/developer, project size, disturbed acreage, stream buffer information, date permitted/status and any other information the District may request to evaluate the project. The report shall be submitted on a timely basis and of a form and content that is acceptable to the District and to the County E&SC plan review and enforcement records during normal business hours of the County.

3. The County shall keep the District informed of land-disturbing plans that might affect soil and water conservation. The County, upon 48 hour request, shall accompany any District representative on an investigative site visit to any project for which the County has received a development application.

4. The County shall maintain a system of records, plans, applications, etc., which the District may review at any time, and shall forward a report of all stop work orders, citations and court actions to the District monthly.

5. The County shall forward copies of all variances requested and/or received for all projects to the District monthly.

6. The County shall employ an appropriate number of inspectors to adequately service the level of project workload in the field. Inspectors and E&SC Plan Reviewers shall have attended and passed all required E&SC Certification

classes by the date this MOA becomes effective, and shall maintain required E&SC Certifications thereafter.

7. The County shall conduct full site inspections on all subdivisions, multi-family, commercial, government and institutional projects that are disturbing more than one acre of land based on a recommendation of every 7 days and not to exceed every 10 calendar days. Documentation (site inspection report) shall be provided to the District upon request.

8. If the District/Commission brings forth a complaint to the County's Erosion Control Environmental compliance Division, the County, shall inspect the site within 48 hours, respond to that complaint and inform the complainant of what action will be taken by 72 hours after the inspection. The County shall provide the District with a complaint report, stating the action taken, sequence of events, and the outcome of the complaint, via e-mail to the Region III Commission Office and District members. Any complaint brought forth in writing shall be responded to in writing in a timely fashion.

9. Where state water determinations are questionable or questioned, the County shall document and be prepared to show the District how the determination corresponds to the definition of "State Waters" in the County's Land Development Code (Chapter 14) or the "State Waters" memo, issued by the EPD on June 14, 2004. State water determinations are the responsibility of the County and not the plan designer.

10. The County shall ensure that stamped approved plans are provided to all inspectors, for all sites. Inspectors must make sure that sites are in receipt of approved plan sets and are implemented based on the stamped approved set of plans. If an inspector makes any field changes to the E&SC Plan, the approved sets of plans must document this change and must be initialed by that inspector. The designer must resubmit any design revisions to the County for further review. The County shall make these plans available to the District, upon request.

11. If the County requests assistance from the District/Commission regarding a complaint or other technical matter, a discussion of the matter and any necessary further action will take place within 48 hours.

12. The District/Commission shall contact the County when scheduling any follow-up site visit, and request a dual visit, so as to create consistency in the site inspections process. Reports will be generated from both Parties and provided to the other, upon request.

**II.** 1. The District will allow the County to conduct the review and approval of erosion and sediment control plans without the necessity of referring the application and plan to the District, unless the County fails to comply with the conditions specified in this MOA and the District takes action provided herein to terminate the MOA.

2. The District will review and carefully consider the reports submitted by the County and shall make recommendations with regard to the adequacy of the program and its compliance with the Erosion and Sedimentation Act of 1975, as amended.

3. The District shall provide the County with expertise available through the District and through memoranda of agreement between the District and other agencies.

4. The District assures that erosion and sediment control assistance shall continue to be a priority item of the District program.

5. The District shall, upon request, provide or conduct informational and educational programs to train individuals charged with review of erosion and sediment control plans, manpower and funding permitting.

6. The District shall provide to the County an annual evaluation of the effectiveness of its erosion and sediment control program.

**III.** It is mutually understood and agreed as follows:

1. This memorandum shall not be amended without consent of both parties and concurrence of the State Soil and Water Conservation Commission.

2. The County's files of erosion and sediment control plans and actions shall remain accessible to the District.

3. The District may secure additional review services before making recommendations on the adequacy of the program of the County.

4. This memorandum may be terminated at any time by either party, upon sixty (60) days written notice. It will terminate automatically and without written notice if the Environmental Protection Division revokes the certification of the DeKalb County program pursuant to Section 8 (c) of the Erosion and Sedimentation Act of 1975, as amended.

5. To the extent that the Commission promulgates final rules establishing a termination process the process established by rule shall supersede the process established herein when such rules become final and effective.

6. This Memorandum shall be effective on the date of the concurrence herewithin by the State Soil and Water Conservation Commission.

Sworn to and subscribed before me

This 7th day of March, 20 16

Notary Public My commission

Sworn to and subscribed before me

day of March 2010 This 2nd



# COUNTY OF DEKALB, GEORGIA

1. lile by Dir Bv:

Title: <u>UUU</u> Chief Executive Officer DeKalb County, Georgia

# DEKALB SOIL AND WATER CONSERVATION DISTRICT

By: Alell S. MacDregst

Title: Chair - 5WCD - DeKalb

This memorandum is hereby concurred in by the State Soil and Water Conservation Commission

this 1/th day of March , 2016.

Sworn to and subscribed before me This // h day of  $M_{a/c}h$ , 20/6

# STATE SOIL AND WATER CONSERVATION COMMISSION

MELANIE MICHELLE HILL Notary Public, Clarke County, Georgia My Commission Expires December 16, 2016

Notary Public My commission expires:

Executive Director By:

Title:

### Trainers to be approved by The Georgia Soil & Water Conservation Commission Board and the Stakeholder Advisory Board

#### **Trainer Level I**

**Requirements:** Education/Experience – 4 yr college degree and 5 yrs experience in E&SC

-OR-

Experience Only - 10 yrs. experience in E&SC

#### 1. Corey D. Babb

Education - Berry College, Bachelor of Science, Biology/ Chemistry minor

Experience - 2015/Present - Georgia Power (Environmental Analyst)

2012/2015 - Hampton and Associates (Scientist/Environmental Planner) 2008/2012 - Atlanta Regional Commission (Environmental Planner) 2007/2008 - Georgia Environmental Protection Division

**Duties Performed:** 

- Developed standard operating procedures for field collection of water samples from rivers and streams
- Niskey Lake Sediment Assessment and Permitting Assistance
- Track the State's development of TMDL on District waters
- Delineation of wetlands, floodplains, stream buffers and other environmentally sensitive areas

Mr. Babb meets requirements with education and experience.

### 2. David Truax

Education - Syracuse University Bachelor of Science in Chemical Engineering

Experience – 2015/present - HB Next

2011/2015 – GDOT Environmental Compliance Bureau (Environmental Compliance Ecologist II) 2010/2011 – Xeritech (Environmental Inspector) 2000/2009 – United Consulting (Staff engineer)

### Duties Performed -

- Inspection of construction sites and storm water facilities
- Determined courses of action to facilitate resolutions of complaints on erosion control issues
- Made sure projects are in compliance with getting all state and federal permits and variances

Mr. Truax meets the requirements with education and experience.

# 3. Josue DeJesus

Experience – 2015/Present - Self Employed 2005/2015 - City of Conyers (Storm water Coordinator)

Duties Performed -

- Coordinate E&S Education
- Perform E&S inspections
- Research, implement, comply and report all applicable federal, state and local policies, procedures dictated by the Clean Water Act, NPDES, Phase II permit, Metro District Watershed Plans, Solid Waste Plan and local ordinances.

Mr. DeJesus meets the requirements with experience.