

# MINUTES

## CULPEPER SOIL AND WATER CONSERVATION DISTRICT

### **BOARD MEETING** **Electronic Meeting via Telephone** **Culpeper, Virginia 22701** **February 2, 2021**

The Chairman informed Board members on the call of necessary actions to conduct an electronic meeting.

Generally, public bodies are prohibited from meeting electronically under the provisions of the Freedom of Information Act (FOIA). However, language approved by the Governor and General Assembly in Chapter 56 of the 2020 Special Session 1, Acts of Assembly allows the District to move forward with certain restrictions.

The Budget Bill allows public bodies to hold Electronic Meetings when the Governor has declared a state of emergency pursuant to §44-146.17 if:

- (i) the nature of the declared emergency makes it impracticable or unsafe for the public body or governing board to assemble in a single location; and
- (ii) the purpose of the meeting is to discuss or transact the business statutorily required or necessary to continue operations of the public body...and the discharge of its lawful purposes, duties, and responsibilities.

The Budget Bill also has language regarding recordings and transcriptions of Electronic Meetings. Please be advised that this meeting is being recorded as usual. As required, this recording will be available to the public through the District website.

It is this Board's responsibility to determine whether the nature of the declared emergency makes it impracticable or unsafe for the public body or governing board to assemble in a single location. I will request a motion for the board to make this determination. After duly seconded, we will conduct a roll call vote. If that motion fails, this electronic meeting will end at that point. The Budget Bill also requires compliance with the provisions of §2.2-3708.2. Therefore, in accordance with §2.2-3708.2.D.2, public bodies must include a telephone number that may be used to notify the public body of any interruption in the telephonic or video broadcast of the meeting. In the event that a disruption to the meeting occurs, participants should contact the District Manager by phone at 434-760-3269 or 540-825-8591.

Robert Runkle moved that the District Board certify that the nature of the state of emergency caused by the COVID-19 pandemic, as declared by the Governor of Virginia, makes it impracticable or unsafe for the District Board to assemble in a single physical location, and further that the purpose of the meeting, including all agenda items as reflected in the meeting's prepared agenda is to transact or discuss business that is statutorily required or that is necessary to continue operations of the District Board and the discharge of the District Board's lawful purposes, duties and responsibilities. Robert Bradford seconded the motion.

R. Bradford, O'Halloran, P. Morris, S. Morris, S. Sharpe, S. Hill, D. Verhoff, M. Sands, L. Graves,  
R. Runkle                    10 yeas; 0 nays.

**DIRECTORS PRESENT:** Lynn Graves, Madison County  
Robert Bradford, Orange County  
Robert Runkle, Greene County  
Tom O'Halloran, Culpeper County

Mike Sands, Rappahannock County  
Robert Brame, Orange County  
Philip Morris, Greene County  
Steve Hill, Madison County  
Steve Morris, Greene County, Director-At Large  
Sarah Sharpe, Virginia Cooperative Extension, Greene County  
Dennis Verhoff, Culpeper County

**DIRECTORS NOT PRESENT:**

Warren Lee, Orange County, Associate Director  
Mike Biniek, Rappahannock County  
Brad Jarvis, Madison County, Virginia Cooperative Extension,  
Associate Director  
Bob Williamson, Culpeper County, Associate Director

**STAFF PRESENT:**

Greg Wichelns, District Manager  
JoAnn Neal, Administrative Secretary

**OTHERS PRESENT :**

Debbie Cross, CDC, DCR

1) **CALL TO ORDER, MOMENT OF SILENCE, PLEDGE OF ALLEGIANCE**  
L. Graves welcomed everyone on the call. Following a moment of silence, Lynn Graves led the Pledge of Allegiance.

2) **DRAFT MINUTES**  
L. Graves called for approval of the substance of the January 5, 2020 Draft District Board Meeting Minutes and for any substantive corrections or additions. M. Sands moved to approve the minutes as presented. T. O'Halloran seconded the motion. (M. Sands, T. O'Halloran, unanimous)  
R. Bradford, O'Halloran, P. Morris, S. Morris, S. Sharpe, S. Hill, D. Verhoff, M. Sands, L. Graves, R. Runkle 10 yeas; 0 nays.

3) **AGENDA APPROVAL**  
L. Graves called for Agenda approval. He added the Legislative Committee Report and Personnel Committee Report to the Consent Agenda. T. O'Halloran moved to adopt the Agenda as modified. P. Morris seconded the motion. (T. O'Halloran, P. Morris, unanimous)  
R. Bradford, O'Halloran, P. Morris, S. Morris, S. Sharpe, S. Hill, D. Verhoff, M. Sands, L. Graves, R. Runkle 10 yeas; 0 nays.

4) **CONSENT AGENDA**  
Consent Agenda adopted as modified.

**COMMITTEE REPORTS**

EDUCATION COMMITTEE REPORT  
TECHNICAL COMMITTEE REPORT  
OPERATIONS COMMITTEE REPORT  
FINANCE COMMITTEE REPORT  
LEGISLATIVE COMMITTEE REPORT  
PERSONNEL COMMITTEE REPORT  
TREASURER'S REPORT

## 5) TECHNICAL COMMITTEE REPORT

*Items in italics were added at the February 2, 2021 Board Meeting in Syria, Virginia*

- 1) The following BMP applicants have been approved by the Technical Committee for funding. All applications were thoroughly screened for compliance with Priority Recruitment Guidelines. All met at least two of the priority criteria.

<u>Practice</u>	<u>Fund</u>	<u>Participant</u>	<u>Contract</u>	<u>Instance</u>	<u>County</u>	<u>Amount</u>	<u>Tax Credit</u>
SL-8B	2021 VACS	Knight Cattle Company	07-21-0223	423084	Orange	\$ 8,512.00	\$ 0.00
SL-8B	2021 VACS	Custom Harvesters	07-21-0220	423081	Orange	\$ 12,447.00	\$ 0.00
SL-8H	2021 VACS	Custom Harvesters	07-21-0220	423082	Orange	\$ 992.00	\$ 0.00
SL-8H	2021 VACS	Cleavend Farm LLC	07-21-0221	423083	Orange	\$ 8,661.50	\$ 0.00
SL-8B	2021 VACS	Mount Pony Farms Inc.	07-21-0214	422980	Culpeper	\$ 20,814.00	\$ 0.00
SL-8H	2021 VACS	Mount Pony Farms Inc.	07-21-0215	422982	Culpeper	\$ 4,580.00	\$ 0.00
SL-6N	2021 VACS	Roy Boldridge	07-21-0222	388327	Culpeper	\$ 11,834.88	\$ 1,593.15
SL-6W	2021 VACS	2 Rivers Cattle Company	07-21-0216	422997	Culpeper	\$ 47,493.28	\$ 0.00

- 2) The following BMP participants have been approved by the Technical Committee for payment:

<u>Practice</u>	<u>Fund</u>	<u>Participant</u>	<u>Contract</u>	<u>Instance</u>	<u>County</u>	<u>Amount</u>	<u>Tax Credit</u>
SL-10	2020 VACS	Chris Parrish	07-20-0263	380461	Rappahannock	\$ 10,095.00	\$ 0.00
SL-7	2020 VACS	David Sears	07-20-0029	346749	Orange	\$ 10,818.64	\$ 901.55
<i>SL-10</i>	<i>2021 VACS</i>	<i>George Webb</i>	<i>07-21-0060</i>	<i>410460</i>	<i>Greene</i>	<i>\$ 1,275.00</i>	<i>\$ 0.00</i>

- 3) The following Upper Rapidan River Residential applicants have been approved by the Technical Committee for funding:

<u>Practice</u>	<u>Fund</u>	<u>Participant</u>	<u>Contract</u>	<u>Instance</u>	<u>County</u>	<u>Amount</u>
RB-3M	DEQ16678	Donald Meeks	07-21-0212	422606	Orange	\$ 1,000.00
RB-3M	DEQ16678	James Loder	07-21-0217	423000	Greene	\$ 1,000.00
<i>RB-4</i>	<i>DEQ16678</i>	<i>ARA Properties LLC</i>	<i>07-21-0237</i>	<i>423519</i>	<i>Orange</i>	<i>\$ 6,400.00</i>
<i>RB-3N</i>	<i>DEQ16678</i>	<i>Fiona Tustian</i>	<i>07-21-0240</i>	<i>423550</i>	<i>Madison</i>	<i>\$ 1,600.00</i>

- 4) The following Robinson River Residential applicant has been approved by the Technical Committee for funding:

<u>Practice</u>	<u>Fund</u>	<u>Participant</u>	<u>Contract</u>	<u>Instance</u>	<u>County</u>	<u>Amount</u>
RB-3M	DEQ16679	George Harris	07-21-0180	423087	Culpeper	\$ 2,000.00

- 5) The following Upper York River Residential applicants have been approved by the Technical Committee for funding:

<u>Practice</u>	<u>Fund</u>	<u>Participant</u>	<u>Contract</u>	<u>Instance</u>	<u>County</u>	<u>Amount</u>
RB-3M	DEQ16547	Nancy Henry	07-21-0218	423001	Orange	\$ 1,600.00
RB-3M	DEQ16547	Suzanne Lane	07-21-0197	421981	Orange	\$ 1,100.00
RB-3M	DEQ16547	Linda Senger	07-21-0219	423080	Orange	\$ 1,600.00
<i>RB-3M</i>	<i>DEQ16974</i>	<i>Stevan Sedwick</i>	<i>07-21-0208</i>	<i>422354</i>	<i>Orange</i>	<i>\$ 1,000.00</i>
<i>RB-3M</i> <i>Level 2</i>	<i>DEQ16974</i>	<i>Suzanne Lane</i>	<i>07-21-0197</i>	<i>423290</i>	<i>Orange</i>	<i>\$ 2,200.00</i>
<i>RB-3M</i>	<i>DEQ16974</i>	<i>Jolene Vass</i>	<i>07-21-0231</i>	<i>423292</i>	<i>Orange</i>	<i>\$ 1,200.00</i>
<i>RB-3M</i>	<i>DEQ16974</i>	<i>Dwight Paschall</i>	<i>07-21-0232</i>	<i>423294</i>	<i>Orange</i>	<i>\$ 1,300.00</i>
<i>RB-3M</i>	<i>DEQ16974</i>	<i>Timothy Power</i>	<i>07-21-0184</i>	<i>423311</i>	<i>Orange</i>	<i>\$ 1,000.00</i>

6) The following Upper Hazel Residential participants have been approved by the Technical Committee for funding:

<u>Practice</u>	<u>Fund</u>	<u>Participant</u>	<u>Contract</u>	<u>Instance</u>	<u>County</u>	<u>Amount</u>
RB-1	DEQ16546	Eugene J. Backe	07-21-0225	423147	Culpeper	\$ 175.00
RB-1	DEQ16546	Albert B. Payne*	07-21-0224	423145	Rappahannock	\$ 175.00
RB-1*	DEQ16546	Christian J. Phelan	07-21-0226	423198	Culpeper	\$ 175.00
RB-3M	DEQ16546	Michael A. Cioffi	07-21-0227	423277	Rappahannock	\$ 1,000.00
RB-3M	DEQ16546	David J. Riedel	07-21-0229	423283	Rappahannock	\$ 1000.00
RB-5	DEQ16546	Robin Schmid	07-21-0228	423287	Rappahannock	\$15,600.00
RB-1	DEQ16546	Brian Duncan	07-21-0230	423291	Culpeper	\$ 175.00
RB-3M	DEQ16546	Richard Duncan	07-21-0233	423297	Culpeper	\$ 1,100.00

\*Emergency Pump-Out

7) The following Upper Hazel Residential participants have been approved by the Technical Committee for payment:

<u>Practice</u>	<u>Fund</u>	<u>Participant</u>	<u>Contract</u>	<u>Instance</u>	<u>County</u>	<u>Amount</u>
RB-3	DEQ16546	Meaghan C. Foran	07-21-0137	420668	Rappahannock	\$ 2,500.00
RB-1	DEQ16546	Albert B. Payne	07-21-0224	423145	Rappahannock	\$ 175.00
RB-3	DEQ 16546	Christian J. Phelan	07-21-0226	423198	Culpeper	\$ 175.00

8) The following Robinson Residential participant has been approved by the Technical Committee for payment:

<u>Practice</u>	<u>Fund</u>	<u>Participant</u>	<u>Contract</u>	<u>Instance</u>	<u>County</u>	<u>Amount</u>
RB-3M	DEQ16679	Goerge Harris	07-21-0180	423087	Culpeper	\$ 1,225.00

9) The following Upper York Residential participants have been approved by the Technical Committee for payment:

<u>Practice</u>	<u>Fund</u>	<u>Participant</u>	<u>Contract</u>	<u>Instance</u>	<u>County</u>	<u>Amount</u>
RB-3M	PO16974	Susan Swope	07-21-0195	421974	Orange	\$ 175.00
RB-3M	PO16974	Timothy Power	07-21-0184	423311	Orange	\$ 175.00

10) The following Residential applicants have been cancelled by the Technical Committee:

<u>Practice</u>	<u>Fund</u>	<u>Participant</u>	<u>Contract</u>	<u>Instance</u>	<u>County</u>	<u>Amount</u>
RB-3M	DEQ16678	Cathy Wash	07-21-0054	408106	Greene	\$ 1,000.00
RB-3M	DEQ16679	George Harris	07-21-0180	421665	Culpeper	\$ 1,000.00
RB-3M Level 1	PO16974	Suzanne Lane	07-21-0197	421981	Orange	\$ 1,100.00
RB-1	DEQ16547	Timthy Power	07-21-0184	421677	Orange	\$ 175.00

11) Transfer of Responsibility – Glenwood Ag. Company has transferred responsibility of Contract 07-12-0057, Instance 137334, to Turn of the River Farm LLC.

12) The Committee discussed several dates in early to mid-April for annual dam inspections. The District Manager will coordinate with the District Dam Engineer on dates.

13) The Technical Committee continues to delegate the authority to the District Manager to sign BMP contracts on behalf of the Board of Directors on an as needed basis.

**6) AGENCY REPORTS**

**DCR** - D. Cross thanked the District staff for the hard work they did getting the Ag BMP Verification Program which ended December 31, 2020. Another round will begin and will need to be completed September 2021. D. Cross reported a Conservation Tillage Survey will be coming and funds will be there for the Districts. This must be completed by June 30.

**7) PLAN FOR FEBRUARY COMMITTEE MEETINGS (via Electronic Meeting)**

Committees will meet electronically only on Tuesday, February 16, 2021. Personnel 9:00, Operations 9:30, Technical 10:00 and Educational meeting will be held February 16, 2021 via Zoom or by telephone at 4 pm. **BOARD MEETING FOR MARCH WILL TENTATIVELY BE HELD TUESDAY, MARCH 2, 2021 via Electronic Meeting.**

**8) ADJOURNMENT**

Dennis Verhoff motioned to adjourn the February 2, 2021 Board meeting at 10:10. M. Sands seconded the motion.

R. Bradford, O'Halloran, P. Morris, S. Morris, S. Sharpe, S. Hill, D. Verhoff, M. Sands, L. Graves, R. Runkle 10 yeas; 0 nays.

Respectfully Submitted,

Lynn Graves, Chairman



JoAnn M. Neal  
Administrative Secretary

Date Approved \_3/2\_/2021