

SWRM grants: Program overview



- Explain cost-sharing from contracting to reimbursement
 - Review manure storage example
- Review grant application process including staffing grant
 - Explain how to apply for NOD funding

Make use of electronic resources

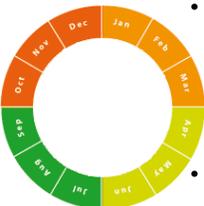


- Go to Working Manual for
 - DATCP policies
 - Current forms (e.g. reimbursement, NOD application)

http://datcp.wi.gov/Environment/Land_and_Water_Conservation/SWRM_Grant_Program_Working_Manual/index.aspx

- Read email reminders to meet deadlines and obtain updates
- Call if in doubt

Grant projects: One year start to finish



- Sign contracts in the year funds are awarded
 - Don't fully sign contract before grant year starts
 - Get all necessary signatures with proper notarization
- Complete by Dec. 31 (must incur all costs) or extend incomplete projects
- Pay costs for completed projects by Jan. 31 of the next year
- Request reimbursement no later than Feb. 15 of the next year

Select cost-share approach for problem



- **SWRM:** Lower cost projects that address LWRM priorities but may combine with other funding (e.g. EQIP) for higher cost projects
- **TRM:** More costly projects up to \$150,000 to address high priority resource problems
- **NOD/NOI:** Projects that resolve feedlot and other discharges
- **CREP and equivalent:** Buffers and other practices installed on land not well suited for farming

DATCP cost-sharing on government land (e.g., county, village, state)



- Allowed for county or village land
 - Meets LWRM plan priorities
 - Has LCC approval
- Not allowed for state-owned land

This instrument is subject and limited to the grant and funding provided by the _____ County Land Conservation Committee, and landowner(s) _____ and grant recipient(s) _____. This contract is complete and valid as of the date signed by the county representative.

In consideration of the terms and conditions herein, the parties agree to this contract as set forth in the following Sections 1, 2, and 3, and any addenda that are approved and made a part hereof.

NOTE 1: It is not necessary to notarize the spouse's signature unless this contract will be recorded. However, the spouse must sign his or her own name. All other signatures must be notarized. If there are additional landowners or any grant recipients, check here and attach Exhibit A1. Taxes "not applicable" for each line not completed.

NOTE 2: Only properly authorized person(s) can sign in a representative capacity and must sign in such capacity if the landowner is a corporation, trust, estate, partnership, limited partnership, or limited liability company.

_____ LANDOWNER REPRESENTATIVE PRINT OR TYPE NAME: William Hawk State of Wisconsin)) ss. Date: 11/12/07 This instrument was acknowledged before me on 11/12/07 by _____ William Hawk (Name of landowner or representative) _____ (Representative's position or type of authority, if applicable) For _____ (Name of entity on behalf of whom instrument was executed, if applicable) O. F. Ficial Notary Public, State of Wisconsin My commission expires _____ (in permanent) K. D. Worker SIGNATURE OF COUNTY REPRESENTATIVE PRINT OR TYPE NAME: H.D. Worker State of Wisconsin)) ss. Date: 1/5/11 This instrument was acknowledged before me on _____ by _____ _____	_____ LANDOWNER REPRESENTATIVE PRINT OR TYPE NAME: Ruth Hawk State of Wisconsin)) ss. Date: 12/25/10 This instrument was acknowledged before me on 12/25/10 by _____ Ruth Hawk (Name of landowner or representative) _____ (Representative's position or type of authority, if applicable) For _____ (Name of entity on behalf of whom instrument was executed, if applicable) _____ Notary Public, State of Wisconsin My commission expires _____ (in permanent)
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If landowner signs in prior year

County must sign contract in grant year of project

Section 2, Page 3, A (9)

- Landowner and grant recipient must initial:
- Each page of contract (along with spouse and county)
- Acknowledgement of compliance responsibilities

9. To acknowledge receipt, where applicable, of a notice provided by the county explaining continuing compliance requirements arising out of the installation of specific cost-shared practices. *(Initial here)*
10. Not to discriminate against contractors because of age, race, religion, color, handicap, gender, physical condition, developmental disability, or national origin, in the performance of responsibilities under this contract.
11. To make any changes to this contract, including changes in project components and costs, according to the procedures set forth in Section 2.C.3.
12. To the county's right to stop work, or withhold cost-share grant funds, if it is found that the landowner, grant recipient, or construction contractor in their employ has violated ch. 92, Wis. Stats., ch. ATCP 50, Wis. Admin. Code, or has breached this contract.

Landowner Initials	Date	Spouse Initials	Date	Grant Recipient Initials	Date	Spouse Initials	Date	County Rep. Initials	Date
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SECTION 3. PRACTICE		AND INSTALLATION SCHEDULE		PAGE 5 of 6					
Name of Person Preparing Technical Design:		USE OF THE 3 BOXES BELOW IS OPTIONAL		REPRESENTING: DATE OF APPROVAL:					
APPROVED: \$		AMOUNT OF COST-SHARE CONTRACT APPROVED: \$		DATE OF APPROVAL:					
COST-SHARE RATE		ESTIMATED COST-SHARE AMOUNT							
Cost-Share Item Description (e.g., ATCP 50.62 to 50.68, State A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z)	Quantity (in Standard Units)	Unit Cost or Flat Rate \$	Estimated Total Cost \$	Main %	Grantee %	County %	DAACP %	Grantee %	County %
50.64 Barnyard runoff	1	1	\$20,000	70%	30%		\$16,000	\$4,000	
50.78 NM	200		0						

Use practice numbers along with description of cost-shared item

List units (acres) of nutrient management at no charge when it is a required component of the primary practice

COST-SHARE PRACTICE/FUNDING SOURCE TABLE AND GUIDANCE FOR COMPLETING NR151 CODES

The following will help you in signing cost-sharing agreements and completing reimbursement requests. It consists of two parts:

- (1) A table listing all conservation practices cost-shareable under ch. ATCP 50, the source of funds you must use for cost-sharing and the units of measurement to quantify each cost-shared practice, and
- (2) A guidance for completing the column of reimbursement form.

Practice Code	Reference	Source	Measurement
50.08(3)	Bonding	Acres	
50.08(4)	Bonding	Acres	
50.42(1)	Bonding	Acres	
50.62	Bonding	Number installed (#)	
50.63	Bonding	#	
50.64	Bonding	Linear Ft.	
50.65	Bonding	Linear Ft.	
50.66	Bonding	Linear Ft.	
50.67	GPR	Acres	
50.68	GPR	Acres	
50.69	Bonding	#	

Practice code to use in cost-share documents

Type of funding required to cost-share practice

Unit of measure to use in cost-share documents

Practices eligible for cost-sharing



- Identified in ATCP 50, subch. VIII
- Approved in writing by DATCP for voluntary or enforcement purposes
- Excludes specific conditions such as
 - Overtopping of manure storage
 - Pesticide spill cleanup

Negotiating lower cost-sharing



- May negotiate cost-share payment below maximum (70% or \$28 per acre)
- Does not change landowner obligations
 - Continuing compliance
- Document acceptance of lower payment
- Retain record to respond to claims of inadequate cost sharing

Documenting changes in project costs



- Maintain record for new and deleted practices, overruns and cost savings
- Use change order form
- Retain in project file
- Protects against claims that funds owing on project
- Provides paper trail for audit

Sign separate contracts



- Identify all landowners who have land covered by the NM plan
- Sign a separate contract with each landowner
 - Operator must sign Exhibit A1 for each contract

Piggybacking funds



- May combine with EQIP to provide up to \$28/ac
- Farmer must
 - Voluntarily disclose receipt of EQIP funds
 - Acknowledge continuing compliance requirements

Cost-sharing for fewer acres



- Use to effectively manage funds
- Develop a NM plan that covers all acres if possible
- Use future funds to cost-share remaining acres
 - Do not make commitments that cannot be honored

Cost-sharing and continuing compliance



- No cost-sharing unless continuing compliance secured
- All landowners must maintain NM compliance for as long as the land is farmed
 - Not just for the four years of the contract

COST-SHARE CONTRACT NO. _____

SECTION 3. PRACTICES, COST, COST-SHARE AMOUNTS, AND INSTALLATION SCHEDULE PAGE _____

The practitioner, the producer, specifications, right to farm, cost share amount, and installation schedule will be as follows. The producer agrees to maintain the following practices on the subject property of the landowner:

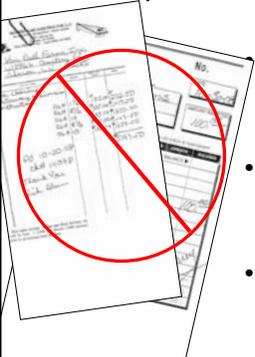
Name of Practice Preparing Technical Design	Representing (COUNTY OR PRIVATE ENGINEERING FIRM)	USE OF THE 3 BOXES BELOW IS OPTIONAL						
		REPRESENTING:	DATE OF APPROVAL:					
		AMOUNT OF COST-SHARE CONTRACT APPROVED: \$						
		ESTIMATED COST-SHARE						
* Cost Shared Item Description as AICP 50-02 to 50-06, 50-08 to 50-11, 50-13, 50-15, 50-16, 50-18, 50-19, 51 and 52	Quantity (Use Standard Units)	Unit Cost or Flat Rate \$	Estimated Total Cost \$	COST-SHARE RATE			ESTIMATED COST-SHARE	
				State %	County %	County other %	BAICP \$	Grantee \$
50.78 Nutrient Management	4 acres	\$7/acre	\$14000	100%			\$14000	
List years annual practice cost-shared (must be 4 years)		Use flat rate		100% when using flat rate				
practice can be		TOTALS				ENTER BAICP COST-SHARE AMOUNT ON PAGE _____		

If the contract provides for the more than one year of cost-sharing, the full practice contract cost management, residue management, and other program, the landowner will be responsible for the cost share amount of production for one land taken out of production. For "with practice" payments, the landowner receives the full benefit of the practice for the number of years cost shared. (Cost Landowner may have compliance obligations under state law that are beyond the terms of this contract.) For "land out of production" payments under AICP 50-08, the landowner receives the cost of the practice as agreed for the period specified in the contract. A landowner's annual cost equals the number of effective acres multiplied by the per-acre weighted average cost rate in the county on the date of the cost-share contract. For CRP agreement payments authorized under AICP 50-08, the landowner receives an amount equal to the amount that would be offered under the CRP program if the effective acres were enrolled in that program. To receive a CRP agreement payment, a landowner must keep the practice land out of production for 13 years, or its percentage, and must agree to continue some practice on those acres for the CRP program. Insert "0" if the land is taken out of production as property.

Landowner Initials	Date	Special Initials	Date	County Representative Initials	Date	Special Initials	Date	County Rep Initials	Date

Reimbursement

Take these steps to speed up processing of payments



- Send DATCP c/s contracts within 30 days of signing
 - Send only one copy
- Seek reimbursement as soon as projects are complete
 - No need to wait until year's end
- Don't send receipts

Recording



- Required when DATCP cost-sharing exceeds \$14,000
 - Includes cost increases from change orders
- Record before making any cost-share payment
- May use DATCP funds to pay recording cost (include this cost in the total estimated project cost)
 - Do not list recording fee separately

Partial payments



- Can only pay for stand alone practice with independent WQ benefits
- Cannot pay more than 90% of the total cost-share
- Cannot pay part of NM costs
 - Soil tests
 - Less than four years (Pay four years upfront)

Manure storage cost-sharing eligibility



- Fund storage only if needed to accomplish nutrient management
- Cannot cost-share
 - If nutrient management plan alone can resolve water quality problems
 - For expansion of facility

Overview



- Original contract for storage uses \$49,000 in DATCP funds
- Change orders for cost overruns and new practices
- Approval for project over \$50,000
- Extension requested to complete project
- Partial and full payment requests

SECTION 3. PRACTICE		AND INSTALLATION SCHEDULE		PAGE 5 of 5	
Name of Farm Preparing Technical Design		USE OF THE 4 BOXES BELOW IS OPTIONAL		REPRESENTING: DATE OF APPROVAL:	
COST-SHARED ITEM DESCRIPTION		AMOUNT OF COST-SHARE CONTRACT APPROVED: \$		ESTIMATED COST-SHARE AMOUNT	
as ATCP 50.62 to 50.62 (15) & (16) and (17)	Quantity (ft or Standard Unit)	Unit Cost or Flat Rate \$	Estimated Total Cost \$	State %	County %
50.62 Manure Storage	1	1	\$70,000	70%	30%
50.78 NM	200		0		
	acres				

Use practice code numbers along with description of cost-shared item

List nutrient management at no charge when storage is cost-shared and provide units (acres)

ANNUAL CERTIFICATION

Please complete the following sections as appropriate for the practices listed on the reverse side of this form. By signing the certification section, you are certifying that the practice was installed by December 31st of the grant year.

FOR ENGINEERING PRACTICES (includes well decommissioning)
 I certify that the engineering practices or practice components listed on the reverse side have been installed in accordance with the plans, specifications, and appropriate standards and that: (check One)
 I am a registered Professional Engineer in the State of Wisconsin; or
 I have the appropriate level of certification for checking the installation of the engineering practices or practice components.

FOR WELL CONSTRUCTION AND DECOMMISSIONING
 I certify that the well practices listed on the reverse side have been installed in accordance with the plans, specifications, and appropriate standards and that: (check if applies)
 I am a well driller or pump installer

FOR NUTRIENT MANAGEMENT PLANS
 I have marked the appropriate boxes and attached the appropriate nutrient management plan cost-shared directly or required as part of another cost-shared practice, and certify that the nutrient management plan was prepared by one of the following: (check One)
 recognized as a certified crop consultant by the national alliance of independent crop consultants; or
 recognized by the American Society of Professional Agronomists, or as a professional agronomist, or as a person who has completed the appropriate training to prepare a plan.

FOR NON-ENGINEERING PRACTICES
 I certify that the practices listed on the reverse side have been installed in accordance with the plans, specifications, and appropriate standards and that I am a professional agronomist or a certified crop consultant.

SIGNATURE: L.L. Engineer
 PRINT NAME: L.L. Engineer
 DATE: 6/25/07

Proper person must certify that storage installed as planned

Qualified planner must submit checklist to verify plan

REIMBURSEMENT REQUEST
 Section 92.14, Wis. Stats.

Final payment request

FINAL PAYMENT (All portions of this project have been installed.)
 PARTIAL PAYMENT (Practice components must be installed and provide equivalent conservation benefits. - ACTP 50.40(12))

COST-SHARED ITEM DESCRIPTION (Practices should be listed exactly as shown on cost-share contract with appropriate reference to ACTP 50.)	DATE	WELL	SEED CODE (Refer to REF. Code table)	LAST COST-SHARED AMOUNT	CHANGE ORDER AMOUNT (None + or -)	EROSION CONTROL PRACTICE AMOUNT	ASSOCIATED DATE
50.62 Manure Storage	05	yes	BR12	49,000	3,500	52,500	0
50.78 Nut Management	07	yes	BR12	0			0
50.64 Barnyard controls	08	yes	BR12	0	1,400		1,400
	09	No					

Deduct past payment

Sum of requests by practice

TOTAL REIMBURSEMENT REQUEST: 1,400

Maintenance and continuing compliance

Cost-share maintenance requirements including NM plans



- Reduce to writing in addendum or O&M plan
- Include requirements from
 - ATCP 50 (e.g. s. 50.62 for manure storage)
 - NRCS technical standard
- Define period required
 - 10 years for storage
 - 4 years of NM
- Inform of compliance beyond the contract period

Specific maintenance requirement for manure storage



- Incorporation of manure within 3 days for larger facilities
- No spreading of stored manure on frozen or snow covered ground
- Update and follow a nutrient management plan for 10 years
 - Perform soil tests

Annual NM requirements based on NRCS 590



- Require annual updates of NM checklist
- Verify NRCS 590 compliance from updated checklist
- Submit updated checklists to Sue Porter at DATCP

Grant application

DATCP application requirements



- Current approved LWRM plan
- Updated work plan for 2011 and 2012 (if available)
- Annual report on county accomplishments and activities

2012 Staffing Grants



- Tier 1: All counties receive \$85,000 minimum
- Tier 2: Counties may seek an additional allocation to cover 100% of county's first position, 70% of second position, and 50% of third and subsequent positions
 - Estimate 0% funding for third position and less than 70% for second

DATCP will use internal data to award up to 100 points for NM applications



- Up to 60 points based on number of county farmers claiming a 2009 FPP tax credit
- Up to 30 points based on number of NM checklists submitted to DATCP in 2010
- Up to 10 points based on the county's record in spending or committing at least 80% of its 2010 SEG funds

GENERAL INFORMATION	
<p>GENERAL INFORMATION</p> <p>APPLICANT (County/State & Non-point source) _____ PROJECT TITLE _____</p> <p>LANDOWNER/GRANT RECIPIENT NAME & ADDRESS _____ SIZE OF LIVESTOCK OPERATION (Operations of 1000 or more animal units are exempt)</p> <p><input type="checkbox"/> Under 300 animal units <input type="checkbox"/> 300 to 999 animal units</p> <p>PROJECT LOCATION: Town _____ Range _____ E/W _____ Section _____ 1st 1/4 _____</p> <p>Problem identified (date) _____</p> <p>Abate and site photos may also be attached.</p>	
PROBLEM DESCRIPTION	
<p>PROBLEM DESCRIPTION (check all that apply)</p> <p><input type="checkbox"/> Discharge to navigable water through man-made device (e.g. ditch, flume, trough)</p> <p><input type="checkbox"/> Discharge directly to navigable water from animal confinement area</p> <p><input type="checkbox"/> Pollutant discharge to surface waters from failure to meet best-management standards or prohibitions</p> <p><input type="checkbox"/> Pollutant discharge to ground waters from failure to meet best-management standards or prohibitions</p> <p><input type="checkbox"/> Other pollutant discharge to surface waters not described above</p> <p><input type="checkbox"/> Other pollutant discharge to ground waters not described above</p> <p>PROBLEM DETERMINATION (check all that apply)</p> <p><input type="checkbox"/> On-site investigation made by Federal, state or local staff</p> <p><input type="checkbox"/> Information provided as part of NPDES permit application</p> <p><input type="checkbox"/> Monitoring data available to substantiate determination</p> <p>GROUNDWATER INFORMATION (check all that apply)</p> <p><input type="checkbox"/> Groundwater discharge</p> <p><input type="checkbox"/> Groundwater discharge through man-made device</p> <p>SURFACE WATER INFORMATION (check all that apply if appropriate or affected)</p> <p><input type="checkbox"/> Surface water quality standards violated</p>	

NOD/NOI grants

- DATCP and DNR have grants to resolve manure discharges
- ~1 million in 319 money is available for select areas
- ~\$500,000 in Bond
- ~\$85,600 in GPR

Applying for NOD/NOI funds

- A separate application is required
- <http://dnr.wi.gov/runoff/grants/applications/NOD.htm>
- Awards based on criteria in application
- Applications reviewed three times per year
- Awards must be used to resolve NOD/NOIs
- Contact John Pfender john.pfender@wi.gov or Lisa Schultz lisaj.schultz@wi.gov
