

RESOLUTIONS

December 2004 Training Conference

Resolution #1 Jefferson County

Legislation should be drafted that would allow storm water retention structures to be eligible for regular cost-share. This includes structures that maintain permanent water levels and structures that temporarily store water.

If adopted would be addition to current policy.

DNR Note: The statutes do not provide the commission with the authority to use Parks & Soils Sales Tax funds to address flood and stormwater issues. The Missouri Attorney General's Office's determination on this issue was summarized in Memorandum 2000-064 along with a reference to the appropriate statutes.

Failed -- Yes - 4 No -- 49

Resolution #2 Jefferson County

Expenses for the watershed representative to attend four meetings per year should be divided among all Soil and Water Districts represented in that MASWCD area.

The Resolution Committee recommendation is to submit this to the Watershed Association.

Withdrawn

Resolution #3 Marion County

Whereas, the Annual Supervisor Training Conference is held each December on the Monday, Tuesday and Wednesday following Thanksgiving, and

Whereas, the Training Conference is an excellent training and networking opportunity for the District Supervisors, and

Whereas, the increasing number of District Supervisors who are employed off-the-farm and are limited to the time they can be away from their employment;

Therefore, be it resolved: that the Annual Supervisor Training Conference be held over a weekend on alternate years to allow District Supervisors, who are employed off-the-farm, the opportunity to attend.

If approved will not be a part of policy due to the nature of the resolution.

Failed -- Yes - 17 No - 41

-

Resolution #4 Stone County

Whereas, the Nutrient Management Practice (N590) is to demonstrate and reduce the over application of commercial and/or organic fertilizer by proper application of commercial fertilizer using a soil analysis to minimize entry of nutrients to surface and ground water, and

Whereas, the Nutrient Management Practice (N590) demonstrates the applicability on lands where plant nutrients (commercial fertilizers) are over applied and/or where cultural practices are conducted that release nutrients, and

Whereas, the Nutrient Management Practice (N590), which is only offered for the AgNPS SALT Program, would help landowners to manage nutrients not to over apply as well as help keep nutrients from streams;

Therefore, be it resolved: that the Missouri Association of Soil and Water Conservation Districts recommend to the Commission to approve a regular cost-share practice for Nutrient Management (N590).

If adopted would be addition to current policy.

DNR Note: The Nutrient and Pest Management practice and the Well Decommissioning practices are water quality practices (they are eligible in SALT); however, they provide no soil savings.

The statutes define the "Soil and Water Conservation Cost-Share Program" as a state funded incentive program designed for the purpose of saving the soil of the state through erosion control and abatement. Therefore, since these practices are not designed to address erosion control, they are not eligible for funding assistance through the regular state cost-share program without legislation changing the statutes.

Failed -- Yes - 9 No - 43

Resolution #5 Benton/Stone County

Whereas, the Pest Management Practice (N595) is to demonstrate the benefits of reducing the amount of pesticides operators apply to minimize entry of contaminants to ground and surface water, and

Whereas, the Pest Management Practice (N595) demonstrates the applicability on cropland and other land where pest control is needed, and

Whereas, the Pest Management Practice (N595), which is only for AgNPS SALT Program, would help landowners in pest control with a minimum entry of contaminants to ground and surface water, as well as helping keep contaminants from streams;

Therefore, be it resolved: that the Missouri Association of Soil and Water Conservation Districts recommend to the Commission to approve a regular cost-share practice for Pest Management (N595).

If adopted would be addition to current policy.

Failed -- Yes - 9 No - 44

-

Resolution #6 Benton County

Whereas, the Benton Co. SWCD conducted a meeting of county landowners, where the concerns and interests of the landowners were greatly discussed and made known to the Supervisors of the county, and

Whereas, these concerns and interests were then presented to the counties throughout the state regarding Well Decommissioning and making this practice available as a regular cost share practice throughout the state, and

Whereas, this practice is set up as an approved practice within the SALT project areas, therefore all rules and regulations are already established, and

Whereas, due to wide interest, human and animal safety concerns and soil erosion and water quality concerns by many counties throughout the state;

Therefore be it resolved, that the Benton Co. SWCD recommends that the Missouri Association of Soil and Water Conservation Districts endorses the making of the Well Decommissioning Practice, a practice statewide in regular cost share.

If adopted would be addition to current policy.

Failed -- Yes - 21 No - 31

Resolution #7 Benton County

Whereas, the Benton Co. SWCD conducted a meeting of county landowners, where the concerns and interests of the landowners were greatly discussed and made known to the Supervisors of the county, and

Whereas, these concerns and interests were then presented to the counties throughout the state regarding Spring Development and making this practice available as a regular cost share practice throughout the state, and

Whereas, this practice is set up as an approved practice within the SALT project areas, therefore all rules and regulations are already established, and

Whereas, due to wide interest and soil erosion and water quality concerns by many counties throughout the state;

Therefore be it resolved, that the Benton Co. SWCD recommends that the Missouri Association of Soil and Water Conservation Districts endorses the making of the Spring Development Practice, a practice statewide in regular cost share.

If adopted would be addition to current policy.

DNR Note: The commission currently provides funding assistance in the regular cost-share program for spring development when it is included as a component of the planned grazing system (DSP-3). As a stand-alone practice, spring development is a WQ practice and offers no soil saving. That is why it is eligible in SALT but does not meet the statutory requirements of erosion control and abatement necessary for regular cost-share.

Failed -- Yes - 16 No - 36

Resolution #8 Livingston County (from the floor)

Livingston County urges the Missouri Association of Soil and Water Conservation Districts to go on record as supporting the renewal of the Parks and Soils sales tax in its current form.

Vote to bring from floor -- Yes - Unanimous No - 0

Vote on resolution -- Yes - Unanimous No - 0

**By Law Amendment #1
Proposed Amendment to By-Laws
Submitted by
Christian County**

Whereas, Article V, Section 1.A. of the Missouri Association of Soil and Water Conservation District (MASWCD) Constitution and By-Laws (By-Laws) permits for the handling of resolutions at the Annual Meeting, "...Resolutions to be brought before the Annual Meeting must be sent to the Resolutions Chairman before the Board Meeting prior to the Annual Meeting. Resolutions not submitted prior to that Board Meeting must

be brought before the voting delegates in writing and receive a two-thirds majority of voting delegates present in order to bring the resolution to the floor for discussion.”; and,

Whereas, the current MASWCD By-Laws permit any resolution, which has received a two-thirds majority of voting delegates present, to be submitted from the floor at the Annual Meeting; and,

Whereas, the current deadline, by practice, for submission of resolutions to the MASWCD Resolutions Chairman to be brought before the Annual Meeting is September 1; and,

Whereas, the September 1 deadline is intended to provide ample time for all Soil and Water Conservation District (SWCD) Boards and their members throughout Missouri to meet and discuss the resolutions and make the most informed decisions for their local SWCD, cooperators, and potential cooperators; and,

Whereas, the September 1 deadline is also intended to provide ample time for all Area Meetings to be held and discuss the proposed resolutions and make the most informed decisions for the SWCDs in their Area; and,

Whereas, resolutions submitted from the floor, by their very nature, preclude SWCD Board meetings and Area meetings to include discussion of, and therefore preclude making a most informed decision regarding, such resolutions; and,

Whereas, resolutions submitted from the floor have, in the past, resulted in exceedingly long discussion of such resolutions during the Annual Meetings;

Therefore, be it resolved, that the MASWCD By-Laws be amended to only allow emergency resolutions be submitted from the floor at the Annual Meeting with submission from the floor prefaced with the reason(s) for not meeting the regular submission deadline; and,

Therefore, be it resolved, that an Emergency resolution is one which arises from an SWCD Board’s or Area’s desire to address a special soil and water conservation need, such need only arising at a time that precluded meeting the regular deadline for submission of resolutions; and,

Therefore, be it resolved, that any reason given other than the aforementioned for not meeting the regular submission deadline result in the resolution being submitted from the floor as being deemed not an emergency, and therefore, excluded from any further action until the next Annual Meeting.

Amended MASWCD Constitution and By-Laws - Article V, Section 1.A.
(underscored and normal is additional language)

...Resolutions to be brought before the Annual Meeting must be sent to the Resolutions Chairman before the Board Meeting prior to the Annual Meeting. Resolutions not submitted prior to that Board Meeting must be brought before the voting delegates in

writing, be deemed emergency in nature prior to any action, and receive a two-thirds majority of voting delegates present in order to bring the resolution to the floor for discussion. Resolutions not submitted prior to that Board Meeting and not deemed emergency in nature will receive no further action until the next Annual Meeting.

Failed -- Yes - 18 No - 45

**By Law Amendment #2
Proposed Amendment to By-Laws
Submitted by
MASWCD**

Amended MASWCD Constitution and By-Laws - Article VII, Section 4 E

Duties of Resolutions Chairman: The Board of Directors shall provide a resolution process enabling the membership to express opinions and concerns. The President shall appoint a Resolution Chairman who will review all resolutions with a committee ~~consisting of a member from each Area.~~

Withdrawn