

Deposition of: **Board of Trustees**

September 12, 2019

In the Matter of:

Clean Water Management Trust Fund Meeting

Caseworks Court Reporting

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Board of Trustees Clean Water Management Trust Fund Meeting

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12	Board of Trustees Meeting
13	Raleigh, North Carolina
14	Thursday, September 12, 2019
15	2:30 p.m.
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Board of Trustees Clean Water Management Trust Fund Meeting

	Page 2
1	APPEARANCES
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3	Chairwoman: Greer Cawood
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	Board of Trustees: Ann Browning, Amy
5	Grisson, Judith Kenney, Renee Kumor, Dale
	Threatt-Taylor, Jason Walser, John Wilson,
6	and David Womack
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CHAIRWOMAN CAWOOD: Welcome,
everyone. We are here for our Clean Water
Management Trust Fund board of trustees
meeting, and I would like to welcome all of
our trustees and our guests today.

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First, I would like to introduce -we have three wonderful trustees. We have
Ann Browning, and we have Amy Grissom, and we
have Dale Threatt-Taylor, and I appreciate
y'all being a part of this group.

These ladies went through our trustee orientation, and we all got to have dinner together with staff, so thank you for taking the time. I know you have lots of demands on your schedule, but to put that extra time on your schedule for us to get to know you and you to know us.

I also want to thank John Wilson who agreed to join as vice chair, and I appreciate you taking that on. I also thank Jason Walser and Renee Kumor for taking on the chairing of our two committees, the Acquisitions Committee and the Restoration, Innovative Stormwater, and Planning Committee. So thank y'all for that.

One other quick thing, we will all make Sydney's day if we returned our hard drives, so we might have some additional information from Sydney that she may need from us. But that will make her life simpler and better, so we'll want to do that.

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So one thing that I do think, and for new trustees, that there's been some history of us not spending time socially together or going on visits onto the land. We have gotten some legal recommendations that we couldn't do that a number of years ago.

Luckily, with our counsel we have, he gave us clearance that it is perfectly fine for us to have that time together, which I really relish, and we get to know each other as people with these extremely hard decisions with all these beautiful projects put before us, and I appreciate your time put before us.

Since we are a newly constituted board, we will have a swearing in ceremony. We are very honored to have Judge Bob Orr. We are honored to have you with us. Thank

Board of Trustees Clean Water Management Trust Fund Meeting

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1	you very much, and we'll be doing the
2	swearing in ceremony.
3	MR. CLARK: How would you like to do
4	this?
5	MR. ORR: We were talking about
6	whether we can do it with one Bible or
7	electronic Bible. The statute says you're
8	supposed to take the oath "on the Bible" or
9	affirm, and we can do it collectively if they
10	need a copy of the oath to read.
11	But I have to say thank you for
12	inviting me to the dinner last night. That
13	is always one of the treats, is to be able to
14	spend a little time with the trustees and the
15	staff.
16	And for those of you who have never
17	served on a board with Dale, I have spent a
18	number of years on the conservation trust
19	board with Dale, and that's an adventure in
20	and of itself.
21	MS. TAYLOR: Love you, Bob.
22	(All trustees sworn in.)
23	CHAIRWOMAN CAWOOD: Getting back to
24	our agenda and thank you, again, for being
25	here in the swearing in. It means a great

Page 6 deal to all of us. 1 2. We will go through the roll call and are very happy that all of our board members 3 are here. I'm here as Chair. 4 5 Ann? 6 MS. BROWNING: Here. 7 CHAIRWOMAN CAWOOD: Amy. 8 MS. GRISSOM: Here. 9 CHAIRWOMAN CAWOOD: Judith? 10 MS. KENNEDY: Here. 1 1 CHAIRWOMAN CAWOOD: Renee? 12 MS. KUMOR: Here. 13 CHAIRWOMAN CAWOOD: Jason? 14 MR. WILSON: Here. 15 And Dale? CHAIRWOMAN CAWOOD: 16 MS. TAYLOR: Here. 17 CHAIRWOMAN CAWOOD: Wonderful. Thank y'all. 18 19 We'll begin with compliance with 20 General Statute 138A-15, which mandates that 21 the Chair inquire as to whether any trustee 2.2 knows of any conflict of interest or the 23 appearance of a conflict of interest with 24 respect to matters on the agenda. If a trustee knows of a conflict of 25

Page 7 interest or the appearance of a conflict of 1 2. interest, please state so at this time. We do have a few on the agenda. 3 MS. BROWNING: I have two on the 4 5 acquisition agenda, and I'm an acting board member on the Blue Ridge Conservancy. So I 6 7 want to recuse myself of project 006 and 005, 8 and then on the restoration I will recuse 9 myself of 412 as a partnership. 10 CHAIRWOMAN CAWOOD: I have a conflict on the acquisition of 2019-038. 1 1 12 MS. GRISSOM: I have one also on the 13 acquisition. I'm looking for it right now. 14 Apologies. 15 CHAIRWOMAN CAWOOD: Is it Three 16 Rivers Land Fund, which is 2019-062? 17 MS. GRISSOM: Yes. MR. WILSON: I would like to recuse 18 19 from restoration project, 428, the Wilson 20 Creek Watershed Dams. 21 CHAIRWOMAN CAWOOD: Thank you, Renee 2.2 for the planning recusal of 2019-810. 23 Always, please put your cell phones 2.4 on vibrate or turn it off. 25 I'll now ask if there are any

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Page 8
    revisions or additions to the agenda.
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                                             Ιf
    not, then I would like someone to move for
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    adoption.
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             MR. WALSER: Move to approve the
5
    agenda.
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             MS. KUMOR: Second.
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              CHAIRWOMAN CAWOOD: All in favor?
                 (Trustees all in favor.)
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              CHAIRWOMAN CAWOOD: Any opposed?
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                 (No trustees opposed.)
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              CHAIRMAN CAWOOD: Great. We have a
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    couple of consent agenda issues, and if
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    everybody is fine, we'll take all three of
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    these together unless there is an objection.
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             MS.
                   KUMOR: Move that we adopt the
16
    consent agenda.
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             CHAIRWOMAN CAWOOD: Is there a
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    second?
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             MS. KENNEDY: Second.
              CHAIRWOMAN CAWOOD: All in favor.
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                 (Trustees all in favor.)
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             CHAIRWOMAN CAWOOD: Any opposed?
23
                 (No trustees opposed.)
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              CHAIRMAN CAWOOD: Great. And now we
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    are very honored to have Chief Deputy
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Secretary Reid Wilson with us here today, and we'd love to ask him to give us an update.

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MR. WILSON: Good afternoon, everybody. Great to see y'all. I bring greetings from Governor Roy Cooper, who is a longtime supporter of this organization, and also from my secretary, Susie Hamilton. They are both glad you are in our building today.

I want to particularly welcome the three new members, Dale Threatt-Taylor, Amy Grissom, and Ann Browning. Congratulations. I know you're going to do great things for the waters of North Carolina in the coming years.

I have two pieces of advice for you.

One is to ask questions. There are no dumb questions here. You may think it is, but it's not. Probably other people are having the same thought. This is a somewhat complicated organization with far too many acronyms, so speak up.

And the second is get to know your fellow board members and staff. This is an amazing group of people who do a fabulous job and are committed to the mission, and you're

going to enjoy working with them.

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I know over the last day and a half the committees have done the bulk of the work, but the things you're going to do this afternoon are substantial and important to the people in North Carolina. Substantial because you're going to be allocating and approving at least \$13 million. It could be more.

But there is a flip side to that, and people were talking about this in the elevator ride up here, and there is going to be more and more projects that you're not going to be able to fund.

I think in my past life I may have been at one of these meetings where my organization's project was one point away from getting funded, so it is important that y'all are looking at these projects very carefully and closely and making sound decisions because there can be a project that is a 75 and gets money and the 74 doesn't, and that's tough but that's just the way it is.

budget session where we will try to get more money.

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I do want to digress on the budget question for a second. I think you're all aware that the House overrode Governor Cooper's veto of their budget. That's not the end to the story.

The Senate still has to do the same thing. There is some question when that vote might be taken, how it might go. So we still don't know whether you're going to have 13 million or 20 million, plus whatever license plate revenue comes in during the course of the year.

But regardless of what that final number is, there were some other things that happened at the legislature this year that were quite positive. For one, this board was reconstituted as being constitutional, and that was a doubt for a while, especially for those of you who are already on the board and are aware of that.

But the bill that was passed also, sort of, changed the name of this organization to the North Carolina Land and

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Water Fund. It suggested some tweaks to the criteria for funding, and I think to the great relief of all employees but one, it transferred their status from a political position subject to the, you know, the governor's wishes to actually being permanent safe-protected state employees.

So Walter and I will remain subject to the whims of the government. Everybody else is in good shape, which is a really wonderful thing.

Other things that happened at the legislature, several bills were passed that created a new state park and three new state trails all out west. State park is going to be called Pesquevue State Park, 1500 acres roughly near Asheville, and then there's three new state trails, Northern Peace, Wilderness Gateway, and Overmountain Victory State Trail.

I mention those because that's good news, and there will be more places for people to get out and enjoy nature, and I'm going to go out on a limb here and boldly predict that there will be people in this

room who will apply for funding for those projects in the coming years. So just a warning there are groups in the room who may be coming with really strong applications in the coming years to make those authorized entities a reality.

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So back to what you're doing today, it's important for everybody in this State, the projects you will approve are going to either protect good water quality or help clean up degraded water quality. So this is about making sure that water is safe for swimming, fishing, drinking.

It's also about providing more public access so that families can get out on the land and natural areas and get away from their crazy lives and get healthy both mentally and physically. It is about protecting wildlife habitat and natural heritage areas.

And it's also about preserving treasured cultural and historical places. So you have a lot going on, and y'all know that, but it is important to remember that your decisions will improve public health, help

the economy, and improve the quality of life for people all across the state.

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So I want to thank several groups of people for doing what you do. One is the staff. You guys are amazing, and you just always impress, and this organization works so well because of what you do, so thank you.

Second, I want to thank all the interested parties in the room who work so hard to bring these projects forward. I know it can be a long arduous task to figure out which landowner you want to talk to and go spend quality time with that family for -- I don't know -- years, and then finally bring an application forward, get it approved, eventually complete the real estate transaction, and then it is done. But I know that takes a lot of time and effort and persistence and guile.

And, last, I want to thank the board again for your public service. What you do is so important. We are talking about clean water, and nobody lives without clean water. So the decisions you make are going to help everybody's lives in this state every single

day. So thank you for what you do and good luck and have a great meeting.

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CHAIRWOMAN CAWOOD: Thank you, Reid.

Next, we'll have a legal update from Hank Fordham.

MR. FORDHAM: I don't have anything unless anybody has questions.

CHAIRWOMAN CAWOOD: That's a very good thing, not to have a legal update.

MR. WALSER: Since our last meeting, we've had lots of dialogue about conservation restrictions, and we don't have a proposal today, but the conversations are on the way.

CHAIRWOMAN CAWOOD: Walter, our executive director report.

MR. CLARK: I don't have a lot to add to what Reid already said. That's the nice thing going second to him, he covers the bases.

I will iterate very strongly how appreciative I am personally of this wonderful staff. I can't imagine doing the job I do without Terry, Will, Nancy, Marie, Marissa, Sydney, Damon, and Justin, and I'm probably leaving somebody out.

As you know in the last two days of 1 2. seeing these spreadsheets, the amazing 3 summaries that Damon and Justin have put together how thorough they are, how 4 5 conscientiously they worked on all of our project applicants to get the right 6 7 information, and how they bring a lot of 8 their understanding of the nuances of each of 9 those projects to the table for your 10 consideration. Because we often say if it 1 1 was all just about the scoring system, we 12 wouldn't need a board of trustees. So those 13 nuances are important, and that's why your 14 job is so important. 15 Of course, I'll reiterate Reid's 16 point about our new trustees, Dale and Amy. 17 I mean, I can't imagine a more professional, talented board with the kind of depth and 18 19 experience that all of you have. 20 Most of you have come out of the 21 land protection world. You understand the 2.2 issues that we're talking about, and you're 23 joining an already awesome team of people,

Reid mentioned basically Senate Bill

and I'm so happy that you're here.

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381, which was the vehicle, the piece of legislation this year that made some changes to Clean Water or now the Land and Water Fund. Fortunately, that wasn't an immediate mandate, so we get to evolve into that name slowly.

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One of the things you will see over the next few months is a rebranding effort around that name, and we want the trustees to participate in that as much as possible.

Reid mentioned that initially years and years ago when the Clean Water Trust Fund was named we were more about clean water.

And now we're talk natural heritage. We're about historical sites and military buffers. There are so many factors that we do and consider as a board and staff now that the name change was timely and important.

But it gives us a real chance to get the message out to the Raleigh audience about what we do and who we are, and it's not often that we get that chance. I'm excited, and I hope y'all join in that excitement over the next few months to work how we rebrand Clean Water.

Lastly, I'll say there was some other changes. Reid mentioned one of them that was immediately important to me when I started this position, and that was being sure our staff was protected by the Safe Personnel Act.

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I think by not being so, every time there was an election the whole staff was worried about what could happen, and now there are protections there for everybody, except for me and Reid. It was important to me, and I know it was important to the staff. That's about all I have. It's an exciting time for Clean Water or the Land and Water Fund.

As always, the most disappointing and the most disappointed thing about this meeting is all the projects we can't fund, and I think we see both committees not struggle with that.

But look at these projects over the last few days, and, gosh, I wish we could fund them all when you're talking about making the difference between funding a project that scores a 74 or a 72. I know it

is tough.

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I know, as Reid said, it is tough for the applicants to, but I think they also appreciate the staff, and the good work y'all do in helping them understand why we score the projects the way we do, and you make the decisions that you do as the board of trustees. So thank you very much.

CHAIRWOMAN CAWOOD: Thank you,
Walter. Any questions for Walter? Great.
We'll move on now.

This is the part where we invite members of the public to come up and address the board. We ask that you limit your comments to 3 minutes if you could, so I'm sure y'all have great things to say. We do want to get through the agenda.

If anyone would like to come up and address the Board, we welcome you.

Perfect. Y'all are welcome to
e-mail us, and let us know through staff if
there is anything you would like to bring to
our attention. We'll move on to the business
section portion of our agenda, which is
consideration of the Acquisitions Committee

recommendations, and I'll turn it over to our chair, Jason.

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MR. WALSER: I would like to ask that the staff do some technical revisions to the minutes that kind of swept under my nose in the consent agenda. Nothing substantive, but there were a couple of typos that I saw, and I would ask the staff to correct those typos, so just a point of order.

Yesterday we looked at 36 projects which I think covered somewhere in the area \$20 million. The first order of business -- and the Allocations Committee would like to make a recommendation of the full board -- is that we continue to fund 2 percent of our budget for donated minivan projects.

And I guess I'll make that recommendation on behalf of the committee right now, and that comes as a formal motion, 2 percent of whatever our funding is.

CHAIRWOMAN CAWOOD: Since it is from the committee, it doesn't need a second. So we can vote on it. All in favor?

(Trustees all in favor.)

CHAIRWOMAN CAWOOD: Any opposed?

Page 21 1 (No trustees opposed.) 2. CHAIRMAN CAWOOD: Great. 3 MR. WALSER: So we are struggling with what our budget is, and I think we had a 4 5 really good and healthy discussion yesterday for 5 hours. There was a lot of good team 6 7 work, and I'm grateful for that, but the 8 overall recommendation is that we have 9 \$9,933,382 to award. 10 In addition to that, \$106,443 would 1 1 be available for military projects, and we're 12 going to delve into that in a second. So 13 we're looking at a little more than 14 \$11 million. 15 You've already heard the recusals 16 from Greer, Amy, John, and Judy. So we've 17 already had several recusals. And below, I'm going to read out the recommendations if 18 19 that's okay with you, Chair. 20 CHAIRWOMAN CAWOOD: Yes. 21 MR. WALSER: We are proposing to 2.2 fund Project No. 2019-063, Town of Cedar Point, Masonic Tract, Boathouse Creek at 23 24 \$576,290. Project No. 2019-006, Conserving 25 Carolina, Abes Creek, Horse Pasture River

Page 22 Aquatic Natural Area at \$546,854. Project 1 2. No. 2019-006, Blue Ridge Conservative, Three 3 Top East at \$1,135,730. Project No. 2019-024, Maggie Valley 4 5 Sanitary District, Johnson Branch Tracts, \$1,185,000. Project No. 2019-007, Catawba 6 7 Lands Conservancy, Old Stumpy Preserve, 8 Carolina Thread Trail, \$1,042,255. Project No. 2019-054, Three Rivers Land Trust, 9 10 Bennett Tract, Poison Fork, \$545,000. 1 1 Project No. 2019-027, Mainspring 12 Conservation Trust, King Meadows Tract, 13 Hooper Bald at \$725,142. Project No. 14 2019-018, Foothills Conservancy of North 15 Carolina, Caldwell Timber, LLC, Canoe Creek, 16 \$1,200,000. Project No. 2019-051, The Nature 17 Conservancy, Squires Tract 2, Black R, at 18 \$105,925. 19 Project No. 2019-001, Alamance 20 County Recreation and Parks, Sizemore Tract, 21 Cane Creek Mountain Natural Area, 1,200,000. 22 Project No. 2019-005, Blue Ridge Conservancy, 23 Sparta Wetland Expansion, \$133,260. 24 Project No. 2019-012, Conserving 25 Carolina, Cane Creek Greenway Extension at

\$126,850. 1

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Project No. 2019-039, Southern Appalachian Highlands Conservatory, Canton Motorsports Tract at \$1,200,000. Project No.

5 2019-017, Foothills Conservancy of NC, Bobs 6

Creek Wilderness Ph3 at \$210,576.

And that rounds out our recommended funding from funds that we know we have available as of now. And there's a lot discussion if you want to have it, and that comes as recommendation from the committee, so we can vote on it.

MR. FORDHAM: The acquisition, the first vote you can exclude -- just exclude the ones with the conflict.

MR. WALSER: Let's enter discussion now, and then we'll decide if we want to vote on this recommendation.

I know not everyone was privy to the meeting yesterday, so these will be funded, and the next list will be those that would be provisionally funded. But these will be funded as of what we think we have to work with today.

MR. WILSON: Do you want to

summarize, Jason, sort of the peculiarities?

MR. WALSER: I'm going to welcome
staff input on this.

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There are two major issues. One is military funding. We have funded, as part of our recommendation, I want to say \$1.7 million in military projects that we're recommending.

We had a very hardy discussion about whether or not the military projects would be valued-added projects. In other words, whether we would fund military projects that would make the cut.

Most of these made the cut in terms of the score, and they would have been funded anyway, and there was not -- there was consensus but not a unanimous decision. So if we wanted to have that conversation again, we could.

The second big issue is we had a couple of projects that we bumped up. They did not score this threshold of funding. We bumped them up because they were time sensitive and might fall apart if they are not funded today, and that would be the

- Southern Appalachian Highlands Conservancy,

 Canton Motor Sports Track, and I want to say

 Blue Ridge Conservancy.
 - MR. CLARK: I think we noted that was important. I don't think we bumped it up. It was just Canton Motor Speedway.

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- MR. WILSON: And the bumping was minimal because they were all in the 76-point score category, and it was just moving those that were time sensitive a place or two higher, and with the consent of the entity that was being moved down to get funding hopefully very soon.
 - MR. WALSER: Thank you, John. That is very important. We did get consensus for those who would be next on the list would be able to wait a little bit, and I think that was important in our decision-making.
- MS. GUTHERIE: John, if could clarify, the list you read is from the 9.9 million that is available. You have a list coming up with the million dollars directed to the military.
- So in the first group that was read, there is only one project in there that has

Page 26 the military component; and then the other 1 2. project with the military component are in 3 another group you will hear in just a minute, or they are on a larger provisional list and 4 5 may be funded with additional revenue this 6 year. 7 MR. WILSON: The tract that culled out is in the military list for Town of Cedar 8 Point is for \$576,290? 9 MS. GUTHERIE: Yes. 10 1 1 MR. WILSON: That was partial 12 funding for that roughly \$1 million with 13 the other part coming from the miliary 14 \$1 million? 15 MS. GUTHERIE: Yes. 16 MR. WALSER: So would it be helpful 17 to go ahead and run through the military 18 projects and go through the vote? 19 CHAIRWOMAN CAWOOD: My conflicts are 20 not within either of these two groups, so I 21 can vote. 2.2 MR. WALSER: Fantastic. Awesome. 23 So the proposed military funding projects 24 this year are: Project No. 2019-030, North 25 Carolina of Coastal Management, Primland

- 1 Tract, Alligator R, \$159,870. Project No.
- 2 2019-028, North Carolina Coastal Land Trust,
- 3 | Val Gra Harbor, LLC Tract, Chowan at
- 4 \$350,258. Project No. 2019-040, Tar River
- 5 | Land Conservancy, Grace Ministries Tract,
- 6 | Camp Butner at \$114,840.
- 7 And Project No. 2019-063, Town of
- 8 | Cedar Point, Masonic Tract, Boathouse Creek,
- 9 which is phase 2, at \$435,466.
- 10 MS. GUTHERIE: For clarification
- 11 there, the Town of Cedar Point is on both of
- 12 those lists, as Trustee Wilson explained,
- 13 | that are being funded from what's available
- 14 today and the military.
- 15 CHAIRWOMAN CAWOOD: Any other
- 16 | discussion? All in favor?
- 17 MR. FORDHAM: You need to exclude
- 18 006 and 005. Those are talking about those
- 19 that are not through the military funding,
- 20 and then exclude the two that need to be
- 21 excluded from that.
- 22 MS. WALSER: The recommendation of
- 23 | Acquisitions Committee is the first list. I
- 24 think everybody has this list. This is not
- 25 military projects, although there is one

Page 28 there that is a military project, and I would 1 suggest that this recommendation be 2. considered for a vote with two of the same 3 board members. 4 5 MR. FORDHAM: Excluding 006 and 005, one recused member, which is Ann. 6 7 MR. WALSER: I'll trust you however you want to call the vote. 8 9 CHAIRWOMAN CAWOOD: So Ann has 10 recused herself. So for all other members of the 1 1 12 board of trustees, all in favor for approving 13 the projects which have been outlined by 14 Jason? So we are doing all but the projects 006 and 005, which we have a recusal. 15 16 So for all the others on the list, 17 all in favor say. 18 (All trustees are in favor.) 19 CHAIRWOMAN CAWOOD: Any opposed? 20 (No trustees opposed.) 21 CHAIRMAN CAWOOD: Okay. Then we 2.2 will move, and Ann is recusing herself from the two other projects, 006 and 005. We will 23 2.4 call for a vote on those two projects. All in favor? 2.5

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Page 29
                 (All trustees are all in favor.)
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             CHAIRWOMAN CAWOOD: Any opposed?
3
                 (No trustees opposed.)
             CHAIRMAN CAWOOD: No. Okay. We'll
4
5
    move on to the military.
             MR. WALSER: Military projects, I
6
7
    don't think we have any conflicts on these,
8
    so we'll make the recommendation.
9
             CHAIRWOMAN CAWOOD: All in favor in
10
    funding the listed military projects that
    Jason has outlined?
1 1
12
                 (All trustees said "Aye.")
13
             CHAIRWOMAN CAWOOD: Any opposed?
14
                 (No trustees opposed.)
15
             CHAIRMAN CAWOOD: Great. We'll move
16
    forward to the provisional list.
17
             MR. WALSER: Super. So the
18
    committee recommends that the following
19
    projects be placed on a provisional list, and
20
    the way we worded this was they would receive
21
    money as much becomes available, whether that
2.2
    be from license plate revenues or from
23
    general appropriations or from relinquished
24
    projects that are not closed by July 1st of
    next year that we have in the contract.
25
```

So these are the provisional 1 2 proposed projects: Project No. 2019-027, Mainspring Conservation Trust, King Meadows 3 Tract, Hooper Bald, \$725,142. Project No. 4 5 2019-018, Foothills Conservancy of NC, Caldwell Timber, LLC Tract, Canoe Creek, 6 7 \$1,200,000. Project No. 2019-051, The Nature 8 Conservancy, Squires Tract 2, Black R, 9 \$105,925. 10 Project No. 2019-001, Alamance 1 1 County Recreation and Parks, Sizemore Tract, 12 Crane Mountain Natural Area, \$1,200,000 --1.3 Am I -- that's embarrassing. Sorry. 14 Sydney, thank you. Let's start over. I 15 apologize. Those were all funded. These are 16 provisionally funded. 17 Let's start over. These are 18 provisionally funded: Project 2019-017, 19 Foothills Conservancy of North Carolina, Bobs 20 Creek Wilderness Ph3, \$989,424. Project No. 21 2019-052, The Nature Conservancy, Thompson 2.2 Tract, Merrick Creek, \$119,980. Project No. 23 2019-021, Foothills Conservancy of NC, Jonas 24 Ridge Wetland, \$95,625. 25 Project No. 2019-014, Conserving

Page 31 Carolina, Green River Gameland Addition, 1 Green River at \$276,944. Project No. 2. 2019-025, Mainspring Conservation Trust, 3 Bartram Tract, Little Tennessee R at 4 5 \$372,969. Project No. 2019-15, Conserving Carolina, Joel Ridge, Weed Patch Mountain 6 7 Natural Area, \$234,641. 8 Project No. 2019-049, The Nature 9 Conservancy, Great Dismal Swamp Tract, North 10 River at \$943,546. Project No. 2019-048, Nature Conservancy, Bull Hill, Roanoke River 1 1 12 at \$515,291. Project No. 2019-50, The Nature 1.3 Conservancy, Riverstone-Jenrette Tract, 14 Waccamaw River, \$302,678. Project No. 2019-045, The 15 16 Conservation Fund, Long Arm Mountain, 17 Linville Gorge at \$1,200,000. 18 Again, please accept my apologies 19 that I confused earlier. Those will be 20 proposed for funding as money comes into the 21 Cleanwater Trust Fund. 2.2 CHAIRWOMAN CAWOOD: Perfect. Any discussion? All in favor? 23 24 MR. WILSON: So I just realized that 25 the two military projects that we didn't yet

	Page 32
1	fund are a 74 and a 73. I'm not going to
2	propose that they move higher than any of
3	those that we are about to put on this
4	provisional list.
5	But since the lowest score that we
6	have on the provisional list is a 72, I would
7	like to propose we put next on the
8	provisional list and add to the provisional
9	list those two military projects that scored
10	a 74 and a 73.
11	MS. GUTHERIE: I believe they are
12	already on there, line 23 and 24.
13	MR. WILSON: I didn't hear you read
14	them. Sorry. Thank you.
15	CHAIRWOMAN CAWOOD: Ready for a
16	vote. All in favor?
17	(All trustees are in favor.)
18	CHAIRWOMAN CAWOOD: Any opposed?
19	(No trustees opposed.)
20	CHAIRMAN CAWOOD: No. I need to
21	recuse myself from the next one.
22	MR. WALSER: So this is just a point
23	of order. We funded this. We recommend
24	funding this: Piedmont Land Conservancy,
25	Lassiter Trust Tract, Elkin Creek,

Page 33 Project No. 2019-038, in the amount of 1 \$253,644. 2. Greer has recused herself, and I'll 3 let John call for the vote. That was 4 5 recommended for funding yesterday, and it was left out in our list of projects. 6 7 MS. GUTHERIE: That is recommended for the provisional list, and it would be 8 9 placed on the provisional list just above 2019-045, The Conservation Fund, Long Arm 10 1 1 Mountain. 12 MR. WILSON: So with Greer recusing, 1.3 all in favor of having the Project 2019-038, 14 Piedmont Land Conservancy, Lassiter Trust 15 Tract, Elkin Creek in the amount of \$253,644 16 added to the provisional list? 17 (All trustees said "Aye.") 18 MR. WALSER: Last but not least, we 19 are preparing to meet in December and 20 hopefully we'll have a budget by then, and 21 we'll know if we'll have more money, and 2.2 we'll make additional funding recommendations at that time if we're able to. And that's 23 24 the end of my report.

MS. GUTHERIE: The committee did

25

discuss that on the provisional list. 1 Those will be funded in that order, but any funds that are returned or that are available to 3 the committee, that may be license plates, 4 5 return funds, it may be any additional appropriation or other sources. 6 7 And then another point that the 8 committee made was that any funds that are 9 returned from a current military project, those funds would go to one of the 10 1 1 military -- to the first military project on 12 the provisional list, so a little additional 13 direction that was given to staff that have 1 4 discussed. MR. WILSON: If military funds are 15 16 returned after we funded all of our current 17 military projects, they just remain for 18 military projects in the future? 19 MS. GUTHERIE: Correct, yes. This 20 is how in the last 2 years we had just over a 21 a million dollars. 2.2 CHAIRWOMAN CAWOOD: Thank you for that clarification. Do you need the full 23 2.4 board to vote on that?

MR. WALSER: That wouldn't be a bad

2.5

Page 35 A recommendation from the committee is 1 2. any reverted funds for the military projects would be put into other military projects? 3 CHAIRWOMAN CAWOOD: All in favor? 4 5 (All trustees are in favor.) 6 CHAIRWOMAN CAWOOD: Any opposed? 7 Great. 8 (No trustees opposed.) 9 CHAIRMAN CAWOOD: Well, again, as I 10 mentioned, thank you members of the committee and also for other trustees who were able to 1 1 12 be there through the deliberations. It's a 13 lot of hard work and a lot of great, great projects to consider, and for you to give 14 15 that much of your time, it is greatly 16 appreciated. 17 MR. WOMACK: On the military context, I would like to state that the 18 19 committee had a very rigorous discussion 20 around the military context, and in my 21 opinion they wrestled with the connotation of 2.2 the directive of the general assembly. 23 And I feel they are acting in the 2.4 best interest of that directive, and we came

to the proper conclusion, based on our

2.5

Page 36 license that we were given, to move forward 1 with that being done. I think we tried very hard to fit that into the discussion, and I 3 feel very really good about that. 4 5 CHAIRWOMAN CAWOOD: Good. Anything else? Move on to Renee's committee. 6 7 MS. KUMOR: We are Restoration, 8 Innovative Stormwater, and Planning 9 Committee, and those of you who are counting 10 noses will notice that we are renaming ourselves the Women Water Warriors. 1 1 12 So we again had a very interesting 13 discussion, and some of you from the acquisition were there to listen and 14 15 encourage us and ask a few questions that we 16 didn't even think of. So I'm going to read forward --17 first of all, we had 2 recusals, and we'll 18 19 handle those in separate motions. Greer 20 recused her in planning, and Ann recused 21 herself in restoration. 2.2 So we're going to start with our planning recommendations, and the committee 23 24 is recommending that -- historically we've

kind of taken the moneys that are available

25

Page 37 to us and used 10 percent planning, 10 1 2. percent innovative stormwater, and 80 percent 3 restoration. This year, our percentages of the 4 5 money that we used is 13 percent, more or less, for planning, and 15 percent for 6 7 innovative stormwater, and 72 percent for 8 restoration. 9 So with that in mind, I will make 10 the motion from the committee who has 1 1 recommended that we fund under planning 12 2019-811, which is Matthew and Florence 13 Recovery and Resiliency for \$25,000; 14 2019-804, Hyde County for \$158,804; Audubon 15 NC, Cuttituck Sound Marsh, \$103,700. 16 2019-806, NRC, Winkler's Creek at 17 \$103,700; and 2019-805, North Carolina DNCR, 18 House Creek Watershed Preserve for \$83,648. 19 That excludes what we will recuse you from. 20 So what I would like everybody --21 that motion is on the floor. CHAIRWOMAN CAWOOD: Perfect. All in 2.2 23 favor? 2.4 (All trustees are in favor.) 25 CHAIRWOMAN CAWOOD: Any opposed?

Page 38 1 (No trustees opposed.) 2. CHAIRMAN CAWOOD: Great. MS. KUMOR: Now, for the item that 3 Greer is recusing herself from that would 4 5 seek the motion from the committee and that is 2019-810, Rockingham County, Troublesome 6 7 Creek Watershed Preserve, \$47,000, and we 8 recommend that be also be accepted by the 9 board. John, you have to do that. 10 MR. WILSON: With Greer recusing as chair, all in favor in 2019-810, Rockingham 1 1 12 County, say I. 13 (All trustees are in favor.) 14 MS. KUMOR: The next one we're going to talk about is Innovative Stormwater 15 16 Projects, and again, we are funding the 17 request for about 15 percent of our funding. We had several projects, but the funding that 18 19 we determined was available based on what we 20 wanted to do with regard to restoration was 21 to fund -- and this comes as a motion from 2.2 the committee -- 2019-1003, NCCF, East End, Phase 2 at \$259,356, and Project 2019-1001, 23 24 Asheville, EW Grove Park for \$250,000. CHAIRWOMAN CAWOOD: Great. All in 25

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Page 39
    favor?
1
2.
               (All trustees are in favor.)
3
              CHAIRWOMAN CAWOOD: Any opposed?
                 (No trustees opposed.)
4
5
              CHAIRMAN CAWOOD: Great.
             MS. KUMOR: And now the committee
6
7
    recommends 9 restoration projects to be
    funded for about 72 percent of the funds that
8
    are available to us, and those are 2019-402,
9
10
    Charlotte, Long Creek, Phase 2, $400,000;
1 1
    2019-422, UT Cape Fear River for $400,000;
12
    2019-410, Battleship North Carolina, Eagles
1.3
    Island Shoreline Restoration, $400,000.
14
              2019-0413, South Fork New River,
15
    Phase 2, $275,000; 2019-426, Lower Roanoke
16
    Tributary Gut Restoration, $225,000;
17
    2019-428, Wilson Creek Watershed
18
    Improvements, $77,500; 2019-414, Black Creek
19
    Watershed Dams, $400,000.
20
              2019-406, Living Shorelines for a
21
    portion of their request which was $194,853.
2.2
             MR. WILSON: I'm recused on
23
    2019-428, Wilson Creek Project.
24
             MR. FORDHAM: Would it be possible
25
    to modify your motion to take out 428?
```

Board of Trustees Clean Water Management Trust Fund Meeting

	Page 40
1	MS. KUMOR: So I'm talking 428 out
2	of my motion.
3	CHAIRWOMAN CAWOOD: Great. Any
4	discussion? All in favor?
5	(All trustees are in favor.)
6	CHAIRWOMAN CAWOOD: Any opposed?
7	(No trustees opposed.)
8	CHAIRMAN CAWOOD: Great.
9	MS. KUMOR: Now I think I have 428
10	and 412. Ann is recused on 412 and John is
11	428.
12	The committee makes the
13	recommendation to fund with John's recusal
14	2019-428, Wilson Creek Watershed for \$77,500.
15	CHAIRWOMAN CAWOOD: Great. All in
16	favor?
17	(All trustees are in favor)
18	CHAIRWOMAN CAWOOD: Any opposed?
19	(No trustees opposed.)
20	CHAIRMAN CAWOOD: Great.
21	MS. KUMOR: And the committee makes
22	the following recommendation with Ann's
23	recusal for 2019-412, Middle Form New River
2 4	for \$40,000.
25	CHAIRWOMAN CAWOOD: All in favor?

	Page 41
	rage 11
1	(All trustees are in favor.)
2	CHAIRWOMAN CAWOOD: Any opposed?
3	(No trustees opposed.)
4	CHAIRMAN CAWOOD: Great.
5	MS. KUMOR: If you'll notice, I told
6	you on our motion for all of these projects
7	that we funded a portion of 2019-406 and
8	moved the balance of that request to the top
9	of our provisional list. So you will see
10	this 2019-406 again on a list, but that's for
11	the balance of the project.
12	CHAIRWOMAN CAWOOD: With the cap,
13	total balance of the project.
14	MS. KUMOR: Yes, within our cap.
15	I'm sorry. We were using when we got to
16	restoration, we used a cap of \$400,000 to
17	spread our money around.
18	We had both provisional projects in
19	planning, innovative stormwater, and in
20	restoration, and the committee decided to put
21	all of those provisional projects together
22	and rank them without regard to the type that
23	they were but are interested in seeing that
24	something was funded.
25	Our recommendation is that we fund

Page 42 along the lines of what acquisitions 1 2. recommends as money comes in. So with that understanding, you will 3 see that we've mixed restoration, planning, 4 5 and innovative stormwater projects based on the interest and of the committee and the 6 7 importance of the projects to be gotten done. 8 Did that make sense to you? 9 motion from committee is we have prioritized 10 our provisional projects as: Project 1 1 2019-406, Living Shorelines, \$205,147; 12 2019-407, CREP 2019, \$400,000; 2019-424, 1.3 Surry SWCD, UTs to Grassy Creek \$395,000. 14 2019-417, North Buffalo Creek for \$400,000; 2019-408, Swine Buyout Phase 5 for 15 16 \$400,000; 2019-1002, Durham County SWCD, 17 Riverside High School, \$382,000. 18 2019-411, Kirby Farms, Helton Creek 19 for \$315,500; 2019-807, Loves Creek 20 Watershed, \$138 ,571. 2019-1004, 21 Characterizing Trends from NPDES Data, 22 \$54,809. 23 2019-1006, Optimizing Floating 24 Wetlands at \$186,286; 2019-416, Grove Park, 25 \$400,000; 2019-403, Wilders Grove, \$400,000,

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Page 43
    and 2019-1007, Riverlink, Disconnected
1
2.
    Impervious Surfaces, $139,415.
3
             And, Madam Chair, that is our
    motion, and there are no recusals.
4
5
              CHAIRWOMAN CAWOOD: Excellent. So
    from committee, all in favor?
6
7
               (All trustees are in favor.)
             CHAIRWOMAN CAWOOD: Any opposed?
8
9
                 (No trustees opposed.)
10
              CHAIRMAN CAWOOD: Perfect.
1 1
              So great work by the committees.
12
    Thank you both and all members of the
13
    committee. Very thoughtful work put in,
14
    which is greatly appreciated, and for all of
15
    our partners who were funded with their great
16
    projects, we congratulate you.
17
             For those partners who had great
18
    projects that we don't have enough money to
19
    be able to fund them, we're in consolation
20
    with you.
21
              MR. WALSER: Talk to your
2.2
    legislation.
23
             CHAIRWOMAN CAWOOD: Great, great
24
    work done by the trustees, and we can't go
2.5
    without an echo out to the staff of the
```

Page 44 incredible work you do to arm us with 1 information to make the best possible 3 decisions we can. So we appreciate your dedication. 4 And I would ask if there is any more 5 business to come before --6 7 MR. WILSON: Do you want to make an 8 announcement about a field trip? I will, but I am 9 MR. BEVINGTON: 10 unprepared. We have been invited to a field 1 1 trip of an active restoration project under 12 construction, and I'll forward an invitation 13 with details on the dates sometime later in 14 September. 15 MR. SUMMER: It is September 20th, 16 and I believe it is 10:00 in the morning, which is near the Gill State Forest, but it 17 18 should be good. There will be active 19 construction on one of the projects we 20 funded. 21 So if you want to see on the ground 2.2 how the earth has moved and the structures 23 are put into place, I think it is 24 fascinating. I think it will be worthwhile

for anyone that wanted to go west or travel

25

Page 45 back east a little bit and see how these 1 things are put together. 3 MR. BEVINGTON: One last bit, do bring hiking boots or boots that can get wet 4 5 and safety vests, just stay out of the way from the bulldozer or two. 6 7 I'm sure we'll stay safe. Engineer 8 will be there. I have an invitation from the 9 engineer who is overseeing the project, and I 10 will forward that all to you. 1 1 In my e-mail to y'all today, I'll 12 ask for the RSVP. If you change your mind 13 and want to join us last minute, jump on the 14 train. 15 CHAIRWOMAN CAWOOD: Anything else 16 from anybody else? I'll entertain a motion 17 to adjourn. 18 MS. KUMOR: Second. 19 CHAIRWOMAN CAWOOD: Perfect. All in 20 favor? 21 (All trustees are in favor.) (Whereupon the hearing was concluded 2.2 23 at 3:38 p.m.) 2.4 2.5

Board of Trustees Clean Water Management Trust Fund Meeting

	Page 46
1	CERTIFICATE
2	
3	
4	
5	I, Tina Sarcia, Registered
6	Professional Reporter and Notary Public, do
7	hereby certify that the foregoing record,
8	pages 1 through 45, is a complete, accurate,
9	and true transcription of the matter taken in
10	the aforementioned matter to the best of my
11	skills and ability.
12	
13	
14	Tima Sarcia Maxwell
15	Tina Sarcia-Maxwell
16	
17	
18	
19	
2 0	
21	
2 2	
2 3	
2 4	
25	

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[board - congratulate]

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