

Minutes
TEXAS STATE SOIL AND WATER CONSERVATION BOARD
November 9, 2001

The Texas State Soil and Water Conservation Board met jointly with the Texas Natural Resource Conservation Commission on November 9, 2001 at 1:30 p.m. in Room 2015, Building E, TNRCC State Headquarters, 12100 Park 35 Circle, Austin, Texas.

State Board Members present were:

Edward G. Albrecht, Chairman
Dayton Elam, Member
Donald Swann, Member
W. T. (Dub) Crumley, Member

TNRCC Commissioners present were:

Robert J. Huston, Chairman
Ralph Marquez, Commissioner
Kathleen Hartnett White, Commissioner

Others present were:

Robert G. (Bob) Buckley, Executive Director, TSSWCB
James M. Moore, Director of Conservation Programs, TSSWCB
Bobbie Stephens, Director of Administration, TSSWCB
Mel Davis, Director of District Operations, TSSWCB
Kevin Wagner, Natural Resource Specialist, TSSWCB
Donna Long, Program Specialist, TSSWCB
Jeffrey Saitas, Executive Director, TNRCC
Duncan Norton, General Council, TNRCC
Margaret Hoffman, Deputy Director, Office of Legal Services, TNRCC
Faith Hamilton, Team Leader, TMDL Team, TNRCC
Linda Brookins, Team Leader, Watershed Management Team, TNRCC
Clyde Bohmfalk, Program Specialist, TNRCC

Chairman Huston called the Texas Natural Resource Conservation Commission meeting to order and welcomed those present.

Chairman Albrecht called the Texas State Soil and Water Conservation Board meeting to order and expressed his appreciation for this joint meeting.

Duncan Norton called for a discussion of the Memorandum of Understanding between the TSSWCB and the TNRCC. Margaret Hoffman presented a background on the Memorandum and reviewed the language of the Memorandum. James Moore presented a history of how the Memorandum has functioned and served to coordinate cooperation between the two agencies. Mr. Moore discussed how the TSSWCB complaint process worked and when necessary how referrals are made to TNRCC for enforcement. Following discussion, no action was taken.

Duncan Norton called for a discussion of joint efforts of the TNRCC and the TSSWCB to implement legislation adopted during the regular session of the 77th Texas State Legislature. Margaret Hoffman reviewed Senate Bill 1339 that required poultry facilities in the state to implement and maintain a Certified Water Quality Management Plan; House Bill 3355 that allows for on-site burial of poultry carcasses from a major die-off without recording the location in county deed records so long as the facility is operating under a certified water quality management plan that designates an appropriate location for safe burial; Senate Bill 2 that deals with the development and management of the state's water resources; and House Bill 2912 the "sunset" legislation passed for TNRCC. James Moore discussed House Bill 2310, the TSSWCB's "sunset" legislation and explained the legislation required the TSSWCB to follow up with TNRCC on complaints forwarded and maintain in our files the final action taken on complaints referred to TNRCC. Following discussion, no action was taken.

Duncan Norton called for a discussion of the joint efforts of the TSSWCB and the TNRCC to develop and implement plans to meet goals of Total Maximum Daily Load (TMDL) for segments impacted by point and nonpoint sources of pollution. Kevin Wagner explained the TSSWCB's role in TMDLs and presented the achievements made to date. Faith Hamilton stated the Memorandum between the two agencies was functional on TMDLs and complimented the TSSWCB for being proactive on TMDLs. Following discussion, no action was taken.

Duncan Norton called for an update and discussion of current and future projects funded with Clean Water Act Section 319 funds. Linda Brookins presented a review of the current 319 projects of TNRCC. Bobbie Stephens presented a review of the current 319 projects of the TSSWCB. Chairman Huston requested information on the TSSWCB involvement with the Clean Rivers Act. James Moore explained the past participation of the TSSWCB and local soil and water conservation districts. Bob Buckley explained it would be beneficial to get a review of the program in the future. Following discussion, no action was taken.

Duncan Norton called for a status report and discussion of the 2001 Farm Bill currently being developed by the United States Congress. Bob Buckley presented a history of the Farm Bill and explained the Federal policies behind the Farm Bill. Mr. Buckley explained the current Farm Bill proposals in Congress, the Administration's position and reviewed the options that may be taken. Clyde Bohmfalk concurred with the presentation. Following discussion, no action was taken.

Chairman Huston expressed his appreciation to the TSSWCB for meeting with TNRCC and left open the potential for future joint meetings. Chairman Albrecht

thanked the TNRCC Commissioners for their time and cooperation in working together and hosting this joint meeting. Chairman Albrecht expressed his belief that such joint meetings should be planned in the future.

Chairman Huston called the meeting adjourned at 3:25 p.m.

Edward D Albrecht
Chairman

Mal Davis
Secretary

1-17-2002
Date

I certify that the above is a true and correct copy of the minutes of the Texas State Soil and Water Conservation Board meeting held on November 9, 2001.

1-17-2002
Date

Robert G Buckley
Executive Director