

**Meeting Minutes**  
**TEXAS STATE SOIL & WATER CONSERVATION BOARD**  
**March 22, 2005**  
**Park Plaza Hotel, Austin**

The Texas State Soil and Water Conservation Board met on March 22, 2005, at 1:00 p.m. at the Park Plaza Hotel, 6000 Middle Fiskville Road, Austin.

Board members present were:

Aubrey Russell, Vice Chairman  
Reed Stewart, Member  
Guillermo (Memo) Benavides, Member  
Jerry Nichols, Member  
W. T. (Dub) Crumley, Chairman

Staff members present were:

Rex Isom, Executive Director  
Kevin Wagner, NPS Team Leader  
John Foster, Natural Resources Specialist  
Kenny Zajicek, Fiscal Officer  
Richard Egg, Engineer  
Andy Garza, Program Administrator  
Lee Munz, 319 Project Manager  
T. J. Helton, Planner  
Chris Higgins, Planner  
Johnny Oswald, Program Administrator  
Tuffy Wood, Program Specialist  
Ben Brooks, Planner  
John O'Connor, Program Administrator  
Max Berry, Engineer  
Mark Cochran, Program Specialist  
Mel Davis, Program Specialist  
Bob Gruner, Program Specialist  
Ben Wilde, Program Specialist  
Joe Freeman, Program Specialist  
Kendria Ray, Program Specialist  
Adrian Perez, Program Specialist  
David Powell, Program Specialist  
Joel Clark, Program Specialist  
Don Brandenberger, Program Specialist  
Charlie Upchurch, Program Specialist  
Dawn Heitman, Program Specialist  
Amy Varner, Purchasèr

Others present were:

Denise Gentsch, BASF Corporation

Dayton Elam, Chairman, Gaines County SWCD #166

Chairman Crumley called the meeting to order at 1:15 p.m. and welcomed those present.

A work session was conducted which covered all agenda items in detail. Questions were taken and answered.

The meeting adjourned at 3:15 p.m.

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Judy Albus, Program Administrator  
John O'Conner, Program Administrator  
Max Berry, Engineer  
Steve Jones, Program Administrator  
Carter Miska, Program Administrator  
Mark Cochran, Program Specialist  
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Ben Brooks, Planner  
Lee Munz, 319 Project Manager  
T. J. Helton, Planner  
Chris Higgins, Planner  
Mel Davis, Program Specialist  
Vicki Davis, Administrative Coordinator

Others present were:

Clyde Bohmfalk, Texas Commission on Environmental Quality  
George Noelke, Office of the Attorney General  
Scott Buckles, Sherman County SWCD #159  
Woody Anderson, Mitchell SWCD #207  
Cliff Caldwell, North Concho River SWCD #252  
Bobby Waddle, Dalworth SWCD #519  
Amanda DePree, Pedernales SWCD #218  
Fred Teagarden, UCRA  
Scott McWilliams, UCRA  
Vic Baseman

Chairman Crumley called the meeting to order at 1:09 p.m. and welcomed those present.

**AGENDA ITEM 1. Reports from Agencies and Guests**

Clyde Bohmfalk, Texas Commission on Environmental Quality discussed: lawsuit against EPA concerning CAFO's, Water Policy Meeting in Washington and emphasized the importance of the State Board and TCEQ working together.

Woody Anderson, Mitchell SWCD discussed: good working relationship between district/Board/Brush Program, asked the board to consider Champion Creek's inclusion in a 319 project and asked why all districts were not included in the 503 program. The board requested that Kevin Wagner look into the 319 issue and send the Mitchell District a written response.

Bobby Waddle, Dalworth SWCD shared ways their local board works with municipalities to help educate them as to the concerns and capabilities of districts.

Johnny Oswald introduced Amanda Dupree as a new employee of the Pedernales District.

**AGENDA ITEM 2. Minutes from the January 26-27, 2005 Board Meeting**

Chairman Crumley called for a motion to approve the minutes of the January 26-27, 2005 meeting as mailed. Mr. Nichols moved that the minutes be approved. Mr. Stewart seconded the motion. The motion passed unanimously.

**AGENDA ITEM 3. District Director Appointments**

Ms. Davis presented district director appointments for the Board's consideration and verified they were in order and met all qualifications. Mr. Russell moved the appointments be approved. Mr. Benavides seconded and the following appointments were unanimously approved:

Larry Young, Terry #151, Zone 3, Replace Steve Furlow  
John Paul Dauer, McClellan Creek #156, Zone 2, Replace Mark McKiernan  
Mark McKiernan, McClellan Creek #156, Zone 3, Replace John Paul Dauer  
John Schlemmer, Limestone-Falls #501, Zone 3, Replace Harold Hayes  
Harvey Siems, McLennan #512, Zone 5, Director for new Zone 5

**AGENDA ITEM 15. Monitoring Report by Upper Colorado River Authority**

Fred Teagarden and Scott McWilliams gave a PowerPoint Presentation on the North Concho River Watershed Restoration Project and took questions from the Board.

**AGENDA ITEM 4. Flood Control Dam Rehabilitation Projects**

Mr. Egg reviewed the agenda information. Mr. Nichols moved that FRS No. 104 of the Aquilla Hackberry Creek Watershed be approved. Mr. Stewart seconded and the motion passed unanimously.

**AGENDA ITEM 5. Subdivision Boundary Change for Maverick SWCD #228**

Mr. Freeman reviewed the agenda information. Mr. Stewart moved the Board approve the subdivision boundary change for Maverick SWCD #228 as presented. Mr. Russell seconded and the motion passed unanimously.

**AGENDA ITEM 6. Approval of Texas Nonpoint Source Management Program**

Mr. Wagner reviewed the agenda information and stated the plan will be posted in the Texas Register in April and the final document will be submitted at the May board meeting.

**AGENDA ITEM 7. Approval of Statewide Water Quality Management Plan Cost Share Requests**

Mr. Munz reviewed the agenda information. Mr. Benavides moved the Board approve the three statewide allocation requests as presented. Mr. Nichols seconded and the motion passed unanimously.

**AGENDA ITEM 8. Adoption of Rule to Allow Cost Share Assistance More than Once on the Same Water Quality Management Plan**

Mr. Garza reviewed the agenda information and took questions from the Board. Mr. Nichols moved that the change to §523.6 (e) as presented be adopted as final and that a committee be set up under Mr. Isom's direction to evaluate the 503 program in its entirety. Mr. Russell seconded and the motion passed unanimously.

**AGENDA ITEM 9. Reallocation of GR 05 and Bond 05 Brush Funds**

Mr. Oswald reviewed the agenda information with input from Mr. Zajicek and took questions from the Board.

Mr. Benavides moved the board approve reallocation of existing General Revenue 05 funds from Lake Ballenger, Oak Creek, Pedernales and Twin Buttes to the North Concho River for cost-share and Upper Colorado River authority for monitoring as follows: Lake Ballinger-\$13,000; Oak Creek-\$16,860; Pedernales-\$25,000; Twin Buttes-\$107,000. Mr. Stewart seconded and the motion passed unanimously.

Mr. Stewart moved the board include funding for Salt Cedar contracts on the Upper Colorado Salt Cedar Project in the Upper Colorado Basin to match EQIP contracts from existing funds in the Pecos Salt Cedar Project. Mr. Russell seconded and the motion passed unanimously.

Mr. Nichols moved the board reallocate \$53,830.96 Bond 05 from Spring and Dove and \$34,654.72 Bond 05 of unallocated money to the Twin Buttes Project. Mr. Benavides seconded and the motion passed unanimously.

**AGENDA ITEM 10. State Board Member Elections**

No presentation was made on this agenda item.

**AGENDA ITEM 11. Coastal Coordination Council Report**

Mr. Benavides stated there would be a meeting of the Coastal Coordination Council on April 7<sup>th</sup> in Austin. Mr. Egg stated no business had been covered at the executive committee meeting which affected our programs.

**AGENDA ITEM 12. Water Quality Management Program Status Report**

Mr. Garza reviewed the agenda information and stated that fund balances will be reobligated at the May board meeting. He took questions from the board with input from Mr. Miska and Ms. Albus.

**AGENDA ITEM 13. Legislative Update**

Chairman Crumley and Mr. Isom presented a brief legislative update.

**AGENDA ITEM 14. General Status Report on Brush Program**

Mr. Oswald reviewed the agenda information and took questions from the board.

**AGENDA ITEM 16. 319 Report on Upper Colorado Salt Cedar**

Mr. Brooks reviewed the agenda information and took questions from the board. Per the board's request, Mr. Brooks stated that updates on the Lake Champion Project will be given at future board meetings.

**AGENDA ITEM 17. Poultry Water Quality Management Plan Program Update**

Mr. Foster reviewed the agenda information.

**AGENDA ITEM 18. Comprehensive Nutrient Management Plan Program Update**

Mr. Foster reviewed the agenda information and took questions from the Board.

**AGENDA ITEM 19. Dairy Manure Export Support Program Update**

Mr. Foster reviewed the agenda information.

**AGENDA ITEM 20. Water Quality Management Plan Complaints**

Mr. Foster stated there would be no presentation on this agenda item.

**AGENDA ITEM 21. Human Resources Report**

Ms. Heitman reviewed the agenda information and took questions from the board.

**AGENDA ITEM 22. Public Information/Education Report**

Ms. Heitman reviewed the agenda information. The board suggested that school districts be notified the Texas Ecoregion maps will be available soon. The board asked that this notification come from districts.

**AGENDA ITEM 23. NACD Report**

Mr. Benavides discussed: NACD Annual Meeting to be held in Atlanta in February '06, new president is Billy Wilson from Oklahoma, Farm Bill, Spring Legislative Conference, South Central Meeting in Louisiana in July, Executive Board Meeting in St. Louis and the League City building has not sold.

**AGENDA ITEM 24. Poultry Program Status Report**

Mr. Cochran reviewed the agenda information.

**AGENDA ITEM 25. Clean Water Act, §319(h) NPS Grant Program Status Report**

Mr. Wagner reviewed the agenda information.

**AGENDA ITEM 26. Total Maximum Daily Load (TMDL) Program Status Report**

Mr. Wagner reviewed the agenda information.

**AGENDA ITEM 27. Water Conservation Task Force Agricultural BMP Manual**

Mr. Egg reviewed the agenda information.

**AGENDA ITEM 28. Fiscal Report**

Mr. Zajicek reviewed the agenda information and took questions from the Board.

**AGENDA ITEM 29. Set Date of Next Board Meeting**

Mr. Stewart moved that the date of the next Board meeting be set as May 19<sup>th</sup> with a work session to be held May 18, 2005. Mr. Nichols seconded and the motion passed unanimously.

Chairman Crumley stated that Mr. Benavides would not be running in the May election and expressed the board's appreciation for his involvement and commitment. Mr. Benavides thanked the board for the opportunity to serve with them.

Chairman Crumley declared the meeting adjourned at 4:17 p.m.

William J. Crumley  
Chairman

[Signature]  
Secretary

5/19/05  
Date

Jack Davis  
Secretary

I certify that the above is a true and correct copy of the minutes of the State Soil and Water Conservation Board meeting held on March 22 & 23, 2005.

5/19/05  
Date

[Signature]  
Executive Director