

TEXAS STATE SOIL AND WATER CONSERVATION BOARD
Board Meeting Minutes
September 21, 2011

The Texas State Soil and Water Conservation Board met on September 21, 2011, at 2:05 p.m. at 6121 N IH 35, Austin, Texas.

Board Members present:

Barry Mahler, Chairman
Marty H. Graham, Vice-Chairman
Scott Buckles, Member
José Dodier, Member
Jerry Nichols, Member
Larry Jacobs, Member
Joe Ward, Member

Staff members present:

Rex Isom, Executive Director
Steve Jones, Regional Office Coordinator
Judy Albus, Program Supervisor
Carl Steffey, Program Supervisor
Lawrence Brown, Program Supervisor
Luis Pena, Program Supervisor
Bob Gruner, Program Specialist
Jack Foote, Program Specialist
Ben Wilde, Program Specialist
Kendria Ray, Program Specialist
Adrian Perez, Program Specialist
Tony Franklin, Program Specialist
Joel Clark, Program Specialist
Trey Watson, Program Specialist
Don Brandenberger, Program Specialist
Charlie Upchurch, Program Specialist
Johnny Oswald, Program Supervisor
Tuffy Wood, Program Specialist
Melissa Grote, Program Specialist
Mark Cochran, Program Supervisor
John Foster, Programs Officer
Aaron Wendt, Watershed Planning Coordinator
Pam Casebolt, NPS Grants Coordinator
Mitchell Conine, NPS Project Management Coordinator
Rusty Ray, NPS Project Manager
Richard Egg, Engineer
Lee Munz, Flood Control Programs Coordinator
Mel Davis, Special Projects Coordinator
Mary Jo Schooler, Public Affairs Specialist
Dawn Heitman, H R Coordinator
Karen Preece, Accountant

Others present:

Chad Gagliardi, Conservation Planner for Pedernales SWCD

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

Meeting adjourned at 4:00 p.m.

Chairman

November 17, 2011

Date

Secretary

November 17, 2011

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 September 21, 2011.

Executive Director

November 17, 2011

Date

TEXAS STATE SOIL AND WATER CONSERVATION BOARD

Board Meeting Minutes

September 22, 2011

The Texas State Soil and Water Conservation Board met on September 22, 2011, at 8:03 a.m. at 6121 N IH 35, Austin, Texas.

Board Members present:

Barry Mahler, Chairman
Marty H. Graham, Vice-Chairman
Scott Buckles, Member
José Dodier, Member
Jerry Nichols, Member
Larry Jacobs, Member
Joe Ward, Member

Staff members present:

Rex Isom, Executive Director
Steve Jones, Regional Office Coordinator
Judy Albus, Program Supervisor
Carl Steffey, Program Supervisor
Lawrence Brown, Program Supervisor
Luis Pena, Program Supervisor
Bob Gruner, Program Specialist
Jack Foote, Program Specialist
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Trey Watson, Program Specialist
Don Brandenberger, Program Specialist
Charlie Upchurch, Program Specialist
Johnny Oswald, Program Supervisor
Tuffy Wood, Program Specialist
Mark Cochran, Program Supervisor
John Foster, Programs Officer
Aaron Wendt, Watershed Planning Coordinator
Pam Casebolt, NPS Grants Coordinator
Mitchell Conine, NPS Project Management Coordinator
Rusty Ray, NPS Project Manager
Kenny Zajicek, Fiscal Officer
Richard Egg, Engineer
Lee Munz, Flood Control Programs Coordinator
Mel Davis, Special Projects Coordinator
Mary Jo Schooler, Public Affairs Specialist
Dawn Heitman, H R Coordinator
Karen Preece, Accountant

Others present:

George Noelke, Office of the Attorney General
Monica Harris, Texas Commission on Environmental Quality
Clyde Bohmfalk, Texas Commission on Environmental Quality

Salvador Salinas, Natural Resources Conservation Service
Cameron Turner, Texas Water Development Board
Shane Harrington, Texas Forest Service
Jule Richmond, Association of Texas Soil and Water Conservation Districts
Volney Hough, Association of Texas Soil and Water Conservation Districts

Chairman Mahler called the meeting to order at 8:03 a.m. and welcomed those present.

AGENDA ITEM 1: Opportunity for Public Comment

AGENDA ITEM 2: Comments from Federal, State and Local Governmental Entities

Mr. Salvador Salinas, Natural Resources Conservation Service, addressed the Board. Mr. Salinas reviewed the NRCS Activity Report. Mr. Salinas commented on budget, staff and vehicle reductions, about to close out fiscal year Farm Bill, TSP funds, Strategic Watershed Action Teams (SWAT) are needing more involvement from the TSSWCB, and that two programs have been closed.

Ms. Monica Harris, Texas Commission on Environmental Quality, addressed the Board. Ms. Harris commented on a magazine called Outside that had an article on the Pecos River, implementation plans and reviews, NPS grants, the Water Availability Division, water utilities restrictions, and RUAA's reports on website.

AGENDA ITEM 3: Comments from the Association of Texas Soil and Water Conservation Districts

Mr. Jule Richmond, Association of Texas Soil and Water Conservation Districts, addressed the Board. Mr. Richmond commented on the sending out of the resolution packets, silent meeting to be held at the Annual State Meeting, and that the new CEO John Larson will be attending the Annual State Meeting.

AGENDA ITEM 4: Minutes from the July 20-21, 2011 Board Meetings

Chairman Mahler called for a motion to approve the minutes of the July 20-21, 2011 Board Meetings. Mr. Ward moved that the minutes be accepted as presented. Mr. Graham seconded the motion. The motion passed unanimously.

AGENDA ITEM 5: District Director Appointments

Ms. Preece presented district director appointment for the Board's consideration and verified it was in order and met all qualifications. Mr. Dodier moved the following appointment be approved. Mr. Jacobs seconded the motion. The motion passed unanimously.

Kay Duke, Lipscomb #134, Zone 1, Replace Alan Meier (Fax copy)
Austin McCasland, Cochran County #149, Zone 2, Replace Burl McCasland
Nicholas Travis Seaton, Terry #151, Zone 3, Replace Dustin Miller
George R. Greer, McCulloch #249, Zone 1, Replace Richard W. Winters, Jr.
Mike McLellan, California Creek #545, Zone 2, Replace Darryl Schoonmaker
Marian Scott, Callahan Divide #552, Zone 2, Replace Joe Compton
W. T. Crumley, Cross Timbers #556, Zone 5, Replace Don Smart

AGENDA ITEM 6: Fiscal Report

Mr. Zajicek reviewed the agenda information. Mr. Zajicek stated that internal audits are due November 1st, and that Mr. Gregorczyk will mail or email all audits to the Board Members for review before the November Board Meeting.

AGENDA ITEM 7: Sunset Legislation Implementation Status

Mr. Foster reviewed the agenda information.

AGENDA ITEM 8: FY 2009 Lapsed Funds Report

Mr. Jones reviewed the agenda information.

AGENDA ITEM 9: Consider Approval of Requests for Waivers as per 31 TAC §523.6(E)(2)(A) thru (F)

Mr. Jones reviewed the agenda information. Mr. Nichols moved for the approval of the requests as presented. Mr. Jacobs seconded the motion. The motion passed unanimously.

AGENDA ITEM 10: S.B. 503 Resolution Committee Report

Mr. Gruner reviewed the agenda information. Mr. Dodier moved for the approval of the committee recommendations as presented. Mr. Graham seconded the motion. The motion passed unanimously.

AGENDA ITEM 12: Consider Statewide Water Quality Management Plan Cost Share Requests

Mr. Munz reviewed the agenda information. Mr. Buckles moved for the approval of the requests as presented. Mr. Nichols seconded the motion. The motion passed unanimously.

AGENDA ITEM 11: Review of S.B. 503 Waivers

Mr. Jones reviewed the agenda information.

AGENDA ITEM 13: Consider Adoption of Standardized Rates for In-Kind Contributions of Match Funding Related to Flood Control Operation and Maintenance Activity Reimbursement Requests

Mr. Munz stated that there are no requests at this time. Mr. Munz asked that this agenda item be removed from further agendas except as needed. Board agreed.

AGENDA ITEM 14: Flood Control Programs Status Report

Mr. Munz reviewed the agenda information.

AGENDA ITEM 15: Texas Nonpoint Source Management Program Report

Ms. Casebolt reviewed the agenda information.

AGENDA ITEM 16: Poultry Water Quality Management Program Status Report

Mr. Cochran reviewed the agenda information.

AGENDA ITEM 17: Water Supply Enhancement Program Report

Mr. Wood reviewed the agenda information.

AGENDA ITEM 18: Approval of Water Supply Enhancement Project Proposals

Mr. Wood reviewed the agenda information. Mr. Graham moved for the approval of the proposals as requested. Mr. Buckles seconded the motion. The motion passed unanimously.

AGENDA ITEM 19: Allocation of FY 2012 Water Supply Enhancement Program Funds

Mr. Wood reviewed the agenda information. Mr. Dodier moved for the approval of the allocations as presented. Mr. Jacobs seconded the motion. The motion passed unanimously.

AGENDA ITEM 20: Consider Re-adoption, Revision, or Repeal of 31 TAC, Chapter 520, Subchapter B, Requirements to Receive State Funds or Administer State Programs (§§520.11 – 520.13)

Mr. Davis reviewed the agenda information. Mr. Jacobs moved to readopt this rule as presented. Mr. Nichols seconded the motion. The motion passed unanimously.

AGENDA ITEM 21: Review and Consider Revisions to the Cooperative Agreement between the Texas State Soil and Water Conservation Board and the Association of Texas Soil and Water Conservation Districts

Mr. Davis reviewed the agenda information. Mr. Buckles moved for the approval of the revisions as presented. Mr. Ward seconded the motion. The motion passed unanimously.

AGENDA ITEM 22: Review and Consider Revision of Board Policy on Complaint Investigation and Resolution

Mr. Davis reviewed the agenda information. Mr. Jacobs moved for the approval of the changes as presented. Mr. Graham seconded the motion. The motion passed unanimously.

AGENDA ITEM 23: Adopt Board Policy on Negotiated Rulemaking and Alternative Dispute Resolutions

Mr. Davis reviewed the agenda information. Mr. Dodier moved for the adoption of the policy as presented. Mr. Jacobs seconded the motion. The motion passed unanimously.

AGENDA ITEM 24: Review plans for 2011 Annual State Meeting

Mr. Davis reviewed the agenda information. Mr. Ward moved for Mr. Davis to coordinate with Mr. Isom and Mr. Dodier for the approval to request Annual State Meeting speakers. Mr. Dodier seconded the motion. The motion passed unanimously. Names given to Mr. Davis for consideration are San Antonio Mayor Julian Castro, Congressman Francisco Consero, Roger or Michael Williams, and Senator Van de Putte.

AGENDA ITEM 25: Consider Request for Subdivision Boundary Change by the Bandera County SWCD #229

Mr. Davis reviewed the agenda information. Mr. Graham moved for the approval of the changes as presented. Mr. Dodier seconded the motion. The motion passed unanimously.

AGENDA ITEM 26: Consider Request for Subdivision Boundary Change by the Kerr County SWCD #217

Mr. Davis reviewed the agenda information. Mr. Graham moved for the approval of the changes as presented. Mr. Dodier seconded the motion. The motion passed unanimously.

AGENDA ITEM 27: Texas Invasive Species Coordinating Committee Report

Mr. Davis stated that there is nothing to report at this time.

AGENDA ITEM 28: Interagency Task Force on Economic Growth and Endangered Species Report

Mr. Davis reviewed agenda information.

AGENDA ITEM 29: National Association of Conservation Districts Report

Mr. Davis reviewed the agenda information.

AGENDA ITEM 30: National Association of State Conservation Agencies Report

Mr. Davis reviewed the agenda information.

AGENDA ITEM 31: Public Information/Education Report

Mr. Davis reviewed the agenda information.

AGENDA ITEM 32: Human Resources Report

Ms. Heitman reviewed the agenda information.

AGENDA ITEM 33: Set Date for the Next State Board Meeting

November 16-17, 2011.

Meeting adjourned at 9:14 a.m.

Chairman

November 17, 2011

Date

Secretary

November 17, 2011

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 September 22, 2011.

Executive Director

November 17, 2011

Date