

TEXAS STATE SOIL AND WATER CONSERVATION BOARD
Board Meeting Minutes
November 16, 2011

The Texas State Soil and Water Conservation Board met on November 16, 2011, at 2:05 p.m. at 4311 South 31st Street, Suite 125, Temple, 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
Johnny Oswald, Program Supervisor
Mark Cochran, Program Supervisor
John Foster, Programs Officer
Pam Casebolt, Nonpoint Source Grants Coordinator
Mitchell Conine, Nonpoint Source Project Management Coordinator
Loren Warrick, Nonpoint Source Project Manager
Kenny Zajicek, Fiscal Officer
Lee Munz, Flood Control Programs Coordinator
Ben Bowers, Flood Control Specialist
Mel Davis, Special Projects Coordinator
Dawn Heitman, Human Resources Coordinator
Karen Preece, Accountant

Others present:

Bill Gray, Association of Texas Soil and Water Conservation Districts
Russell Gregorczyk, Internal Auditor

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

Meeting adjourned at 5:05 p.m.

Chairman

January 19, 2012
Date

Secretary

January 19, 2012
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 16, 2011.

Executive Director

January 19, 2012
Date

TEXAS STATE SOIL AND WATER CONSERVATION BOARD

Board Meeting Minutes

November 17, 2011

The Texas State Soil and Water Conservation Board met on November 17, 2011, at 8:00 a.m. at 5247 South General Bruce Drive, Temple, 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
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
Mark Cochran, Program Supervisor
John Foster, Programs Officer
Pam Casebolt, Nonpoint Source Grants Coordinator
Mitchell Conine, Nonpoint Source Project Management Coordinator
Loren Warrick, Nonpoint Source Project Manager
David Reeves, Database Administrator
Kenny Zajicek, Fiscal Officer
Richard Egg, Engineer
Lee Munz, Flood Control Programs Coordinator
Jared Bowen, Flood Control Specialist
Ben Bowers, Flood control Specialist
Mel Davis, Special Projects Coordinator
Clyde Gottschalk, Program Specialist
Dawn Heitman, Human Resources Coordinator
Karen Preece, Accountant

Others present:

George Noelke, Office of the Attorney General
Monica Harris, Texas Commission on Environmental Quality
Kelly Holligan, Texas Commission on Environmental Quality

Steve Bednarz, Natural Resources Conservation Service
Cameron Turner, Texas Water Development Board
Shane Harrington, Texas Forest Service
Tamara Daniel, Association of Texas Soil and Water Conservation Districts
Jule Richmond, Association of Texas Soil and Water Conservation Districts
Volney Hough, Association of Texas Soil and Water Conservation Districts
William Thomas, Association of Texas Soil and Water Conservation Districts
Ben Bono, Association of Texas Soil and Water Conservation Districts
Rickey James, Association of Texas Soil and Water Conservation Districts
Pay Hudson, Association of Texas Soil and Water Conservation Districts
Bob Steakley, Association of Texas Soil and Water Conservation Districts
Bill Gray, Association of Texas Soil and Water Conservation Districts

Chairman Mahler called the meeting to order at 8:00 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. Steve Bednarz, Natural Resources Conservation Service, reviewed the NRCS Activity Report.

Mr. Cameron Turner, Texas Water Development Board, addressed the Board. Mr. Turner commented on the passing of Proposition 2, and the conservation joint report with TSSWCB.

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 success of the Annual State Meeting, his appreciation of SWCD directors' support and confidence, and property owner rights with the Texas Forest Service. Mr. Richmond stated that they will be in attendance at the Las Vegas National Association of Conservation Districts meeting, and commented on the Ag Labor Laws.

AGENDA ITEM 4: Minutes from the September 21-22, 2011 Board Meetings

Chairman Mahler called for a motion to approve the minutes of the September 21-22, 2011 Board Meetings. Mr. Ward moved that the minutes be accepted as presented. Mr. Dodier seconded the motion. The motion passed unanimously.

AGENDA ITEM 5: District Director Appointments

Ms. Preece presented district director appointments for the Board's consideration and verified they were in order and met all qualifications with the following exception of Mr. John David Norman's being a fax copy. Mr. Dodier moved the following appointment be approved contingent upon all original paperwork being received in the Temple office. Mr. Graham seconded the motion. The motion passed unanimously.

John David Norman, Garza #158, Zone 1, Replace Delwin Fluitt (fax copy)
Fred W. Hall, Jr., Upper Llanos #225, Zone 3, Replace Doyle Weitz
Charles W. Carson, III, Upper Nueces-Frio #238, Zone 4, Replace Alma Smart
Sean Robertson, San Patricio #324, Zone 4, Replace Donald F. Swann
Alvin Beauchamp, Piney Woods #429, Zone 1, Replace Vance Hargrove
Paul Wood, Wise #548, Zone 3, Replace Jim Paschall

AGENDA ITEM 6: Annual Financial Report

Mr. Zajicek reviewed the agenda information.

AGENDA ITEM 7: Internal Audit of Performance Measures Reporting

Mr. Russell Gregorczyk, Internal Auditor, reviewed agenda information during November 16 Work Session.

AGENDA ITEM 8: Internal Audit of Human Resources Systems and Controls

Mr. Russell Gregorczyk, Internal Auditor, reviewed agenda information during November 16 Work Session.

AGENDA ITEM 9: Internal Audit of Information Resources Systems and Controls

Mr. Russell Gregorczyk, Internal Auditor, reviewed agenda information during November 16 Work Session.

AGENDA ITEM 10: Fiscal Year 2012 Internal Audit Plan

Mr. Russell Gregorczyk, Internal Auditor, reviewed agenda information during November 16 Work Session. Mr. Dodier moved for the approval of the Fiscal Year 2012 Internal Audit Plan as presented. Mr. Jacobs seconded the motion. The motion passed unanimously.

AGENDA ITEM 11: Fiscal Year 2011 Internal Audit Annual Report

Mr. Russell Gregorczyk, Internal Auditor, reviewed agenda information during November 16 Work Session.

AGENDA ITEM 12: Sunset Legislation Implementation Status

Mr. Foster reviewed the agenda information.

AGENDA ITEM 13: Water Quality Management Plan Program Rules Assessment

Mr. Foster reviewed the agenda information. No action was taken at this time.

Chairman Mahler acknowledged Ms. Monica Harris. Ms. Harris, Texas Commission on Environmental Quality, addressed the Board. Ms. Harris commented on RUAA's, NPS funding on 9 projects, NPS program with TSSWCB should be complete for Board approval at January meeting, Annual Report, water utilities status, and water reuse.

AGENDA ITEM 14: Consider Approval of Requests for Waivers as per 31 TAC §523.6(E)(2)(A) thru (F)

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

AGENDA ITEM 15: Consider Statewide Water Quality Management Plan Cost Share Requests

Mr. Munz 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 16: Flood Control Programs Status Report

Mr. Munz reviewed the agenda information.

AGENDA ITEM 17: Texas Nonpoint Source Management Program Report

Ms. Casebolt and Mr. Conine reviewed the agenda information.

AGENDA ITEM 18: Poultry Water Quality Management Program Status Report

Mr. Cochran reviewed the agenda information. Chairman Mahler requested letter to be sent to EPA regarding CAFO regulations. There was a consensus by the Board to send letter. Chairman Mahler also asked Association of Texas Soil and Water Conservation District Director's in attendance to send similar letter.

AGENDA ITEM 19: Water Supply Enhancement Program Report

Mr. Oswald reviewed the agenda information.

AGENDA ITEM 20: Consider Re-adoption, Revision, or Repeal of 31 TAC, Chapter 520, Subchapter A, Election Procedures (§§520.1 – 520.6)

Mr. Davis reviewed the agenda information. Mr. Jacobs moved to publish the scheduled rule in the *Texas Register* as presented. Mr. Ward seconded the motion. The motion passed unanimously.

AGENDA ITEM 21: Consider Request for Subdivision Boundary Change by the Webb SWCD #337

Mr. Davis stated that not all paperwork has been received, and no action should be taken at this time.

AGENDA ITEM 22: Consider Request for Subdivision Boundary Change by the Austin County SWCD #347

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

AGENDA ITEM 23: Review, Amend or Reaffirm State Board Fraud Policy

Mr. Davis reviewed the agenda information. Mr. Buckles moved to reaffirm the policy as presented. Mr. Jacobs seconded the motion. The motion passed unanimously.

AGENDA ITEM 24: Review, Amend or Reaffirm State Board Ethics Policy

Mr. Davis reviewed the agenda information. Mr. Dodier moved to reaffirm the policy as presented. Mr. Nichols seconded the motion. The motion passed unanimously.

Field Representatives are to check with SWCD's to confirm same policies are in place.

AGENDA ITEM 25: Review 2011 Annual State Meeting

Mr. Davis reviewed the agenda information. Chairman Mahler thanked Mr. Davis for a job well done. Mr. Davis thanked the staff for the help that he received. Ms. Heitman acknowledged Mary Jo Schooler's participation as a new employee in being able to put forth a great effort in helping with the State Meeting.

AGENDA ITEM 26: Review Plans for 2012 Annual State Meeting

Mr. Davis reviewed the agenda information. It was the consensus of the Board to follow the same format as last year's State Meeting. The Board would like for the Association's items that are to be auctioned at the banquet to be on display Monday somewhere in the registration or exhibit areas to give individuals a chance to see the auction items beforehand.

AGENDA ITEM 27: Consider Possible State Meeting Sites to Contact for 2013 and Beyond

Mr. Davis reviewed the agenda information. Mr. Dodier moved for the locations to be as follows if allowable:

2013 – Corpus Christi

2014 – Ft Worth

2015 – Galveston

2016 – Arlington

Mr. Graham seconded the motion. The motion passed unanimously.

AGENDA ITEM 28: Texas Invasive Species Coordinating Committee Report

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

AGENDA ITEM 29: Interagency Task Force on Economic Growth and Endangered Species Report

Mr. Davis reviewed agenda information.

AGENDA ITEM 30: Association of Texas Soil and Water Conservation Districts Report

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

AGENDA ITEM 31: National Association of Conservation Districts Report

Mr. Davis reviewed the agenda information.

AGENDA ITEM 32: National Association of State Conservation Agencies Report

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

AGENDA ITEM 33: Public Information/Education Report

Mr. Gottschalk reviewed the agenda information.

AGENDA ITEM 34: Human Resources Report

Ms. Heitman reviewed the agenda information.

AGENDA ITEM 35: Set Date for Next State Board Meeting

January 18-19, 2012 at Holiday Inn in Temple, TX.

Mr. Jacobs thanked the Association of Texas Soil and Water Conservation district Directors for being in attendance at the Board Meeting.

Meeting adjourned at 9:25 a.m.

Chairman

Secretary

January 19, 2012

Date

January 19, 2012

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 17, 2011.

Executive Director

January 19, 2012

Date