

**Meeting Minutes**  
**TEXAS STATE SOIL & WATER CONSERVATION BOARD**  
**November 19, 2008**

The Texas State Soil and Water Conservation Board met on November 19, 2008, at 2:40 p.m. at 720 East Blackland Road, Temple, Texas.

Board Members present were:

Jerry Nichols, Chairman  
José Dodier, Jr., Vice-Chairman  
Aubrey Russell, Member  
Marty H. Graham, Member  
Barry Mahler, Member  
Larry Jacobs, Member  
Joe Ward, Member

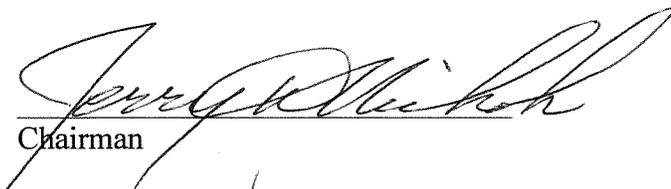
Staff members present were:

Rex Isom, Executive Director  
Andy Garza, Regional Office Coordinator  
Judy Albus, Program Supervisor  
Steve Jones, Program Supervisor  
Lawrence Brown, Program Supervisor  
Johnny Oswald, Program Supervisor  
Mark Cochran, Program Supervisor  
Jack Foote, Program Specialist  
Ben Wilde, Program Specialist  
Joe Freeman, Program Specialist  
Adrian Perez, Program Specialist  
Kendria Ray, Program Specialist  
Trey Watson, Program Specialist  
Joel Clark, Program Specialist  
Don Brandenberger, Program Specialist  
Charlie Upchurch, Program Specialist  
Kenny Zajicek, Fiscal Officer  
John Foster, Programs Officer  
Lee Munz, NPS SWCD Liason  
T. J. Helton, NPS Program Coordinator  
Aaron Wendt, Watershed Planning Coordinator  
Pam Casebolt, NPS Project Manager  
Loren Henley, NPS Project Manager  
Mitchell Conine, NPS Project Manager  
Donna Long, Programs QA Officer  
Meredith Whitley, Information Specialist  
Mel Davis, Special Projects Coordinator  
Karen Preece, Accountant

No others present.

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

Meeting adjourned at 4:35 p.m.

  
Chairman

Date

1/15/09

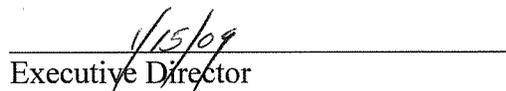
  
Acting Secretary

Date

01/15/09

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 November 19, 2008.

  
Date

  
Executive Director

**Meeting Minutes**  
**TEXAS STATE SOIL & WATER CONSERVATION BOARD**  
**November 20, 2008**

The Texas State Soil and Water Conservation Board met on November 20, 2008, at 8:00 a.m. at 720 East Blackland Road, Temple, Texas.

Board Members present were:

Jerry Nichols, Chairman  
José Dodier Jr., Vice-Chairman  
Aubrey Russell, Member  
Marty H. Graham, Member  
Barry Mahler, Member  
Larry Jacobs, Member  
Joe Ward, Member

Staff members present were:

Rex Isom, Executive Director  
Andy Garza, Regional Office Coordinator  
Judy Albus, Program Supervisor  
Carl Steffey, Program Supervisor  
Steve Jones, Program Supervisor  
Lawrence Brown, Program Supervisor  
Johnny Oswald, Program Supervisor  
Mark Cochran, Program Supervisor  
Jack Foote, Program Specialist  
Bob Gruner, Program Specialist  
Ben Wilde, Program Specialist  
Joe Freeman, Program Specialist  
Adrian Perez, Program Specialist  
Kendria Ray, Program Specialist  
Trey Watson, Program Specialist  
Joel Clark, Program Specialist  
Don Brandenberger, Program Specialist  
Charlie Upchurch, Program Specialist  
John Foster, NPS Team Leader  
Lee Munz, NPS SWCD Liason  
T. J. Helton, NPS Program Coordinator  
Aaron Wendt, Watershed Planning Coordinator  
Pam Casebolt, NPS Project Manager  
Loren Henley, NPS Project Manager  
Mitchell Conine, NPS Project Manager  
Meredith Whitley, Information Specialist  
Richard Egg, Engineer  
Mel Davis, Special Projects Coordinator  
Dawn Heitman, H R Coordinator  
Clyde Gottschalk, Information Specialist  
Joy Smith, Association of SWCD's Administrative Coordinator  
Karen Preece, Accountant

Others present were:

Tom Gerik, Texas Agrilife  
Salvador Salinas, Natural Resources Conservation Service  
Daren Harmel, USDA-ARS  
George Noelke, Office of the Attorney General

Chairman Nichols called the meeting to order at 8:02 a.m. and welcomed those present.

**AGENDA ITEM 1: Opportunity for Public Comment**

Tom Gerik, Texas Agrilife spoke on exceptional items they are requesting, new employees, completion of Upper Mississippi Watershed Report, Soil Science Society of America exhibit on display in Smithsonian in Washington DC, and soil books for grade schoolers.

Salvador Salinas, Natural Resources Conservation Service spoke on FY09 funding, Farm Bill funding, deficit, audit, work completion, and equip contracts. Mr. Isom asked about TSP funding, and Mr. Salinas responded that there would be some TSP funds not as much as usual.

Daren Harmel, USDA-ARS addressed the Board.

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

There were no comments presented at this time.

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

There were no comments presented at this time.

**AGENDA ITEM 4: Minutes from the September 17-18, 2008 Board Meeting**

Chairman Nichols called for a motion to approve the minutes of the September 17-18, 2008 Board Meeting. Mr. Mahler moved that the minutes be accepted. 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. Mr. Dodier moved the following appointments be approved. Mr. Graham seconded the motion. The motion passed unanimously.

Brad Holt, Hansford #148, Zone 5, Replace Arnold Stork  
David Spinherne, Hartley #152, Zone 2, Replace Andy Michael  
Steve Harris, Duck Creek #169, Zone 1, Replace Donnie Berry (FAX)  
Crews Adams, Toyah-Limpia #209, Zone 5, Replace Larry Turnbough  
Robert G. (Bob) Stewart, Andrew #246, Zone 3, Replace William E. (Bill) Tom  
Lee Fritsch, Fayette #341, Zone 1, Replace Daniel Jurk  
Emmett L. Shelton, McMullen County #353, Zone 4, Replace Clifton Wheeler  
Henry D. Potts, Hopkins-Rains #445, Zone 5, Replace Rodney Smith

Bobby Decker, Palo Pinto #518, Zone 2, Replace John Hendricks  
Don Robinson, Wilbarger #537, Zone 2, Replace Johnny Haseloff

**AGENDA ITEM 6:** Consider 2010-11 Legislative Appropriations Request

Board members reviewed agenda item. Mr. Jacobs moved for the approval of the response letter from Mr. Isom. Mr. Ward seconded the motion. The motion passed unanimously.

**AGENDA ITEM 7:** Fiscal Report

There were no comments presented at this time.

**AGENDA ITEM 8:** Consider Adoption of Proposed Rule Amendments for TAC 523.1 - 523.4 and 523.6

Mr. Garza reviewed the agenda information. Mr. Russell moved for the final adoption of the Proposed Rule Amendments for TAC 523.1, 523.4, and 523.6 as presented. Mr. Jacobs seconded the motion. The motion passed unanimously.

**AGENDA ITEM 9:** Consider Approval of Requests for Waiver per 31 TAC 523.6(e)(2)(B),(E)

Mr. Garza reviewed the agenda information. Mr. Dodier moved for the approval of the Requests for Waiver per 31 TAC 523.6(e)(2)(B),(E) as presented. Mr. Mahler seconded the motion. The motion passed unanimously.

**AGENDA ITEM 10:** Consider Statewide Water Quality Management Plan Cost-Share Requests

Mr. Munz reviewed the agenda information. Mr. Nichols stated that these are mandatory items. Mr. Russell inquired about the life expectancy of these items. Mr. Dodier inquired about the fuel source of the incinerators. Mr. Jacobs inquired if the requests were all for dairy farms. Mr. Dodier moved for the approval of the Statewide Water Quality Management Plan Cost-Share Requests as presented. Mr. Graham seconded the motion. The motion passed unanimously.

**AGENDA ITEM 11:** Water Supply Enhancement Program Report

Mr. Oswald reviewed the agenda information. Mr. Oswald gave the Board a draft copy of A BILL TO BE ENTITLED AN ACT relating to the establishment of the Texas Invasive Species Coordinating Committee. Mr. Oswald stated that there is currently no funding.

**AGENDA ITEM 21:** Texas Nonpoint Source Management Program Report

Mr. Foster reviewed the agenda information.

**AGENDA ITEM 12:** Consider Petition for Inclusion of Additional Territory in Kleberg-Kenedy SWCD #356

Mr. Davis reviewed the agenda information. Mr. Mahler moved to reaffirm the petition for inclusion of additional territory in Kleberg-Kenedy SWCD #356. Mr. Graham seconded the motion. The motion passed unanimously.

**AGENDA ITEM 13:** Consider Petition for Dissolution of Maverick SWCD #228 and Chaparal SWCD #240 and Reorganization of New SWCD

Mr. Davis reviewed the agenda information. Mr. Graham moved for the dissolution of Maverick SWCD #228 and Chaparal SWCD #240 and the reorganization of a new SWCD. Mr. Dodier seconded the motion. The motion passed unanimously. Mr. Nichols expressed concern that this could be setting precedence, but was reassured that this petition was brought forth by local district directors. Mr. Graham stated that he will be the State Board Representative, Area 2, at the hearing.

**AGENDA ITEM 14:** Review 2008 Annual State Meeting

Mr. Davis reviewed the agenda information. Board discussion ensued.

**AGENDA ITEM 15:** Review Plans for 2009 Annual State Meeting

Mr. Davis reviewed the agenda information.

**AGENDA ITEM 16:** Review State Board Fraud Policy

Mr. Davis reviewed the agenda information. Mr. Dodier moved to reaffirm the State Board Fraud Policy as presented. Mr. Mahler seconded the motion. The motion passed unanimously.

**AGENDA ITEM 17:** Review State Board Ethics Policy

Mr. Davis reviewed the agenda information. Mr. Mahler moved to reaffirm the State Board Ethics Policy as presented. Mr. Graham seconded the motion. The motion passed unanimously.

**AGENDA ITEM 18:** Association of Texas Soil & Water Conservation Districts Report

Mr. Davis reviewed the agenda information.

**AGENDA ITEM 19:** National Association of Conservation Districts Report

Mr. Davis reviewed the agenda information.

**AGENDA ITEM 20:** National Association of Conservation Agencies Report

Mr. Davis stated that there was no agenda information.

**AGENDA ITEM 22:** Poultry Water Quality Management Plan Program Report

Mr. Cochran reviewed the agenda information. Board discussion ensued.

**AGENDA ITEM 23:** Human Resources Report

Ms. Heitman reviewed the agenda information.

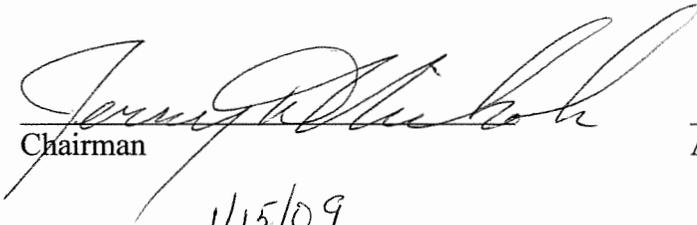
**AGENDA ITEM 24:** Public Information/Education Report

Mr. Gottschalk reviewed the agenda information.

**Agenda Item 25: Set a Date for the Next State Board Meeting**

Board set the next Board meeting date as January 14-15, 2009 in Temple, TX.

Chairman Nichols called the meeting adjourned at 9:30 a.m.

  
Chairman  
Date 1/15/09

  
Acting Secretary  
Date 01/15/09

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 November 19-20, 2008.

  
Date \_\_\_\_\_

1/15/09  
Executive Director