

TEXAS VEGETATION MANAGEMENT ASSOCIATION

11th Annual Conference & Training Certification Seminar

October 28-30, 2002

Galveston Tremont Historical Hotel

- CEUs
- Networking
- Industry Night
- TDA Certification
- Industry Exhibitors
- Current Industry Trends
- Scholarship Golf Tournament
- Scholarship Fishing Tournament

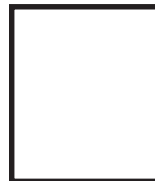
Registration Form Inside!

Keynote Speaker



Mickey Reynolds

Texas Vegetation Management Association
 PO Box 1424
 Pasadena, Texas 77501



A Sprayer with a Prayer

The TVMA's 11th Annual Conference and Training & Certification Seminar features Mickey Reynolds, politician (Wharton County Commissioner), pastor (IAGO Federated Church), sprayer (Wharton Agri-Service), player (guitar that is) and motivator (How to Survive a Crisis & Enjoy It!, Thank God for Kids, Texan & Proud). The TVMA has reached amongst the ranks of its membership to bring you a clean, inspirational, motivational and humorous program during the Awards Luncheon on Tuesday, October 29 during the three day event. Using stories and songs, Mickey will have TVMA members feeling

better about themselves, life and being a vegetation manager in a weedy world. Mickey, the keynote speaker the last time TVMA was in Galveston in 1998, returns to the TVMA Annual Conference with an updated resume. He has been busy drafting legislation for a new drainage district in Wharton County that is sponsored by State Rep. Robby Cook (D-Eagle Lake) in the House and Sen. Ken Armbrister (D-Victoria) in the Senate. The legislative

bill was effective September 2001 and awaits local voter confirmation in April 2003. Mickey also has a son at Texas A&M University-College Station who is carrying on the entrepreneurial spirit of the family business. He is opening a vegetation management company that specializes in industrial and business sites. Come on to the Annual Conference and meet Mickey, a sprayer with a prayer...and a strong commitment to the vegetation management industry. •

www.tvma.net

11th Annual Conference and Training & Certification Seminar
Galveston-October 28-30, 2002



Texas Vegetation Management Association

a nonprofit organization supporting professional Rights-Of-Way vegetation managers in Texas

October 2002
 Quarterly

CLIP

TVMA Kicks-Off Regional Pesticide CEU Certification Training in Lubbock, Oct 11

The TVMA kicks-off its first regional CEU Workshop for Pesticide Applicators on October 11, 2002 in Lubbock at the KoKo Palace Restaurant at 5101 Ave Q.

The workshop has been approved by TDA for five recertification credits. Two credits are General, one credit for IPM, one credit for Laws & Regulations, and one credit for Drift Minimization

The cost of the workshop is \$15 per person which also includes lunch. Please call TVMA members, David Wall (806-457-658) or Ann Finley (806-748-4403) to register for the workshop by October 7th. The workshop fee will be collected at the door. Registration begins at 8AM and the workshop is from 9AM to 3:30 PM.

Email: David.Wall@XCELENERGY.COM or afinley@dot.state.tx.us

SPCB Has New Address, New Main Tel #

Effective September 1, 2002, the Structural Pest Control Board's, SPCB, new mailing address is: PO Box 1927, Austin, Texas 78767-1927.

The SPCB's physical address is 333 Guadalupe, Suite I-530, 78701. The offices are in the William P. Hobby Building at 3rd and Guadalupe, near Town Lake. The licensing and certification staff are in Tower I, Suite 530 and the administrative and legal staff are in Tower III, Suite 240. The Hobby Building offers limited free, two-hour parking in the garage basement.

Meter parking is also available, 15 minutes for .25 cents, as well as free parking immediately west of the building.

The SPCB's new main number is 512-305-8250 and fax # is 512-305-8253.

Fellow Vegetation Managers

Exciting things are happening in preparation for our upcoming Annual Conference at the Tremont Hotel in Galveston, Texas. Please mark your calendars for October 28-30 as this should be an exciting event. As in years past, there will be an opportunity to learn from the foremost experts in the vegetation management industry on relevant, timely topics.

CEUs will be available from the Texas Department of Agriculture, Structural Pest Control Board, and International Society of Arboriculture. The Training and Certification Seminar will be running concurrently with the conference.

For those wanting to become licensed by the TDA to spray herbicide, this is the best way to go about it. The TVMA can boast a 90% + passing rate after attending the Training Seminar. Take advantage of training you won't find anywhere else from professionals that are tops in their field.

I encourage everyone to attend this worthwhile event. I also remind everyone that there is a membership drive still on with opportunities to get cool TVMA gear by recruiting as few as only one new member!

I hope to see you all at the Industry Night/Casino Night. Come out and support all of our sponsors. Thanks to Paul Hurysz and his committees for putting together what should be the best conference program yet.

See you all soon.

Sincerely,

Anne Beard



Anne Beard,
 TVMA President
 AEP/CPL Forestry

For reservations

State workers Call John Mason @ 512-416-3093



TREMONT HISTORIC HOTEL GALVESTON 281-480-8201

**VM Industry
Calendar of Eevents**

September 20, 2002
Texas ISA Certification Examination
12:30 pm, Austin Energy Bldg. Austin.
512-587-7515

September 26-28, 2002
Community Forestry At Its Best
Conference, Arbor Day Farm, Nebraska
City, NE 402-474-5655 or
conferences@arborday.org

October 7-8, 2002
Building with Trees National
Conference, Arbor Day Farm, Nebraska
City, NE 402-474-5655 or
conferences@arborday.org

October 15-16, 2002
Texas Parks & Wildlife Dept.
Symposium, Waco, Texas

October 16-18, 2002
Texas Tree Conference, Convention
Center, Waco.
mbwalter@totalaccess.net

October 17, 2002
Texas Noxious Weed Committee
Meeting, Temple, Texas

October 18, 2002
Texas Dept of Agriculture "Invasive
Riparian Plants and Texas Water Task
Force Meeting, Waco, Texas

October 28-30, 2002
**TVMA 11th Annual Conference and
Training Certification Seminar,**
Tremont Hotel, Galveston

January 2-29, 2003
Southern Weed Science Society Annual
Meeting, Houston, Texas www.swss.wv

February 2-8, 2003
8th Annual International Congress of
Plant Pathology, Christchurch, New
Zealand.
<http://www.lincoln.ac.nz/icpp2003/>

February 9-12, 2003
Weed society of America Annual
Meeting, Jacksonville, Florida
www.wssa.net

May 5-7, 2003
Urban Wildlife National Conference,
Arbor Day Farm

Valero
Energy Corporation



TEXAS VEGETATION MANAGEMENT ASSOCIATION

MISSION STATEMENT

"The Texas Vegetation Management Association supports the vegetation management industry through practical training and technical development while promoting professionalism, industry, education, safety and ethical practices, environmental soundness, academic scholarships, public understanding of our industry, an exchange of information between members and advising and cooperating with legislative and regulatory agencies."



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GALVESTON.COM Galveston Island Convention & Visitors Bureau

We'll see at the water's edge

MONDAY
Oct 28, 2002
1:00 PM - 5:00 PM
Scholarship Benefit
Golf Tournament
Scholarship Benefit
Golf Tournament

6:00 PM- 10:00PM
INDUSTRY NIGHT
CASINO NIGHT

TUESDAY
Oct 29, 2002

CEUs
TDA Certification
Training

Awards Luncheon

Product
Demonstrations

WEDNESDAY
Oct 30, 2002

CEUs
TDA Certification
Training and Exam

Individual Registration
2002 Annual Conference and Training Certification Seminar
October 28-30, 2002 • Galveston, Texas

Name _____ Title _____
Company/Organization _____
Address _____
City _____ State _____ Zip _____
E-Mail: _____ Web Site: _____
Tel: (W) _____ (M) _____
Fax: _____ Pgr _____
#Years attending TVMA Conference _____yrs.
Years in Vegetation Management industry _____yrs.

FEES	EVENT	AMOUNT
\$100 / \$125	Annual Conference (\$100 before Oct. 14, \$125 after Oct 1.)	_____
\$ 5	Field Tour/Equipment Demonstration	_____
\$100 / \$125	Training Certification Seminar (\$100 before Oct. 14, \$125 after Oct. 1)	_____
\$ 40	*Texas Dept. of Agriculture Study Manuals (REQUIRED)	_____
\$100	TxDOT registrant (please indicate PO# _____)	_____
\$295	Exhibitor only (Does <i>not</i> include registration)	_____
ALSO,		
\$ 75	Scholarship Benefit Golf Tournament	_____
\$100 per hole	Scholarship Benefit Golf Hole Sponsorship	_____
\$ 35	Scholarship Benefit Fishing Tournament	_____
	AMOUNT ENCLOSED (CHECK# _____) \$ _____	

* Call Dr. Mary Ketchersid at 979-845-6531 for more information. Study materials will not be mailed out after October 18, 2002.
Annual Conference registration includes: TDA/SPCB/ISA CEU credits, TVMA \$25 individual membership, Industry Night Reception, Awards Luncheon, and refreshment breaks.
Training & Certification Seminar registration includes: TVMA \$25 individual membership, Industry Night Reception, Awards Luncheon, and refreshment breaks.

Please make check payable to:
TVMA
and mail to:
Myron Rabalais, Treasurer
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713-899-4294

Please indicate your affiliation
 U=Electric Utility
 G=Local(City/County) Government
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 AL=At-Large
 CCS=City/County/State Hwy Dept

www.tvma.net



Exhibiting at the TVMA Annual Conference has many benefits to vendors. Last year, the 9-11 attack on America caused disruption in air travel and forced cancellation or resulted in lower than expected attendance at the NRVMA convention in September where Bamert Seed Company learned of the October TVMA Annual Conference in Corpus Christi.

"In search of new Texas markets we flew to Corpus Christi for the TVMA event," said **Carolyn Harris**, a sales representative for Bamert, based in Muleshoe in the Texas panhandle. "We met a lot of people that actually do the seeding and therefore are the direct buyers, order takers or they do the specification for what is to be drilled or broadcast in the seeding process for their vegetation management programs. We were in search of markets and we were able to establish contacts at the TVMA Conference, as well as the Texas Mining Conference that was going on coincidentally at the same hotel as TVMA....we had two conferences in one," she added.

Bamert supplies anyone who uses warm season grass seed. These grasses include switch grass, blue stems, side oat, indian grass, buffalo grass, klein grass and up to 40 other varieties. Bamert Seed Company was founded in 1951 in Muleshoe by Carl Bamert, who grew up in Las Cruces, New Mexico. He started out by growing vegetables and eventually began producing grass seed for the old soil bank program (now known as the Conservation Reserve Program, a program of the Natural Resource Conservation Service, a federal agency of the Department of Agriculture) where the farmer converted to grass land from highly erodible farmland. Now Bamert's client base is diverse with R-O-W vegetation managers taking more interest in seeding projects as erosion control and wildlife habitat conservation.

"We are looking forward to the Galveston Conference to visit with people we met last year and to establish new markets, said Carolyn.

Jim Crosby, Vegetation Management Specialist with BASF, said the biggest benefit of exhibiting is the opportunity to get face to face with influential vegetation managers, in the utility markets, drainage, private applicators and roadside all at one time. "Another key reason...it gives BASF a chance to showcase new products, new labels or new products or new uses in the next growing and mowing season," added Crosby who is a TVMA past-president said Crosby who has exhibited since the first TVMA Conference. "One year we went from American Cyanamide to BASF and the TVMA Conference allowed for us to present our new company to old customers."

BASF is now a sponsoring exhibitor at the TVMA Conference which means going beyond just a booth exhibit registration and now supporting other activities at the Annual Conference such as the luncheon and scholarship fund

The benefits of exhibiting at the TVMA Annual Conference don't vary much for suppliers, manufacturers, contractors and others," said **Stan Jones** of Red River Specialties, a distributor of weed control herbicides and adjuvants. "The primary reason for investment is to get your company name out into the marketplace amongst conference attendees who either make the buying decision on-the-spot or influence purchasing choices. Red River has been exhibiting for nine years and has found the networking to be valuable in establishing sales leads. In addition, TVMA is an integral part of your industry strategy, added Stan also attends the Texas Aquatic Plant Management Society."

Come see these exhibitors at the TVMA Annual Conference!

Myron Rabalais
Vegetation Management Specialist



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FACT SHEET CONCERNING
Headwaters, Inc., et al. v. Talent Irrigation District

• On March 12, 2001, the 9th Circuit Court of Appeals filed its decision in *Headwaters, Inc., et al. v. Talent Irrigation District*, No. 99-35373 ("Talent" case.)

• The plaintiffs, two environmental advocacy groups, commenced litigation against Talent Irrigation District, located in Oregon, to preclude the District's use of an herbicide (Magnacide H, which contains the active ingredient acrolein) to canal water to kill weeds and algae. The plaintiffs asserted that such treatment could not occur without the defendant first obtaining a permit under the National Pollution Discharge Elimination System ("NPDES"). Plaintiffs asserted that failure to have an NPDES permit violated section 301(a) of the Clean Water Act, 33 U.S.C. 1311(a).

• Section 301(a) of the Clean Water Act prohibits the discharge of pollutants from a point source into navigable waters of the U.S. unless such discharge is authorized by an NPDES permit issued under section 402 of the Clean Water Act.

• Penalties for discharging without a permit include criminal penalties and civil penalties (for example, up to \$25,000/day). Cases may be instituted by either the government or by citizen's suits. In the latter case, attorneys fees can be awarded.

• The 9th Circuit decided that the plaintiffs were correct and that an NPDES permit was required for the treatment to go forward.

• EPA has never required an NPDES permit for a person adding a pesticide to water in accordance with the product labeling. Further, the Agency has never instituted an enforcement action against any such person for failing to have an NPDES permit.

• Requiring the issuance of such NPDES permits prior to the application of a public health pesticide will jeopardize the public's welfare and safety.

• EPA and the states are not equipped to develop an NPDES permit system.

• Requiring a permit in such circumstance will delay and jeopardize the treatment of public health disease vectors such as mosquitoes that may be carrying the West Nile virus, encephalitis and dengue fever.

• Such a permit system also presents another means by which advocacy groups can prevent spraying either by challenging the lack of a permit, the conditions in any permit issued or the "record" which has been developed to support the permit being issued. Procedurally, a permit system does not comport with these human disease control programs.

• A better position is to have EPA do two things, namely: (i) support an appeal of the Talent decision to the Supreme Court, and (ii) issue an interpretive rule substantially limiting the scope of the 9th Circuit decision. The interpretive rule would state the Agency's policy that the application of a pesticide to water in accordance with the product's labeling would not be considered a pollutant for which an NPDES permit is required.

• In the absence of such action, each vector control district is in substantial jeopardy for failure to have such a permit, particularly from citizen's suits.

EPA must take the approach that NPDES permits are not required rather than having the states try to establish a bureaucracy to develop such permits.

TALL GRASS OBSTRUCTS TRAFFIC VISIBILITY

In Corpus Christi, recent rains have made grass and weeds grow like, well, weeds. And some of the tall grass and weeds caused stop sign visibility problems that led to two



traffic accidents along the bayfront median within 40 minutes of each collision. CCPD Capt. Robert McDonald, head of the Traffic Division, said accidents due to tall grass are rare and that although police didn't know whose responsibility it is to keep the grass cut at that intersection, the city was called to solve the problem. •

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Development



Networking &
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Donnie Dipple, TDA

11th Annual Conference and Training and Certification Seminar

October 28-30, 2002 • Tremont Historic Hotel • Galveston

AGENDA

MONDAY, OCT. 28TH

- 12:00 pm- 5:00 pm Training & Certification Seminar
- 1:00 pm- 5:00 pm Scholarship Golf Tournament (K. Blount-chair)
- 1:00 pm- 5:00 pm Scholarship Fishing Excursion (C. Heintze-chair)
- 5:00 pm- 5:30 pm Calibration School
- 6:00 pm-10:00 pm Industry Night: Tremont House Ballroom(Let the Games Begin: CASINO NIGHT/Raffle and Social Event)
- 6:30 pm -10:00 pm Study Session: Texas Laws and Regulations

TUESDAY, OCT. 29TH

- 6:00 am-11:30 am Conference Registration
- 6:30 am- 7:30 am Breakfast Buffet with Exhibitors
- 7:30 am- 8:00 am Joint Session: Presidential Welcome (Anne Beard)
- 8:00 am-11:30 am Training & Certification Seminar (Dr. Don Renchie)
- CONCURRENT OPTION (Tremont Ballroom)**
- 8:15 am- 9:15 am Dr. Mary Grodner (LSU) EPA Laws & Regs.-The Label is the Law (Joint Session) (C)
- 9:15 am-10:15 am Dr. Rodger Funk (Davey Resources) Customer Care (Joint Session) (C)
- 10:15 am-10:30 am Break with Exhibitors
- 10:30 am-11:30 am Dr. Rodger Funk (Davey Resources) Customer Care
- CONCURRENT OPTION (Sam Houston Room Tremont House)**
- 10:15 am-10:30am Break with Exhibitors
- 10:30 am -11:30am Jerry Pulley: Tree/Plant Valuation Techniques (C)
- 11:40am-1:00 pm **AWARDS LUNCHEON/BUSINESS MEETING (Joint Session)**
KEY NOTE SPEAKER- Mickey Reynolds

TDA License Training Continued

- 1:10 pm- 4:00 pm TDA License Testing
- 4:00 pm- 6:00 pm Training & Certification Seminar (Continued Dr. Renchie)
- 6:30pm-10:00 pm Study Session: As needed.

CONCURRENT OPTION (Tremont Ballroom)

- 1:10 pm- 2:10 pm Mr. Jay Ellenberger (EPA) PR Notice 2001-X (NC)
- 2:10 pm- 3:10 pm Dr. Martin Reiner: Texans for Alternatives to Pesticides (TAP) (C)
- 3:10 pm- 3:30 pm Break with Exhibitors

- 3:30 pm- 4:30 pm Ann Marie Callery (TNRCC): NPDES Compliance on Utility and Highway ROW (C)
- 4:30 pm - 5:30 pm Dennis Markwardt (TXDOT): Invasive Species on ROW (C)

CONCURRENT OPTION (Sam Houston Room Tremont House)

- 1:10 pm- 2:10 pm CenterPoint Energy Overview of Equipment & Test plots WeedBug/ Brown Brush Monitor (C)
- 2:20 pm- 6:00 pm Field Tour & Equipment Demonstration (Limited Attendance) Centerpoint Energy/BBM/WeedBug (C)

WEDNESDAY, OCT. 30TH

- 7:00 am- 8:00 am TVMA Board Meeting
- 7:00 am- 8:00 am Breakfast Buffet with Exhibitors
- 8:00 am-12:00 Noon TDA License & Exam

CONCURRENT OPTION (Sam Houston Room Tremont House)

- 8:00 am- 9:00 am David Schoonover (Aqumix) Container Mgmt & Recycling (C)
- 9:00 am-10:00 am Brian Carnahan (Patchen, Inc.): Innovative New Equipment Weedseeker) (C)
- 10:00 am-10:30am Break with Exhibitors

CONCURRENT OPTION (Tremont Ballroom)

- 8:00 am- 9:00 am Jim Tyler: (Wylie Sprayers): Drift Minimization (C)
- 9:00 am-10:00 am Donnie Dipple (TDA): Invasive Species, Salt Cedar Eradication, and an update on Current Laws and Regulations (C)
- 10:00 am-10:30 am Break with Exhibitors
- 10:30 am-11:30 am Dr. Mary Ketchersid (TAEX): Herbicide Mode of Action (Joint Session) (C)
- 11:30 am-12 Noon Closing Conference Comments (Joint Session)

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**Tuesday, Oct 29
6:30am-7:30am
Wed. Oct. 30
7am-8am
Breakfast Buffet
with Exhibitors**

For Conference Updates go to www.tvma.net or call 281-992-2346 or 361-881-5641 or email: jphurysz@ev1.net