



**STATE OF NEW MEXICO
ENVIRONMENTAL IMPROVEMENT BOARD
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**MEETING MINUTES
MEETING OF THE ENVIRONMENTAL IMPROVEMENT BOARD**

September 27, 2019

1:00 P.M.

**State Capitol Building, Room 307
490 Old Santa Fe Trail
Santa Fe, New Mexico 87501**

Members present: Phoebe Suina, Vice Chair
Amanda Trujillo Davis, Secretary

Barry Bitzer, Member
Karl Cates, Member
Dr. Benjamin Duval, Member
Karen Garcia, Member

Members absent: John Volkerding, Chair

Others present: Cody Barnes, Board Administrator
Rebekah Martinez, Board Administrator
Marah deMeule, Board Counsel
Christal Weatherly, NMED Assistant General Counsel
Jennifer Hower, NMED General Counsel
Janine Kraemer, NMED Hazardous Waste Bureau
David Cobrain, NMED Hazardous Waste Bureau

The following items are for discussion and possible action:

The Chair called the Board into order at 1:07 P.M.

Item 1. Roll call.

Action: Roll was called; a quorum was present.

Item 2. Approve the agenda.

Action: Member Garcia moved to approve the agenda as distributed. Member Bitzer seconded the motion. The Vice Chair called a voice vote. The motion passed unanimously.

Item 3. How notice requirements were met for the meeting.

Action: Administrator Barnes described how notice requirements were met for the meeting consistent with the Board's Open Meetings Act Resolution.

Item 4. Approval of meeting minutes from September 12, 2019.

Action: Board Counsel deMeule suggested the titles be added to the Chair, Co-Chair and Secretary's names. Member Bitzer moved to pass the meeting minutes as amended from the special meeting held on September 12, 2019. Member Garcia seconded the motion. The Vice Chair called a voice vote. The motion passed unanimously.

Item 5. Public comment unrelated to agenda items.

Action: There were no public comments unrelated to the agenda items.

Item 6. Request for Hearing. EIB 19-35 (R). In the matter of Proposed Amendments to 20.4.2 NMAC and 20.4.3 NMAC of the Hazardous Waste Regulations. Christal Weatherly and Andrew Knight; New Mexico Environment Department, Assistant General Counsel.

Action: NMED Counsel Chrystal Weatherly explained the proposed amendments with the help of Janine Kramer and David Kobrain, from the NMED Hazardous Waste Bureau.

The Board had questions regarding the amendments. Board Counsel deMeule suggested that the Board consider moving the hearing time to the morning in order to allow for more time. Board Counsel deMeule suggested that the Board consider holding their regularly scheduled public meeting on the same date as the hearing. Member Bitzer made a motion to change the date and time of the regularly scheduled meeting to December 20, 2019 at 9:00 AM to align with the hearing. Member Duval seconded the motion. The Vice Chair called a voice vote. The motion passed unanimously.

The Board discussed procedural matters concerning the hearing and hearing officer. Member Garcia moved to appoint Member Bitzer as the hearing officer for the December 20, 2019 hearing. Member Duval seconded the motion. The Vice Chair called a voice vote. The motion passed unanimously.

Member Bitzer moved to approve the hearing for EIB 19-35 (R) to be held on Friday, December 20, 2019. Member Garcia seconded the motion. The Vice Chair called a voice vote. The motion passed unanimously.

Item 7. Board member comments and questions.

Action: The Board did not have additional comments or questions.

Item 8. Next meeting is scheduled for October 25, 2019.

Action: No upcoming items were discussed.

Item 9. Adjournment

Action: The meeting was adjourned at 2:00 P.M.


Amanda Trujillo Davis, Secretary