

Approved May 3, 2005

ENVIRONMENTAL IMPROVEMENT BOARD
MINUTES OF THE April 5-6th, 2005 MEETING

The New Mexico Environmental Improvement Board (EIB) Meeting was held on April 5th and 6th, 2005 at the New Mexico State Capitol Building, Room 317 in Santa Fe, New Mexico.

Item #1: Roll Call

Members Present: Ms. Gay Dillingham, Chair
Mr. Clifford Stroud, Vice Chair
Mr. Harold Tso, Member
Mr. Ken Marsh, Member
Ms. Dolores Herrera, Member
Mr. Gregory Green, Secretary

Members Absent: None.

Others Present:

Felicia Orth, NMED	Mary Smith, AGO
Jeff Vinyard,	Jack Milarch, NMHBA
Adrian Thanson, NMSU / CE	Jan Wengler
Rock Vernhaug	Andrew Riggs
Brian Schall (NMED)	Carlos Romero (NMED)
Scott Reekie (Infiltrator Systems)	Hale Huber
Dennis Hallahan	Todd Winkler
Susan Kery, Counsel, Infiltrator Systems	Eugene C. Bassett
Kathryn S. Becker (NMED)	Anthony (T.J) J. Trujillo
Peter Ostersee (Kinetic)	Dennis McQuillan
Robert Garcia	Robert J. George
Kurt Vollbrecht	B. J. Brock
Link Summers, POWRA	Chuck Noble (NMED)
Ana Marie Ortiz (NMED)	

Item #2: Approval of Agenda

ACTION: Mr. Green made a motion to approve the April 5, 2005 Agenda as presented. Mr. Tso seconded. Motion carried unanimously.

Item #3: Public Comment Period – 9:30 am – 10:00 am

No public comments were made.

Item #4: Approval of the March 1, 2005 Meeting Minutes

ACTION: Mr. Tso made a motion to approve the March 1, 2005 meeting minutes as presented. Mr. Marsh seconded. Motion carried unanimously.

Item #5: Request for a Hearing to reconsider NMAC 20.2.99 SIP of Transportation Plans. EIB 05-03 (Air Quality Bureau, Gail Cooke, 5 minutes)

Ms. Gail Cooke, Air Quality Bureau, petitioned the Board for a hearing on NMAC 20.2.99 and the State Implementation Plan (SIP) of Transportation Plans, presenting information to the Board on the matter. A hearing was granted for July 5, 2005 at a regularly scheduled EIB meeting.

Item 6. EIB 04-07 Liquid Waste Hearing

A public hearing on the above reference matter was continued from the December 7 and 8th 2004 hearing, starting at approximately 9:10 am on April 5th, 2005 in Room 317 of the New Mexico State Capitol Building in Santa Fe, NM. Board Secretary Gregory Green presided as Hearing Officer; the hearing was transcribed by a court reporter verbatim; transcripts are available from the Board Administrator. The record in this matter was closed at approximately 5:15 pm on April 5th, 2005. The Board began the decision making process, but voted to adjourn at 6:00 pm and to reconvene on April 6th at 9:00 am.

The Board decisions by vote are recorded in the attached Table 1. The Statement of Reasons will be written by Chair Dillingham and Vice Chair Stroud.

Item 7. Other Business

EIB 05-03 Hearing Officer - Board member Dolores Herrera accepted the nomination to be Hearing officer at the July 5th, 2005 meeting in the matter of EIB 05-03 to reconsider NMAC 20.2.99 SIP of Transportation Plans.

EIB 05-01 Hearing Officer – Vice Chair Clifford Stroud accepted the nomination to be the Hearing Officer at the June 7th, 2005 meeting in the matter of EIB 05-01, Public Hearing to Consider Proposed Amendments to Title 20, Chapter 3, Parts, 3, 4, 12, and 15, and repeal replacement of

Part 20 of the New Mexico Administrative Code. (John Parker, Chief, Radiation Control Bureau, 3 hours approximated).

Meeting starting time – the Board members requested that Board meeting go back to a starting time of 9:30, with the exception of future hearings noticed with a 9:00 am starting time.

Meeting Locations – the Board noted that meeting locations should be rotated between Santa Fe and Albuquerque when appropriate and on an agreed upon basis.

EIB 04-10 NMAC 20.2.99 – a hearing is set for the next EIB May 3-5, 2005 meeting in the above referenced matter; member Ken Marsh will preside as Hearing Officer. It was noted that the Notices of Intent called for twelve hours of testimony, thus the three-day schedule. The meeting was previously noticed for a December 2004 hearing date and then continued forward to this date certain; proper notice is given and a 9:00 am starting time stands.

Document Format Issue – Member Herrera requested that line numbering be used in documents for ease of reference during meetings, hearings and teleconferences.

Meeting and Hearing Protocol – Member Herrera requested that proper meeting protocol be adhered to by all present to avoid disruption.

Statement of Reasons – in any case heard by the EIB shall be distributed to the board members as FYI in all instances.

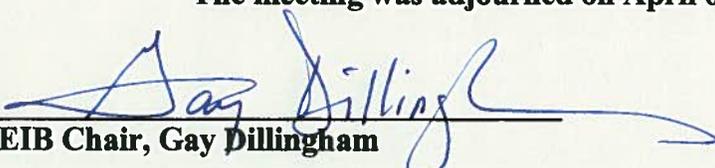
Item #8: Next Meeting

The next regularly scheduled meeting of the Environmental Improvement Board is scheduled for May 3-5, 2005 (hearing on EIB 04-10, Ken Marsh, Hearing Officer: NMAC 20.2.70 Operating Permits). State Capitol Building, Room 321, starting at. 9:00 am

Item #9:Adjournment

ACTION: Member Green made a motion to adjourn the meeting. Vice Chair Stroud seconded. Motion carried unanimously.

The meeting was adjourned on April 6, 2005 at 12:25 PM.


EIB Chair, Gay Dillingham