



**STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION
1190 St. Francis Drive
P.O. Box 5469
Santa Fe, New Mexico 87502
Telephone (505) 827-2425**

CONSTITUENT AGENCIES

**Environment Department
Game and Fish Department
Department of Agriculture
State Parks Division
Bureau of Mines and Mineral Resources**

**State Engineer & Interstate Stream Commission
Oil Conservation Division
Department of Health
Soil and Water Conservation Commission
Members-at-Large**

**Meeting Minutes
New Mexico Water Quality Control Commission
Regular Meeting
April 6, 2015
1:00 p.m.
Bassett Auditorium
Roswell Museum and Art Center
100 West 11th Street
Roswell, NM**

MEMBERS PRESENT:

**Ryan Flynn
Larry Dominguez
Hoyt Pattison
Tony Delfin
Dan Brooks
John Waters
Jane DeRose-Bamman
Howard Hutchinson
Edward Vigil**

**Chair, Environment Department
Department of Agriculture
Member-at Large
State Forestry Division
Department of Game and Fish
Member-at-Large
Water Utility Authority
Soil and Water Conservation Commission
Member-at-Large**

MEMBER ABSENT:

**Scott Dawson
Wade Jackson**

**Oil Conservation Division
General Counsel, NM Economic Development
Department, Counsel for the Commission**

OTHERS PRESENT:

Sally Worthington, Hearing Clerk

Please see attached sign-in-sheet

The meeting was called to order by Chair Flynn at 1:08 p.m.

Item 1. Roll Call.

Roll was taken; a quorum was present.

Item 2. Approval of Agenda.

Action: Mr. Pattison moved adoption of the agenda. Mr. Vigil seconded the motion. The motion passed unanimously.

Item 3. Approval of minutes of January 13, 2015, meeting.

Action: Mr. Waters made one correction on page 2, item 6, line 77, to amend “settle agreement” to “settlement agreement” Mr. Waters moved to approve the minutes as amended. Mr. Dominguez seconded the motion to approve the minutes as amended. The motion passed unanimously.

Item 4. WQCC 12-09 (R) and 13-08 (R). Proposed Amendment to 20.6.6 NMAC (Dairy Rule). Public Hearing.

Action: The Commission heard the Attorney General’s motion to disqualify the Hearing Officer. Chair Flynn moved to deny the motion to disqualify the Hearing Officer and formally admonish the Attorney General for filing a frivolous motion. Mr. Dominguez seconded the motion. The motion passed by a vote of seven (7) in the affirmative and two (2) in abstention.

Mr. Moellenberg, on behalf of Dairy Industry Group for a Clean Environment (DIGCE), presented an outline of the stipulation reached by the parties prior to the hearing. The expert witnesses for each party testified on the proposed rule and stipulation.

- Mr. Lonnie Ashcraft, Mr. Keith Gordon, Mr. Charles Fiedler and Dr. Mark Turnbough provided testimony on behalf of DIGCE.
- Mr. William Olson and Ms. Kathy Martin, P.E., provided testimony on behalf of Amigos Bravos, Caballo Concerned Citizens, Lea County Concerned Citizens, Mesquite Community Action Committee, Rio Grande Chapter of the Sierra Club and Rio Valle Concerned Citizens.
- Ms. Trais Kliphuis provided testimony on behalf of the New Mexico Environment Department.

Public Comment was taken at 5:00 P.M. Ms. Janet Jarratt, Mr. Eric Palla, Ms. Beverly Idsinga, Mr. Walter Bradley and Mr. Dan Lorimier offered public comment.

The hearing was recorded and transcribed by Kathy Townsend of Kathy Townsend Court Reporters. The transcript is available in the office of the Commission Administrator.

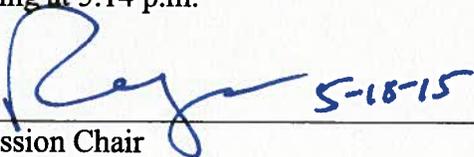
The Commission asked that a proposed statement of reasons be filed by the parties by April 24, 2015. Deliberations will take place at the next Commission meeting on May 12, 2015.

Item 5. Next Meeting

Action: May 12, 2015

Item 6. Adjournment

The Chair adjourned the meeting at 5:14 p.m.

 5-18-15

Commission Chair