



**STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION
1190 St. Francis Drive, Suite S-2102
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CONSTITUENT AGENCIES

Environment Department	State Engineer & Interstate Stream Commission
Game and Fish Department	Oil Conservation Division
Department of Agriculture	Department of Health
State Parks Division	Soil and Water Conservation Commission
Bureau of Mines and Mineral Resources	Members-at-Large

**Meeting Minutes
New Mexico Water Quality Control Commission
Regular Meeting
07/11/17
9:00 a.m.
State Capitol Building, Room 307
490 Old Santa Fe Trail
Santa Fe, New Mexico 87501**

MEMBERS PRESENT:

Larry Dominguez	Chair, Department of Agriculture
Jane DeRose-Bamman	Water Utility Authority
Howard Hutchinson	Soil and Water Conservation Commission
Richard Goodyear	New Mexico Environment Department
Edward Vigil	Member-at-Large
Scott Dawson	Oil Conservation Division
Nelia Dunbar	New Mexico Bureau of Geology and Mineral Resources
Christy Tafoya	State Parks Division, Energy, Minerals and Natural Resources Department
Donald Jaramillo	New Mexico Game and Fish

MEMBERS ABSENT:

John Waters	Member-at-Large
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OTHERS PRESENT:

John Grubestic	Commission Counsel
Pam Castañeda	Commission Administrator

Please see attached sign-in-sheet for others present.

The Chair called the meeting to order at 9:01 a.m.

Item 1. Roll Call.
Roll was taken; a quorum was present.

Item 2. Approve the Agenda.

Action: Mr. Hutchinson moved to approve the agenda as presented. Ms. DeRose-Bamman seconded the motion. The motion passed unanimously.

Item 3. Approval of meeting minutes from May 9, 2017.

Action: Mr. Hutchinson moved to approve the minutes as presented. Ms. Tafoya seconded the motion. The motion passed unanimously.

Item 4. Appointment by the Commission of two regular board members and one alternate board member to the Utility Operator Advisory Board.

Action: Dale Graham and Ivan Abell, Utility Operator Advisory Board members, sat with the commissioners whose term expires June 30, 2020.

Eric Hall, Utility Operator Certification Program Manager, New Mexico Environment Department. Mr. Hall is the certification officer for water and wastewater in New Mexico he respectfully requested the Commission to appoint two regular Advisory Board positions and one alternate Advisory Board position. The regular and alternate position will expire on June 30, 2020. Mr. Hall gave a brief presentation of how the nominees were chosen during a Utility Operator Advisory Board meeting on April 21, 2017. The Utility Operator Advisory Board members voted to recommend the appointment of Frank “Joe” Bailey Jr. with Albuquerque Bernalillo County Water Utility Authority, Albuquerque, New Mexico and Sydney C. Hoke with Industrial Ecosystems Inc., as the regular members. Rick Mitchell with the Flora Vista Water and Southside Mutual Domestic Water Association (Aztec) as the alternate board member. The Chair entertained a motion to approve the candidates as presented by the Advisory Board. Ms. DeRose-Bamman so moved. Mr. Dawson seconded the motion. The motion passed unanimously. The Chair on behalf of the Commission thanked them for taking time out of their busy schedule to serve on the Advisory Board.

Item 5. Galisteo Creek Temperature TMDL.

Action: John Verheul, Office of General Counsel, introduced Rachel Jankowitz with the New Mexico Environment Department, Surface Water Quality Bureau. Ms. Jankowitz gave a brief presentation on Galisteo Creek Temperature TMDLs. The Commission questioned Ms. Jankowitz. The Chair entertained a motion for approval of the Galisteo Creek TMDL contingent upon revision of the sampling station and corrections that needed to be made. Ms. DeRose-Bamman so moved. Mr. Hutchinson seconded the motion. The motion passed unanimously.

The Chair noted that Commissioner Vigil joined the meeting before item 5.

Item 6. WQCC 16-05 (A). In the Matter of the Petition for Alternative Abatement Standards for the Former St. Anthony Mine, Cibola County in the State of New Mexico. Public Hearing.

Action: Erin Anderson the Administrative Law Judge conducted the hearing in accordance with the New Mexico Water Quality Act and the Water Quality Control Commission Adjudicatory Procedures 20.1.3 NMAC.

Cheryl Arreguin of Kathy Townsend Court Reporters recorded and transcribed the public hearing for WQCC 16-05 (A). The transcript is available in the office of the Commission Administrator.

Laguna Pueblo entered an appearance. A Joint Motion to Include Certain Monitoring Requirements in Alternative Abatement Standards Order was filed during the hearing with the Commission Administrator. Jon Indall, representing the United Nuclear Corporation presented the motion. Richard Hughes counsel for the Pueblo of Laguna gave a brief statement about the motion.

Mr. Indall provided a brief opening statement.

The Commission recessed for a short break at 9:55 a.m. and reconvened at 10:00 a.m.

Cynthia Ardito, Senior Hydrogeologist for INTERA, Incorporated, William Kostedt, principal engineer for Naval Nuclear Laboratory and WLK Engineering, and John Sigda, principal hydrogeologist for INTERA provided testimony.

The Commission recessed for lunch at 12:14 p.m. and reconvened at 1:30 p.m.

Adam Ringia, Environmental and Natural Resources director for the Pueblo of Laguna provided public comment.

Further direct examination of Ms. Ardito by Mr. Indall.

The Commission questioned Ms. Ardito, Mr. Sigda and Mr. Kostedt.

The Commission recessed for a short break at 2:40 p.m. and reconvened at 2:53 p.m.

Annie Maxfield, Office of General Counsel, New Mexico Environment Department introduced her witness Kurt Vollbrecht. Dennis McQuillan, Chief Scientist, Dr. Joe Marcoline, Dr. Pat Longmire, and Amber Rheubottom from NMED were present in the audience and available for any questioning. Mr. Vollbrecht, program manager of the Mining Environmental Compliance Section for New Mexico Environment Department provided testimony. Mr. Indall cross examined Mr. Vollbrecht. The Commission questioned Mr. Vollbrecht. Ms. Maxfield provided a closing statement.

Susan Gordon, coordinator for the Multicultural Alliance for a Safe Environment introduced her witness William Robinson, research director for Southwest Research and Information Center in Albuquerque. Mr. Robinson provided testimony on behalf of MASE. Mr. Indall and Ms. Maxfield cross examined Mr. Robinson. The Commission questioned Mr. Robinson.

Mr. Indall called Mr. Sigda for a brief rebuttal. Mr. Sigda testified in rebuttal.

June Lorenzo, resident of Paguete Village provided a response to a question raised about the representation and the members of Laguna-Acoma Coalition.

The record will remain open for MASE to respond to the Joint Motion to Include Certain Monitoring Requirements in Alternative Abatement Standards Order.

Deliberations and a decision may be made at a future meeting.

Item 7. Next meeting: August 8, 2017.

Action: The Chair asked the Commission Administrator if any agenda items were scheduled. No agenda items were scheduled at this time.

Item 6. Adjournment.

Action: The Chair entertained a motion to adjourn. Mr. Waters so moved to adjourn the meeting. Mr. Hutchinson seconded the motion. The motion passed unanimously. The meeting adjourned at approximately 4:55 p.m.


Commission Chair