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
August 11, 2015
9:00 a.m.
State Capitol Building, Room 307
490 Old Santa Fe Trail
Santa Fe, New Mexico 87501

MEMBERS PRESENT:
Michael Vonderheide
Scott Dawson
Tony Delfin
Matthias Sayer
John Waters
Edward Vigil
Howard Hutchinson
Deborah Dixon

Acting Chair, Environment Department
Oil Conservation Division
State Forestry Division
Department of Game and Fish
Member-at-Large
Member-at-Large
Soil and Water Conservation Commission
Office of the State Engineer

MEMBER ABSENT:
Larry Dominguez
Jane DeRose-Bamman
Hoyt Pattison

Department of Agriculture
Water Utility Authority
Member-at-Large

OTHERS PRESENT:
Pam Castañeda
Wade Jackson
Jeffrey N. Holappa

Commission Administrator
Commission Counsel
Administrative Law Judge/Hearing Officer

Please see attached sign-in sheet

The meeting was called to order by Mr. Vonderheide at 9:02 a.m.
Item 1. Roll Call.

Roll was taken; a quorum was present.

Mr. Vonderheide introduced Jeffrey N. Holappa, Administrative Law Judge for the New Mexico Environment Department, who is now available to serve the Commission as a designated Hearing Officer.

Item 2. Approval of Agenda.

Action: Mr. Hutchinson moved to approve the agenda with amendment to number 4 changing regulator to regular. Mr. Dawson seconded the motion. The motion passed unanimously.

Item 3. Approval of meeting minutes from July 14, 2015.

Action: Mr. Waters moved to approve the minutes. Mr. Hutchinson seconded the motion. The motion passed unanimously.

Item 4. Appointment by the Commission of two regular positions on the Utility Operators Certification Advisory Board.

Action: Mr. Coffman introduced, and Mr. Vonderheide welcomed, Kendall Crowe (City of Santa Fe) and Joe Harvey (City of Carlsbad). Mr. Waters moved that Mr. Crowe and Mr. Harvey be appointed to the Utility Operators Certification Advisory Board. Ms. Dixon seconded the motion. The motion passed unanimously.

Item 5. Approval of the Final Draft of the Sacramento Mountain Watershed TMDLs for Turbidity and E. Coli.

Kay Bonza with the New Mexico Environment Department’s Office of General Counsel introduced Heidi Henderson, Total Maximum Daily Loads (“TMDLs”) coordinator with the Surface Water Quality Bureau. Ms. Henderson gave a brief presentation regarding the Final Draft of the Sacramento Mountain Watershed TMDLs. Mr. Vigil moved approval of the Final Draft of Sacramento Mountain Watershed TMDLs. Mr. Waters seconded the motion. The motion passed unanimously.


Sarah Stevenson with Modrall, Sperling, Roehl, Harris & Sisk for the Petitioner and Allison Marks for the New Mexico Energy, Minerals and Natural Resources Department came before the Commission to request approval of a hearing date. On July 1, 2015, Morris Chavez, Hearing Officer, held a scheduling conference. Bill Scott and Ms. Stevenson appeared on behalf of the Petitioner. Ms. Marks
was unable to attend. During the teleconference, Mr. Chavez scheduled a hearing for December 8, 2015.

Ms. Marks requested that the Commission schedule the hearing for May 10, 2016. Ms. Stevenson agreed because both parties needed more time to file discovery and prepare for the hearing.

Terry Warnell, Director of Oil Gas and Minerals Division with the New Mexico State Land Office, provided public comment and stated that the Land Office will need to research more information on this case and may need to get involved.

Mr. Hutchinson moved to set the hearing date for May 10, 2016, and moved that Mr. Chavez shall set the location of the hearing to be held in either Santa Fe or Lea County. Mr. Waters seconded the motion. The motion passed unanimously.

Item 7. Next Meeting
Action: October 13, 2015

Item 8. Adjournment

The Acting Chair adjourned the meeting at 9:36 a.m.

Commission Chair