Minutes of the
New Mexico Water Quality Control Commission Meeting
October 14, 1997

The New Mexico Water Quality Control Commission (WQCC) held its meeting on October 14, 1997, at 9:00 a.m. at the State Capitol Building, Paseo de Peralta and Old Santa Fe Trail, Santa Fe, New Mexico. The following members were present:

Mark Weidler  
Tom Turney  
Bill Olson  
James Davis  
Andrew Sandoval  
Howard Hutchinson  
Charles Chapin  
Alberto Gutierrez

Absent
David Johnson  
Robert Castillo  
Paul Gutierrez

Others
Pamela Farnham  
Patrick Simpson  
Erik Galloway  
Steven Pierce  
Marcy Leavitt  
Dale Doremus  
Greg Ridgley
Item 1: Roll Call. (Tape 1 - Side 1 - 6)

Item 2: Approval of the Agenda (Tape 1 - Side 1 - 14)

H. Hutchinson moved to approve the agenda. B. Olson seconded the motion. Motion passed unanimously.

Item 3: Discussion Regarding Forest Guardians Lawsuit (Tape 1 - Side 1 - 17)

P. Simpson reviewed the status of the litigation between EPA (Defendant) and Forest Guardians (Plaintiff). He stated that the WQCC is not yet a party in the proceedings. He also stated that EPA has until October 20, 1997, to answer the complaint. (Tape 1 - Side 1 - 28)

H. Hutchinson made a motion to go into Executive Session to discuss pending possible litigation. Alberto Gutierrez seconded the motion. A Roll Call vote was taken.

<table>
<thead>
<tr>
<th>Mark Weidler</th>
<th>YES</th>
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<tr>
<td>Tom Turney</td>
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<td>Bill Olson</td>
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The motion passed unanimously. (Tape 1 - Side 1 - 49)

H. Hutchinson made a motion to return to regular session. Charles Chapin seconded the motion. The motion passed unanimously.

P. Simpson stated that the only item discussed in Executive Session was the Forest Guardians Lawsuit with EPA regarding the antidegradation policy.

H. Hutchinson stated a correction to the October 14, 1997 meeting on page 2, Item 3, 3rd paragraph, 2nd sentence. Recommend to [Strick after] Mr. Simpson, in the second sentence. [Strick] Should proceed with intervention [Strike instead read] should a Stay not be forthcoming, Mr. Simpson would inform the parties that the WQCC intends to intervene pending the Tri-annial Review process.

Made corrections to the above bolded paragraph "intend to intervene pending the Tri-annial Review process". Corrections request from March 10, 1998 meeting. (Refer to the March 10, 1998 minutes for updated wording)

ORIGINAL WORDING: H. Hutchinson made a motion to direct Pat Simpson to seek a sense of approval for a Stay from the parties. [Strick] should proceed with intervention [Strick] should a Stay not be forthcoming, Mr. Simpson would inform the parties that the WQCC intends to intervene, should intervention to obtain a Stay pending the WQCC Tri-anniel Review process. There will be a 30-day time frame following EPA's response to Forest Guardians Complaint. C. Chapin seconded the motion. The motion passed unanimously. (Tape 1 - Side 1 - 57)
G. Ridgely, NMED attorney, stated that the draft developed by NMED for the water quality standards for the next Triennial Review was distributed. The next steps include public meetings to discuss the draft and receive input from interested parties which would probably modify the draft. A hearing would then be set by the WQCC, which would probably occur next spring.

B. Olson stated that he would like the Commissioners to be notified of the scheduled public meeting dates so they could attend.

Item 4: Next Meeting

No date was set.

A motion was made to adjourn the meeting. The motion passed unanimously. (Tape 1 - Side 1 - 112)

[Signature]
Chairperson