MEMBERS PRESENT:

Carlos Romero  Acting Chair
Cheryl Bada    State Parks Division
Larry Dominguez Department of Agriculture
Howard Hutchinson Soil and Water Conservation Commission
Steve Glass   County of Bernalillo, Municipal/County Representative
Doug Bland    Bureau of Geology and Mineral Resources
Brad Jones    Oil Conservation Division
Greg Lewis    Office of the State Engineer
Mike Sloane   Department of Game & Fish
Edward Vigil  Member-at-Large
Harold W. Tso  Member-at-Large

MEMBERS ABSENT:

Sarah Cottrell Chair Designee
Heidi Krapfl  Department of Health
Maxine Goad   Member-at-Large
Joseph Chavarria  Member-at-Large

OTHERS PRESENT:

Please see attached sign-in sheets for meeting attendance data.
Adrian Terry, Asst. AG  
Joyce Medina, NMED  
Zachary Shandler, Asst. AG, Board Counsel

It was suggested that the Commission take twenty minutes to review the draft final order in the ParaSol Dairy case, WQCC 08-05 (A) prior to calling the meeting to order.

The meeting was called to order by Mr. Romero at 9:20 a.m.

Item 1. Roll Call:

Roll was taken and it was noted that a quorum was present.

Item 2. Approval of Agenda

The Chair requested a motion for approval of the agenda.

Action: Mr. Glass moved Commission adoption of the Agenda.  
Mr. Hutchinson seconded.

Mr. Lewis suggested changing the order of Item 5, the resumption of the Dairy Regulations hearing and Item 6. Other business.

Mr. Glass accepted the friendly amendment to adopt the Agenda as amended by Mr. Lewis.

The motion passed unanimously.

Item 3. Approval of the meeting minutes of May 11, 2010.

Action: Mr. Tso moved Commission approval of the May 11, 2010 meeting minutes. Mr. Dominguez seconded. The motion passed unanimously.

Item 4. Discussion of previously tabled Request for Record Review in re: WQCC 08-05 (A), Appeal by ParaSol Dairy-Discharge Permit DP-1641. Pete Domenici, Jr., Esq., ParaSol Dairy; Hubert & Hernandez Law Firm, Elephant Butte Irrigation District; Jerry Nivens, Caballo Concerned Citizens; Chris Rich and Steve Hansen, USDI/BOR; Tracy Hughes, NMED/OGC

The Chair noted that all members had in-hand a draft Final Order in this matter. He then requested Commission discussion. Mr. Shandler, Commission Counsel, noted that the Commission could move into executive session if it wished. It was agreed that discussion would continue in open session.

Mr. Glass requested that Mr. Shandler review the issues in this case as well as the impact of the draft order. Mr. Shandler acknowledged the request and described in depth the background of the
case and the contents of the draft order as well as its impact. 

Commission discussions with Mr. Shandler followed.

Minor typographic and grammar errors in the text were pointed out and discussed. Mr. Shandler agreed to make additional non-substantive changes should any be found.

**Action:** Mr. Glass moved Commission adoption of the Statement of Reasons and Conclusions of Law with noted editorial changes and to also authorize the Chair to execute the document on behalf of the Commission. Mr. Hutchinson seconded.

**Roll Call Vote:**

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<td>Ms. Bada</td>
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<td>Mr. Sloane</td>
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<td>Mr. Bland</td>
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<td>Mr. Tso</td>
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<td>Mr. Vigil</td>
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<td>Mr. Romero</td>
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The motion passed, nine in the affirmative and two abstentions.

**Item 6.** Other business

None.

**Item 7.** Next meeting: July 13-16, 2010, 9:00 a.m., Location: State Capitol Room 317, 490 Old Santa Fe Trail, Santa Fe, NM 87501.

The meeting adjourned and the hearing in WQCC 09-13 (R) commenced.


Kathy Townsend Court Reporters transcribed the hearing. All Notices of Intent to Present
Technical Testimony were filed and are available for review, as well as public comment correspondence and the hearing transcript in the office of the Water Quality Control Commission Administrator, New Mexico Environment Department, 1190 St. Francis Drive, Runnels Building Room N2150, Santa Fe, New Mexico 87505.

Signature on file

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Carlos Romero, Acting Chair