



STATE OF NEW MEXICO
ENVIRONMENTAL IMPROVEMENT BOARD
Harold Runnels Building, Suite S-2102
1190 St. Francis Drive
Santa Fe, New Mexico 87505
Phone: (505) 827-2425
Fax: (505) 827-2836

MEETING MINUTES
MEETING OF THE ENVIRONMENTAL IMPROVEMENT BOARD
January 13, 2017
9:00 A.M.
Porter Hall
1st Floor-Wendell Chino Building
1220 South St. Francis Drive, Santa Fe, New Mexico 87501

Members present: John Volkerding, Chair
Matthew Holt, Vice Chair
Christopher Timm, Member (Teleconference)
Timothy Morrow, Member
Greg Fulfer, Member (Teleconference)
Justin Howalt, Member

Member absent:

Others present: John Grubestic, Board Counsel
Pam Castañeda, Board Administrator

Item 1. Roll call.

Action: Roll was called; a quorum was present.

Board member Greg Fulfer and Christopher Timm explained why they needed to appear by teleconference. It was impossible and impractical for them to attend in person.

Item 2. How notice requirements were met for the meeting.

Action: Ms. Castañeda described how notice requirements were met for the meeting consistent with the Board's Open Meetings Act Resolution.

Item 3. Approve the agenda.

Action: Mr. Holt so moved to approve the agenda. Mr. Morrow seconded the motion. The motion passed unanimously.



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Item 4. Approval of meeting minutes from September 9, 2016.

Action: Mr. Morrow moved to approve the minutes as mailed. Mr. Holt seconded the motion. The motion passed unanimously. Mr. Howalt abstained.

Item 5. Introduction of new Board Member.

Action: The Chair introduced and welcomed Justin Howalt. Mr. Howalt gave a brief description of his career.

Item 6. Public comment unrelated to agenda items.

Action: There were no public comments unrelated to the agenda items.

Item 7. Adoption of EIB Open Meetings Act Resolution for 2017.

Action: John Grubestic, Board Counsel addressed the EIB Open Meetings Act Resolution for 2017. Mr. Timm due to his scheduling conflicts requested a change in the EIB meetings for the start time from 9:00 a.m. to 9:30 a.m. and from the second Friday of each month to the Fourth Friday of each month. The Chair entertained a motion to amend the EIB Open Meetings Act Resolution for 2017. Mr. Morrow so moved. Mr. Timm moved to amend point one of the EIB Open Meetings Act Resolution for 2017, the amendment would be to hold the regularly scheduled EIB meetings at the State Capitol Building in Santa Fe, New Mexico on the Fourth Friday of each month starting in March at 9:30 a.m. Mr. Holt seconded the motion. The motion passed unanimously. Mr. Holt moved the adoption of EIB Open Meetings Act Resolution for 2017 as amended. Mr. Howalt seconded the motion. The motion passed unanimously. The Board Administrator will make the changes and send to the Chair for signature.

Item 8. EIB 16-05 (R). In the Matter of Proposed Amendment of 20.3.1 NMAC, 20.3.3-2.3.5 NMAC, 20.3.7 NMAC, 20.3.12 NMAC, and 20.3.15 NMAC. Request for Hearing.

Action: Jason Wallace, Office of General Counsel, substituting for Mia Napolitano, Office of General Counsel provided a brief explanation of the request for hearing for EIB 16-05 (R). In the Matter of Proposed Amendment of 20.3.1 NMAC, 20.3.3-2.3.5 NMAC, 20.3.7 NMAC, and 20.3.15 NMAC. He noted that Michael Ortiz and Santiago Rodriguez, New Mexico Environment Department, Radiation



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Control Bureau were present. Mr. Wallace requested to set a hearing for May 2017. The Chair suggested to set the hearing for April. Mr. Holt moved to set the hearing for April 28, 2017. Mr. Morrow seconded the motion. The motion passed unanimously. Mr. Volkerding offered to serve as the Hearing Officer.

Item 9. EIB 16-06 (A). In the Matter of Proposed Adoption of: Section 111(d) State Plan for Implementing Municipal Solid Waste Landfills Emission Guidelines and Proposed Amendments to: 20.2.64 NMAC – Municipal Solid Waste Landfills. Request for Hearing.

Action: Lara Katz, Office of General Counsel introduced Cindy Hollenberg, with the Air Quality Bureau. Ms. Hollenberg provided a brief explanation of the Proposed Adoption of: Section 111(d) State Plan for Implementing Municipal Solid Waste Landfills Emission Guidelines and Proposed Amendment to: 20.2.64 NMAC-Municipal Solid Waste Landfills. Ms. Hollenberg requested to set a hearing for April, 28, 2017. The Board questioned Ms. Hollenberg. Mr. Holt moved to set the hearing for April 28, 2017. Mr. Morrow seconded the motion. The motion passed unanimously. Mr. Holt offered to serve as the Hearing Officer.

Item 10. EIB 16-04 (R). In the Matter of Proposed Revisions to 20.2.77 NMAC-New Source Performance Standards; 20.2.78 NMAC Emission Standards for Hazardous Air Pollutants (NESHAP); and 20.2.82 NMAC -Maximum Achievable Control Technology for Source Categories of Hazardous Air Pollutants (MACT). Request for Hearing

Action: Jason Wallace, Office of General Counsel, substituting for Andrew Knight, Office of General Counsel, introduced Mark Jones, Department of Air Quality. Mr. Jones provided a brief explanation of the Proposed Revisions to 20.2.77 NMAC-New Source Performance Standards; 20.2.78 NMAC Emission Standards for Hazardous Air Pollutants (NESHAP); and 20.2.82 NMAC -Maximum Achievable Control Technology for Source Categories of Hazardous Air Pollutants (MACT). Mr. Jones requested to set a hearing for April 28, 2017. Mr. Holt moved to set the hearing for April 28, 2017. Mr. Howalt seconded the motion. The motion passed unanimously. Mr. Holt offered to serve as the Hearing Officer.

Item 11. Board member comments and questions.

Action: Mr. Timm suggested for the Board Administrator to email the documents to the Board members instead of mailing them to save on postage.



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Item: 12 Next Meeting.

Action: Due to the sixty-day Legislation in session. The next EIB meeting is scheduled for April 28, 2017.

Item 13. Adjournment.

Action Mr. Holt moved to adjourn the meeting. Mr. Howalt seconded the motion. The motion passed unanimously. The meeting adjourned approximately at 11:45 a.m.


Chair