



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
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MEETING MINUTES
MEETING OF THE ENVIRONMENTAL IMPROVEMENT BOARD
October 26, 2018
9:30 A.M.
State Capitol Building, Room 309

Members present: John Volkerding, Chair
Timothy Morrow, Secretary (Teleconference)
Christopher Timm, Member (Teleconference)
Matthew Holt, Vice Chair

Members absent: Greg Fulfer, Member

Others present: Pam Castañeda, Board Administrator
Gideon Elliot, Board Counsel

Item 1. Roll call.

Action: Roll was called; a quorum was present.

Timothy Morrow, 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 moved to approve the agenda. Mr. Morrow seconded the motion. The motion passed unanimously.

Item 4. Approval of meeting minutes from August 24, 2018 and September 28, 2018.

Action: Mr. Morrow moved to approve the August 24, 2018, meeting minutes. Mr. Timm seconded the motion. The motion passed unanimously. Mr. Holt moved to



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40 approve the September 28, 2018, meeting minutes. Mr. Timm seconded the
41 motion. The motion passed unanimously.

42

43 **Item 5. Public comment unrelated to agenda items.**

44

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

46

47 **Item 6. In the Matter of Proposed Exemption to the Medical Imaging and Radiation**
48 **Therapy Health and Safety Act for the New Mexico Board of Acupuncture**
49 **and Oriental Medicine, pursuant NMSA 1978, Section 61-14E-7(B)(2).**

50

51 **Action:** Ms. Mia Napolitano, NMED Office of General Counsel, introduced Mr. Daniel
52 Gonzales, Chair for the Medical Imaging Radiation Therapy Advisory Council
53 (MIRTAC). Mr. Gonzales provided a brief explanation regarding the exemption
54 to the Medical Imaging and Radiation Therapy Health and Safety Act for the New
55 Mexico Board of Acupuncture. Stephen Sanchez, Radiation Control Bureau, was
56 present for questions. Dr. Jonas Skardis answered questions by the Commission.

57

58 Mr. Holt moved to approve the proposed exemption to the Medical Imaging and
59 Radiation Therapy Health and Safety act for the New Mexico Board of
60 Acupuncture and Oriental medicine pursuant to NMSA 1978. Mr. Morrow
61 seconded the motion. The motion passed unanimously.

62

63 **Item 7. EIB 18-04 (R): In the Matter of Proposed Amendments to 20.2.3 NMAC,**
64 **Ambient Air Quality Standards, proposed by the Air Quality Bureau in the**
65 **Environmental Protection Division. Deliberations and possible decision.**

66

67 **Action:** Mr. Andrew Knight, Office of General Counsel, stated that Ms. Kim Bannerman,
68 Office of the General Counsel, was present for the hearing.

69

70 Mr. Holt had conducted the hearing in Las Cruces, New Mexico, and presented a
71 brief synopsis. A full quorum for the Environmental Improvement Board was not
72 present during the hearing.

73

74 Mr. Holt moved to accept the proposed amendments to 20.2.3 NMAC, and to
75 remove Section 109 of the regulation. Mr. Volkerding seconded the motion. The
76 motion passed unanimously, with Mr. Holt, Mr. Morrow, Mr. Volkerding, and
77 Mr. Timm all voting Aye.

78



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79 **Item 8. EIB 18-05 (R). In the Matter of Petition to Adopt New Regulations for the**
80 **Purpose of Control of Fugitive Dust Sources, Title 20, Chapter 2 NMAC.**
81 **Deliberations and possible decision.**

82
83 **Action:** Mr. Holt had conducted the hearing in Las Cruces, New Mexico, and presented a
84 brief synopsis. A full quorum for the Environmental Improvement Board was not
85 present during the hearing.

86
87 Mr. Holt moved to accept the new regulations for fugitive dust. Mr. Volkerding
88 seconded the motion. The motion passed unanimously, with Mr. Holt, Mr.
89 Morrow, Mr. Volkerding, and Mr. Timm all voting Aye.

90
91 **Item 9. Board member comments and questions.**

92
93 **Action:** No comments or questions.

94
95 **Item 10. Next meeting: November 30, 2018.**

96
97 **Action:** EIB 18-07 (R). In the Matter of Proposed Repeal of 20.2.20 NMAC-Lime
98 Manufacturing Plants-Particulate Matter. Public Hearing.

99
100 **Item 11. Adjournment.**

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102 **Action:** Mr. Holt moved to adjourn the meeting. Mr. Volkerding seconded the motion.
103 The meeting adjourned at approximately at 10:02 a.m.

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Timothy Morrow, Secretary