



## WEST VIRGINIA AIR QUALITY BOARD

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### MINUTES WEST VIRGINIA AIR QUALITY BOARD February 14, 1996

#### I. General

The West Virginia Air Quality Board (the "Board") met on February 14, 1996, at 10:00 a.m.. The meeting was held in Judge Larry V. Starcher's Courtroom, Monongahela County Courthouse, in Morgantown, West Virginia. Chairman Jean C. Neely called the meeting to order. Board members present at the meeting included:

Jean C. Neely, Chairman  
Allen Hamner  
Thomas Ising  
Janet Fisher (designee for Gus R. Douglass)  
Joseph Schock (designee for Dr. Harry Taylor)  
Michael Koon ( not present for administrative meeting)

Members not present:

Robert Foster

#### II. Board Meeting

##### A. Administrative Meeting

##### 1. Minutes from May Meeting

Margaret Chico-Eddy presented the minutes from the May 24, 1995 meeting. Joseph Schock made a motion to record the minutes as written, and Allen Hamner seconded the motion.

##### 2. Financial - Budget Report

A budget report was presented to the Board which was prepared by Administrative Secretary Ann Tipton. The Board discussed a different budget report format, salary splits between the Environmental and Air Quality Boards and the hiring of a

technical person on a contract-basis for the Air Quality Board in the future.

### **3. New Office Procedure**

Jean Neely discussed the new team leader concept with Board members, which will be reviewed in six months. She also informed Board members about her meeting with the Environmental Quality Board chairman and Libby Chatfield pertaining to the implementation of this new office procedure.

### **4. Pro Se Letter**

Becky Charles discussed with Board members the development of a letter to aid pro se litigants through the legal process with the Boards. Becky Charles also advised the Board members that the Environmental and Air Quality Board staff are working with the environmental advocate, Wendy Radcliff, in developing a pro se booklet.

### **5. Delay Tactics of Attorneys**

Becky Charles informed the Board about a letter generated by the Environmental and Air Quality Boards to all attorneys practicing before both Boards, pertaining to continuances, scheduling hearings and settlement negotiations.

### **6. Administrative Law Judge Legislation**

The Board was informed about legislation pertaining to administrative law judges.

### **7. Board Personnel Matters**

The Board discussed two matters concerning Board personnel.

### **8. Election of Officers**

Thomas Ising was unanimously elected chairman of the Air Quality Board. Allen Hamner made the motion to nominate Thomas Ising, Joseph Schock seconded the motion.

Michael Koon was unanimously elected vice-chairman of the Air Quality Board. Jean Neely made the motion to nominate Michael Koon, Allen Hamner seconded the motion.

**9. Performance Evaluations & Salary Increases**

The Air Quality Board moved to go into executive session to discuss the staff's personnel evaluations.

Whereupon the meeting was adjourned at 4:30 p.m.

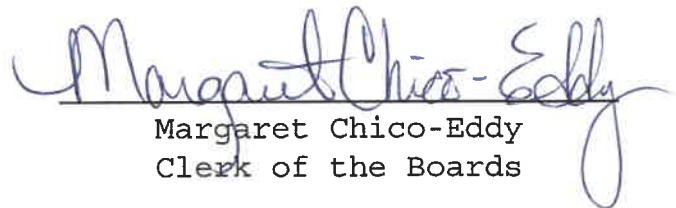
**B. Evidentiary Hearing**

The Board reconvened at 6:00 p.m. for an evidentiary hearing in the case of Larry Schwab, M.D. V. Chief, Office of Air Quality, Division of Environmental Protection. Motions were heard by the Board, and the hearing was continued.

Whereupon the hearing was adjourned at 8:30 p.m.

I hereby certify that the foregoing is a true and accurate representation of the proceedings held by the Air Quality Board on the 14th day of February, 1996.

Submitted for approval the 23rd day of May, 1996

  
Margaret Chico-Eddy  
Clerk of the Boards