



## AIR QUALITY BOARD

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### MINUTES WEST VIRGINIA AIR QUALITY BOARD December 11, 1997

#### I. General

The West Virginia Air Quality Board (the "Board") met on December 11, 1997, at 9:00 a.m. The meeting was held at 1615 Washington Street, E., Charleston, West Virginia. Michael Koon, Chair of the Board, called the meeting to order. Board members present included:

Michael Koon, Chair  
Robert Foster, Vice Chair  
Ann Calvert  
Janet Fisher (designee for Gus R. Douglas)  
Don Kuntz (designee for Dr. Henry Taylor)  
Jean Neely

Staff Members Present:

Becky Charles, Legal Counsel  
Margaret Chico-Eddy, Clerk of the Boards  
Ann Holstein, Administrative Secretary

#### II. Board Meeting

##### A. 1. Executive Session

Jean Neely made a motion to go into an executive session to discuss personnel matters, which was seconded by Bob Foster.

##### 2. Scheduling Meeting Dates

The Board selected February 23 and March 26 as hearing dates. The Board requested that the Clerk schedule Kanawha Stone Company, Inc. for February 23, 1998.

### **3. Apple Grove Conference Call**

The Board confirmed plans for their conference call in the Apple Grove case for December 18, 1997, at 9:00 a.m. All parties are to be included on the call. Mike Koon and Jean Neely will participate by telephone and Ann Calvert, Bob Foster and Don Kuntz will come to the Board office to participate on the call.

### **4. Minutes**

Don Kuntz made a motion to accept the May 14, 1997 minutes as amended, which was seconded by Janet Fisher. The Board wanted the minutes to reflect the respective Board beside the member's name.

Jean Neely made a motion to accept the November 5, 1997 minutes, which was seconded by Bob Foster.

Bob Foster made a motion to accept the November 7, 1997 minutes as amended, which was seconded by Janet Fisher. The Board wanted the minutes to reflect additional information in Section 10 on Stay hearings in the procedural rules.

### **5. Motion to Amend the Notice of Appeal, Appeal No. 97-04-AQB**

Jean Neely made a motion to grant the Motion to Amend the Notice of Appeal in Elkem Metals Company, which was seconded by Ann Calvert.

### **6. Team Management**

Libby Chatfield presented the Board with a copy of the draft evaluation form. The Board requested changing the following: (a) Section 8, entitled Communication with the Public, to Communication. (b) Add Board members to all sections, including the Team Management section. (c) Supervisor's remarks will be changed to Board Summary. (d) Add employee comments will be completed after your meeting with the Board. (e) Omit Section K completely. The Board had no objection to approving the evaluation form as amended.

The Staff Organizational Directive Document and the Personnel Handbook will be brought up at the joint Board meeting in January.


## **III. Evidentiary Hearing**

### **B. 1. Leone/Cousins Hearing, Appeal No. 97-08-AQB**

The Board heard evidence in Frank Leone, Jr., Steve Cousins, President, Local 1289, United Mine Workers of America, Richard Eddy, President, District 31, United Mine Workers of America.

I hereby certify that the foregoing is a true and accurate representation of the proceedings held by the Air Quality Board on the 11th day of December 1997.

Submitted for approval the 23<sup>rd</sup> day of ~~January~~ <sup>February</sup> 1998.

  
Margaret Chico-Eddy  
Clerk of the Boards