

**Air Quality Board
Charleston, West Virginia**

**MINUTES
December 11, 2009**

A public meeting of the Air Quality Board was held on Friday, December 11, 2009 in Charleston, West Virginia. Members present were J. Michael Koon, Chairman; Douglas Hudson, Vice-Chairman; Dick Calvert; Randy C. Curtis; R. Thomas Hansen; Robert Orndorff; and Dr. Omayma Touma.

Staff members present were Wendy Radcliff, Esquire, Counsel for the Board; Jackie Shultz, Clerk of the Board; and Kathy Coleman, Administrative Secretary.

It being determined a quorum was present, Mr. Hudson called the meeting to order and the Board proceeded with its agenda.

Welcome of New Members

Dr. Touma and Mr. Orndorff were welcomed as members of the Air Quality Board. Members of the Board and staff introduced themselves.

Election of Chairman and Vice-Chairman

Mr. Hudson was nominated for Chairman upon a motion by Mr. Calvert. Mr. Koon was nominated for Chairman upon a motion by Mr. Hansen. After due discussion, Ms. Shultz called the question. Mr. Koon received 5 votes and Mr. Hudson received 2 votes. Accordingly, Mr. Koon was elected Chairman of the Air Quality Board.

Upon a motion duly made and seconded, Mr. Hudson was elected Vice-Chairman.

Minutes of January 20, 2009 Meeting

Upon a motion duly made by Mr. Hudson and seconded by Mr. Hansen, the Board voted unanimously to approve the January 20, 2009 minutes as presented.

Meeting Dates for 2010

Ms. Shultz presented the Board with a list of tentative meeting dates for each month in 2010. Dr. Touma requested that the Board meet on Wednesday or Thursday, rather than Tuesday. After due discussion, the Board agreed to meet as necessary on the first Wednesday of each month.

Ms. Radcliff provided Mr. Orndorff and Dr. Touma with an overview of the appeal process and informed them that a packet of related information will be assembled and mailed to them very soon.

Fiscal Year 2009: Year-End Budget Reports and Summary

Ms. Coleman provided the Board with the fiscal year 2009 year-end budget reports and summary. She reported that the AQB spent 91 percent of their budget and ended the year with a surplus of general revenue funds in the amount of \$9,098. The Board held three administrative meetings and two appeal hearings. During fiscal year 2009, three new appeals were filed and the Board entered a total of six orders.

Fiscal Year 2010 - Budget Update

Ms. Coleman provided the Board with a financial update for the period of July 1, 2009 - November 30, 2009. She advised the Board that as of November 30, 2009, the AQB has spent 34 percent of its budget. Ms. Coleman explained that the Budget Office is requiring that all state agencies begin paying towards the retiree health care liability. The AQB's required payment is \$139.68 per month and is listed under object code 160 - WV Other Post Employment Benefits Contribution.

Purchase Card Reports

Ms. Coleman provided the Board with the quarterly purchase card reports for the periods of January - March, April - June, and July - September 2009.

Upon a motion duly made by Mr. Hudson and seconded by Mr. Curtis, the Board voted unanimously to approve the Purchase Card Reports as provided by Ms. Coleman.

Other Business


John Benedict, Director of the WV DEP's Division of Air Quality appeared before the Board to field questions from the new members. Mr. Benedict informed the members that the Board may

be hearing more appeals in the next year that in recent years past, particularly with regard to greenhouse gases.

Adjournment

There being no further business to come before the Board, and upon a motion duly made and seconded, the meeting was adjourned.

I hereby certify that the foregoing is a true and correct record of the proceedings of the Air Quality Board meeting held on December 11, 2009. The Air Quality Board approved this minutes on August 4, 2010.


Jackie D. Shultz, Clerk
Air Quality Board