

**Environmental Quality Board
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**MINUTES
October 19, 2006**

A public meeting of the Environmental Quality Board was held on Thursday, October 19, 2006 in Charleston, West Virginia. Members present were: Dr. Edward Snyder, Chairperson; Mr. William H. Gillespie; and Dr. D. Scott Simonton.

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

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

I. APPEALS

06-04-EQB (Citizens for Responsible Wind Power) - Appeal No. 06-04-EQB was filed with the Environmental Quality Board on March 7, 2006 with regard to the WV Department of Environmental Protection's issuance of NPDES Permit No. WV0115924 to Nedpower Mount Storm LLC. The Evidentiary Hearing in Appeal No. 06-04-EQB was conducted during the October 19, 2006 Board meeting.

06-28-EQB (Citizens for Responsible Wind Power) - Appeal No. 06-28-EQB was filed with the Environmental Quality Board on October 18, 2006 with regard to a Request for Stay of Permit No. WV0115924 issued to Nedpower Mount Storm LLC. The Evidentiary Hearing in Appeal No. 06-28-EQB was conducted during the October 19, 2006 Board meeting.

II. ADMINISTRATIVE MATTERS

1. Minutes of September 14, 2006 Meeting:

Upon a motion duly made by Mr. Gillespie and seconded by Dr. Simonton, the Board voted unanimously to approve the minutes of the September 14, 2006 Board meeting as drafted.

2. Budget Update:

The Board members were provided with a financial update through September 30, 2006. A copy of the report is attached and made a part of these minutes as Exhibit "A". Ms. Coleman reported that as of September 30th, which represents 25 of the fiscal year, the Environmental Quality Board has spent 15 of its budget, the Air Quality Board has spent 25 and the AQB/EQB

Combined budget has spent 18 of the total funds.

Ms. Coleman reported that Dr. Snyder and Mr. Douglas Hudson, Chairperson of the Air Quality Board, approved the purchase of furniture for the Clerk and Administrative Secretary's offices. The expense will be split equally between the two Boards with each paying \$2,319.

The fiscal year 2006 year-end report was presented to the Board. A copy of the report is attached and made a part of these minutes as Exhibit "B". The Environmental Quality Board ended fiscal year 2006 with a surplus of general revenue funding in the amount of \$40,483 and a surplus in the EQB Groundwater Special Operating Fund in the amount of \$87,074.

Ms. Coleman explained that the surplus in the EQB Groundwater Fund has been carried forward to the new fiscal year. However, the general revenue funding is appropriated funding and cannot be carried forward year to year.

Ms. Coleman informed the Board of a program offered by the WV Treasurer's Office to provide a link from the Board's website to the Treasurer's Office website for the purpose of receiving credit card payments for Freedom of Information Act (FOIA) request invoices. The Treasurer's Office would ensure the security of the transaction rather than the Board's current website host, WV Information Services and Communications. The Board voted unanimously to add the Treasurer's Office link to the website.

3. Purchase Card Report:

The quarterly Purchase Card report was provided to the Board. The report details the purchase card transactions for the months of April 2006 thru June 2006, and includes the BB& T and Citibank monthly statements. A copy of the report is attached and made part of these minutes as Exhibit "C". The Board voted unanimously to approve the Purchase Card report.

There being no further business to come before the Board, the meeting was adjourned.

I hereby certify that the foregoing is a true and correct record of the proceedings of the Environmental Quality Board meeting held on October 19, 2006. The Environmental Quality Board approved these minutes on November 16, 2006.

Jackie D. Shultz
Clerk of the Board