

**Chairman Kathleen White
Commissioner Larry Soward
Commissioner H.S. Buddy Garcia**

NEW BUSINESS AGENDA

Friday, May 18, 2007

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

9:30 A.M.,
12100 Park 35 Circle
Room 201S, Building E

Item 1. Discussion of the Monthly Enforcement Report.

Item presented by Anne Dobbs, Program Specialist with the Enforcement Division, and John Racanelli, Manager of the Revenue Section in the Financial Administration Division.

No action taken.

Item 2. Consideration of the adoption of regional solid waste management plans for the 24 Councils of Governments.

Item presented by, Teres Jimenez, MSW Permits Section, Waste Permits Division.

Approve the adoption of regional solid waste management plans for the 24 Councils of Governments.

KW/LS; all agree.

Item 3. Consideration of the Commission's delegation of authority for the Executive Director to enter and manage contracts, and process invoices for payment. The proposed resolution would renew the Commission's delegation and consent for an additional two years expiring August 31, 2009 and is identical to the resolution currently in effect, which expires August 31, 2007.

Item presented by Katharine Marvin, Senior Attorney, Contracts, General Law Division.

Approve renewal, through August 31, 2009, of the Commission's delegation of authority and consent for the Executive Director to enter and manage contracts and process invoices for payment.

KW/BG; all agree.

Item 4. Consideration of a formal letter from the Commission to the Environmental Protection Agency (EPA) requesting that the EPA include Commissioner appointees on their advisory committees.

Item presented by Derek Seal, General Counsel.

Approve a formal letter from the Commission to the Environmental Protection Agency (EPA) requesting that the EPA include Commissioner appointees on their advisory committees.

KW/LS; all agree.

Item 5. Discussion of state and federal legislative issues potentially affecting the TCEQ. The commission may consider legislative proposals and federal rulemakings, as well as other state actions and states' participation in federal legislative and regulatory activities.

Item presented by Leonard Olson, Director of the Intergovernmental Relations Division.

No action taken.

Item 6. PUBLIC COMMENT SESSION: The Commission will receive comments from the public on any matters within the jurisdiction of the TCEQ, with the exception of pending permitting matters or other contested cases which are subject to the ex parte prohibition found in Texas Government Code §2001.061. In the interest of time, speakers will be limited to three minutes each, with the total time for public comment limited to one hour.

Registrants: Ed Watson, Acme Brick.
Howard Gilberg, American Marazzi Tile, Inc.

Item 7. Closed Session.

a. Docket No. 2006-0001-EXE. The Commission will meet in closed session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Commission's Executive Director, as permitted by Section 551.074 of the Texas Open Meetings Act, Chapter 551 of the Government Code. The Commission may also meet in open session to take action on this matter as required by Section 551.102 of the Texas Open Meetings Act, Chapter 551 of the Government Code.

b. Docket No. 2006-0002-EXE. The Commission will conduct a closed meeting to receive legal advice and will discuss pending or contemplated litigation, settlement offers, and/or the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of specific Commission employees, as permitted by Sections 551.071 and 551.074, the Open Meetings Act, codified as Chapter 551 of the Government Code. The Commission may also meet in

open session to take action on a legal or personnel matters considered in the closed meeting as required by Section 551.102 of the Texas Open Meetings Act, Chapter 551 of the Government Code.

c. Docket No. 2006-0003-EXE. The Commission will conduct a closed session to discuss their duties, roles, and responsibilities as Commissioners of the TCEQ pursuant to Section 551.074 of the Open Meetings Act, Codified as Chapter 551 of the Government Code. The Commission may also meet in open session to take action on this matter as required by Section 551.102 of the Texas Open Meetings Act, Chapter 551 of the Government Code.

The Commissioners met in closed session in Building F, Room 4222, from 10:46 A.M. to 11:50 A.M. There is no commission action to be taken as a result of the closed meeting.

PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THE TCEQ COMMISSIONERS' WORK SESSION AND WHO MAY NEED AUXILIARY AIDS OR SERVICES SUCH AS INTERPRETERS FOR PERSONS WHO ARE DEAF OR HEARING IMPAIRED, READERS, LARGE PRINT, OR BRAILLE ARE REQUESTED TO CONTACT THE OFFICE OF THE CHIEF CLERK AT (512) 239-3300 AT LEAST TWO (2) WORK DAYS PRIOR TO THE AGENDA, SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE. PERSONS WHO DESIRE THE ASSISTANCE OF AN INTERPRETER IN CONJUNCTION WITH THEIR ORAL PRESENTATION AT THIS TCEQ AGENDA ARE REQUESTED TO CONTACT THE OFFICE OF THE CHIEF CLERK AT (512) 239-3300 AT LEAST FIVE (5) WORK DAYS PRIOR TO THE AGENDA SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.

REGISTRATION FOR AGENDA STARTS AT 9:00 A.M. UNTIL 9:30 A.M. PLEASE REGISTER BETWEEN THESE TIMES. LATE REGISTRATION COULD RESULT IN YOUR MISSING THE OPPORTUNITY TO COMMENT ON YOUR ITEM.

THE PUBLIC CAN VIEW LIVE AND ARCHIVED TCEQ MEETINGS ON THE INTERNET AT NO COST, AT: <http://www.texasadmin.com/cgi-bin/tnrcc.cgi>