

The Work Session agenda document below includes hyperlinks (item numbers highlighted in blue) that enable the user to view work session backup documents [documents pertaining to a particular matter that have been filed with the Office of the Chief Clerk (OCC) and distributed to the Commissioners for their consideration]. To view all work session backup in person including those documents not found in the hyperlinks below, please visit the OCC at 12100 Park 35 Circle, Building F, Suite 1101 (30 TAC § 1.10).

Backup documents filed with the OCC and distributed to the Commissioners will be added to this document daily until 5:00 p.m. Wednesday before the given work session date. Updates to backup documents will be noted by a purple indicator. Documents filed less than two days before the work session date will not be added to this document. Please note that some documents such as those of irregular size (i.e. oversized maps) cannot be viewed here and that color documents will be posted here in black and white.

Chairman Bryan W. Shaw, Ph.D. **MARKED AGENDA**
Commissioner H.S. Buddy Garcia
Commissioner Carlos Rubinstein

NEW BUSINESS AGENDA

Friday, June 25, 2010

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

10:00 A.M.

The University of Texas at San Antonio
Buena Vista Building
Buena Vista Theater, Room BV 1.326
501 W. Durango Boulevard
San Antonio, Texas 78207

This meeting is a work session for discussion between Commissioners and staff. Public comment will be accepted at the discretion of the Commissioners. The Commissioners may take action on items posted for consideration. The Commissioners will not take action on items posted for discussion only. The Commissioners may discuss or consider posted items in an order other than the order posted. The Commissioners may recess for a lunch break and not meet in Open Session from 12:00 pm to 1:00 pm. Unfinished items will be continued to the afternoon.

Item 1. **Consideration of the New Technology Implementation Grants: Guidelines for Grants (RG-484).**

Item presented by Joe Walton, Manager, Implementation Grants Section and Kim Herndon, Assistant Director, Air Quality Division.

Approve the New Technology Implementation Grant Guidelines. CR/BG; all agree.

Registrants for Item 1: Suzi McClellan representing the Texas Energy Storage Alliance.

Item 2. Discussion of the proposed 2010 Ozone National Ambient Air Quality Standards and its potential impact on San Antonio.

Item presented by Kim Herndon, Assistant Director, Air Quality Division and Guy Hoffman, Air Quality Mobile Source Section.

No action taken.

Registrants for Item 2: Melissa Hite representing CPS Energy.

Item 3. Discussion of water activities in San Antonio, Texas – the Clean Rivers Programs and local partnerships, and TCEQ’s Edwards Aquifer Program.

Item presented by Kelly Keel, Director, Water Quality Planning Division; Laurie Curra, Manager, Monitoring and Assessment Section; Ramiro Garcia, Area Director, Border & South Central Texas; Lynn Bumguardner, Water Section Manager, Region 13 and Tracy Miller, Water Team Leader, Field Operations Support Division.

No action taken.

Registrants for Item 3: Becky Cardenas representing the City of Balcones Heights.
Loretta Class representing State Representative Frank J. Corte, Jr.
Frank Colby representing the Texas Growing Company.
Annalisa Peace representing the Greater Edwards Aquifer Alliance.
Rebecca S. Reeves representing the San Antonio River Authority.
Robert L. Tremallo representing the Edwards Aquifer Authority.

Item 4. **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 for Item 4: Dr. Bob Fitzgerald representing the Medina County Environmental Action Association, Inc.
Robert R. Puente representing the San Antonio Water System.

Other Registrants: Peter Bella.
Paul Detterline representing Capitol Aggregates Ltd.
Donna Eccleston, Comal County Commissioner, Precinct 1.
Mario A. Escobar representing the South Texas Watermaster Advisory Committee.
Tiffany M. Evans representing Randolph Air Force Base.
Ross D. Harris representing the San Antonio Water System.
Harold Haschke.
Rick Hite.
Tom Hornseth representing Comal County.
Eloy LaQue representing State Representative David McQuade Leibowitz.

Brian Mast representing the San Antonio River Authority.
Debbie Magin representing the Guadalupe-Blanco River Authority.
Carter Mayfield representing SOS Enviro Services.
Jay Millikin, Comal County Commissioner, Precinct 2, representing AACOG
Air Improvement Resources Committee.
Jerry Needham representing State Senator Carlos Uresti.
Nick Page representing the San Antonio Bexar County Metropolitan
Planning Organization.
Carol Patterson.
Chari Quiroz representing the Southwest Research Institute.
Charles Rodriguez representing Dr. Maria Ferrier.
George Salzman representing the City of La Coste.
Cindy Cantu Segovia representing the Bexar County Commissioners Court.
Dub Smothers.
Steven Southers representing the airport.
Miyoung Squire.
Joseph R. Thaxton.
Lucero Tovar representing BMWWD.
Stephanie Lee Velasquez.

Item 5. **CLOSED SESSION.**

a. **Docket No. 2010-0001-EXE.** The Commission will conduct a closed meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Commission's Executive Director and General Counsel, 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 meeting 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 Commission did not meet in closed session.

b. **Docket No. 2010-0002-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 of the Open Meetings Act, codified as Chapter 551 of the Government Code. The Commission may also meet in open meeting to take action on 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.

The Commission did not meet in closed session.

c. **Docket No. 2010-0003-EXE.** The Commission will conduct a closed meeting 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 meeting 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 Commission did not meet in closed session.

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 10:00 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>