## **ENVIRONMENTAL PROTECTION COMMISSION**

## MINUTES REGULAR MEETING JUNE 17, 2004

- 1. Commissioner Fite called the meeting to order. Present at the meeting were Commissioners Fite, Henshaw, and Cohenour. The following attendees introduced themselves: Tom Elkins, Jeannine Hale, Jim McSpaddon, Doug Bane, Flossie Girty, Dwayne Beavers, Pat Gwin, Nancy John, Rachel Mouse, Sharon Sweptson, and Clint Carroll.
- 2. Mr. Fite noted for the record public notice of the meetings.
- 3. Commissioner Henshaw made a motion to approve the minutes of the previous April 1<sup>st</sup>, 2004 meeting. Cohenour seconded the motion. The minutes were approved unanimously.
- 4. Reports by Cherokee Nation program staff were provided to the Commission by:
  - Tom Elkins, Director, OEP, reported on the current complaints and presented the commission with a handout on updates. He also reported about current mold conditions.
  - Nancy John, OES introduced Clint Carroll who will be working with the OES program during the summer. Ms. John then gave a report on some current conferences staff attended and held.
  - Dwayne Beavers, Special Projects, reported on Sequoyah Fuels negotiations on a possible out of court settlement.
  - Pat Gwin, Natural Resources, reported that plans are going forward with the next FY projects. Mr. Gwin reported on several ongoing NEPA projects. Doug Bane reported an increase in tonnage at the landfill and provided an update on the current landfill situation. Mr. Henshaw and Mr. Bane discussed the liner and contractors associated with the landfill.
  - No reports given for Water, Sewer and Roads. The Commission expressed some concerns on NEPA compliance and their desire to have a list of Roads projects. The Commission discussed the need to address this situation.
  - Jim McSpaddon updated the Commission on Roland and Outpost 1. Mr. The new hotel in Catoosa should be open in September and the Grand Opening around November. There are two new projects in Sallisaw and Tahlequah.

## 5. Statutory Revisions – Air Quality

- Jeannine Hale presented a hand out to the Commission. The Commission made some minor changes.
- Commissioner Henshaw made a motion to approve, amend, disapprove or take other action regarding the proposed air quality statutes with suggested changes made, subject to review and any changes deemed necessary by

General Counsel/Department of Justice. Commissioner Cohenour seconded the motion. Roll was called and the Commission unanimously approved the motion.

- 6. Solid Waste/fill activities behind Tahlequah Complex
  - Ms. Hale presented slides of the old lagoon behind the complex. Pat Gwin provided additional information including alternatives and mitigation using other high quality wetlands.
  - After discussion by the Commission, action on this item was continued to the next meeting.

A discussion about who signs resolutions was had and an agreement was made.

- 7. Ms. Hale showed the Commissioners and staff slides of the landfill. A proposed resolution was reviewed and comments were received from the landfill operator, Doug Bane. The Commission requested that CN staff provide Ms. Hale with copies of an old permit and other landfill documents and that Mr. Bane get together with Ms. Hale to discuss revisions to the resolution. Action on this item was continued to the next meeting.
- 8. An update on complaints has already been discussed.
- 9. New Business Mr. Henshaw inquired about the Landfill being overseen by OEP staff. Ms. Hale explained the current situation.
- 10. Miscellaneous discussion No general discussion or comments were made.
- 11. The meeting was adjourned.