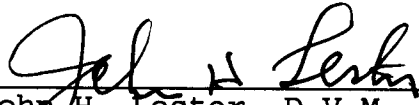


12/15/10

**Minutes
Environmental Management Commission Meeting
Alabama Department of Environmental Management Building
1400 Coliseum Boulevard
Montgomery, Alabama 36110-2059
October 15, 2010**

This is to certify that the Minutes contained herein are a true and accurate account of actions taken by the Alabama Environmental Management Commission on October 15, 2010.



John H. Lester, D.V.M.
Chair
Environmental Management Commission

Certified this 10th day of December 2010.

**Minutes
Environmental Management Commission Meeting
Alabama Department of Environmental Management Building
1400 Coliseum Boulevard
Montgomery, Alabama 36110-2059
October 15, 2010**

**Convened: 11:00 a.m.
Adjourned: 11:30 a.m.**

Part A

Transcript

Part B

Attachment Index

Attachments 1 – 6

Part A

AEMC COMMISSION MEETING - 10/15/2010

<p style="text-align: right;">Page 1</p> <p style="text-align: center;">MEETING OF THE ALABAMA ENVIRONMENTAL MANAGEMENT COMMISSION</p> <p style="text-align: center;">TRANSCRIPT OF PROCEEDINGS</p> <p>PLACE: Alabama Department of Environmental Management (ADEM) Building Alabama Room (Main Conference Room) 1400 Coliseum Boulevard Montgomery, Alabama 36110-2400</p> <p>DATE: October 15, 2010 TIME: 11:00 a.m.</p> <p>COURT REPORTER: Gwendolyn P. Timbie, CCR</p>	<p style="text-align: right;">Page 3</p> <p style="text-align: center;">PROCEEDINGS</p> <p>1 2 3 DR. LESTER: At this time, we will 4 call this meeting to order. And I'd like to 5 acknowledge that we have a quorum present. 6 Short quorum, but we do have one. 7 And at this time, I'd like our 8 Director, Mr. LeFleur, to come and introduce our 9 three new members, and then he has another 10 introduction that he would like to make. 11 MR. LeFLEUR: Thank you, 12 Chairman. 13 I am pleased to announce that the 14 Governor has appointed three new Commissioners, 15 one of whom is with us today. Dr. Sam Miller. 16 He is filling the position of Conrad Pierce as 17 our physician on the Commission. 18 And welcome. Welcome to you. 19 We have two other Commissioners 20 who were named very recently. So they had 21 scheduling conflicts that wouldn't allow them to 22 be here. 23 But they are Marquita Davis, who</p>
<p style="text-align: right;">Page 2</p> <p>1 COMMISSION MEMBERS PRESENT: 2 JOHN H. LESTER, D.V.M., Chair 3 H. LANIER BROWN, II, Esquire, Vice Chair 4 TERRY D. RICHARDSON, Ph.D. 5 SAMUEL L. MILLER, M.D. 6 7 COMMISSION MEMBERS NOT PRESENT: 8 MARQUITA F. DAVIS, Ph.D. 9 JAMES E. LAIER, Ph.D., P.E. 10 W. SCOTT PHILLIPS 11 12 ALSO PRESENT: 13 ROBERT TAMBLING, EMC Legal Counsel 14 DEBI THOMAS, EMC Executive Assistant 15 LANCE R. LeFLEUR, ADEM Director 16 17 18 19 20 21 22 23</p>	<p style="text-align: right;">Page 4</p> <p>1 is a Ph.D., currently the Director of Children's 2 Affairs in the Governor's cabinet and has a very 3 long list of qualifications that allow her to 4 fill the position of member at large. 5 And our third new Commissioner is 6 Dr. Jim Laier, a retired businessperson who is 7 currently the Associate Dean down at the 8 University of South Alabama in the Engineering 9 Department and also a highly qualified, highly 10 respected Commissioner. 11 I want to welcome all of you on 12 behalf of the Department. 13 DR. MILLER: Thank you very much. 14 I appreciate that. 15 MR. LeFLEUR: I'd also like to 16 introduce to you -- many of you knew -- know Mac 17 McIndoe, who is -- who has been head of our 18 Water Division for some time. He retired after 19 38 years of service to the Department. 20 And we have a brand-new 21 Director -- or excuse me -- Chief for the Water 22 Division. Not quite as much experience. She's 23 only got 25 years with the Department. And</p>

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<p>1 that's Glenda Dean. 2 Glenda, would you please stand 3 up. 4 Glenda is highly respected to both 5 inside the Department and outside in the 6 regulated community and I believe also in the 7 environmental community. So I'm very pleased to 8 have that opportunity to have such a wealth of 9 people in the Department to fill these 10 positions. 11 Chairman. 12 DR. LESTER: Thank you. 13 I'd like to say we as Commission 14 Members appreciate the help that we get from 15 other -- the other two, when they get here. But 16 we've been sort of short. And we have one out 17 and there's only five of us, then that puts the 18 other two -- we've got to have at least four. 19 So we do appreciate you being here 20 again. 21 DR. MILLER: Thank you. 22 DR. LESTER: Since he is an 23 orthopedic surgeon -- he's from Montgomery. He</p>	<p>1 in favor, say aye. 2 (Aye.) 3 DR. LESTER: All opposed? 4 (No response.) 5 DR. LESTER: At this time now, we 6 will entertain a motion from the Commission 7 regarding the election of the Vice Chair. 8 DR. RICHARDSON: Move the 9 nomination of Lanier Brown, Vice Chair of the 10 Commission. 11 DR. MILLER: I second that. 12 DR. LESTER: All in favor? 13 (Aye.) 14 DR. LESTER: All opposed? 15 (No response.) 16 MS. THOMAS: Dr. Lester, I have 17 the order. 18 DR. LESTER: Normally at this time 19 we would enter -- we would have a motion for our 20 new Committee Chairs and Members. But since we 21 have got two that -- three that are not here 22 today, if it's all right with the Commission 23 Members, we will postpone this until our</p>
Page 6	Page 8
<p>1 won't have far to go, and he can look after all 2 of us in our older age. 3 My next item of business is a 4 consideration of the minutes for our August 27th 5 meeting. 6 Do I have a motion? 7 MR. BROWN: Move to adopt it. 8 DR. RICHARDSON: Second. 9 DR. LESTER: Been seconded. All 10 in favor, say aye. 11 (Aye.) 12 DR. LESTER: All opposed? 13 (No response.) 14 DR. LESTER: At this time of the 15 year, we have our first meeting. We have 16 election of officers. At this time, I would 17 entertain a motion for -- from the Commission on 18 the election of the Chair. 19 DR. RICHARDSON: Mr. Chair, I move 20 to nominate John Lester as Chair of the 21 Commission. 22 MR. BROWN: Second. 23 DR. LESTER: Been seconded. All</p>	<p>1 December meeting. 2 Do we need a motion on that or 3 not? 4 MS. THOMAS: Yes, please. 5 MR. BROWN: So moved. 6 DR. RICHARDSON: Second. 7 DR. LESTER: All in favor, say 8 aye. 9 (Aye.) 10 DR. LESTER: All opposed? 11 (No response.) 12 DR. LESTER: Since we're going to 13 have three new members and -- maybe by our 14 December meeting, we'll have everybody here, and 15 also the new members can find out what all we're 16 talking about on these committee assignments. 17 At this time, I'll call on the 18 Director for his report. 19 MR. LeFLEUR: Thank you, 20 Mr. Chairman. 21 Once again, welcome. The new 22 members are like me. When you first begin with 23 this, some of the acronyms are a little</p>

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<p style="text-align: right;">Page 9</p> <p>1 challenging to try to remember. So I'll try to 2 use as few of those as I can in this report. 3 We've started off the last several 4 meetings with a report on the deep water horizon 5 oil spill update. And let me -- let me do that 6 again today, if I may. 7 As you are probably aware, the 8 deep water horizon well was capped on July the 9 15th, and the final bottom kill, as it's called, 10 occurred on -- about two months later, on 11 September the 19th. There's been no skimmable 12 oil in the Gulf since July the 28th. 13 Sampling and testing the water, 14 sediment, and fish tissues continues. There 15 have been more than 25,000 water samples taken 16 and tested by ADEM, EPA, NOAA, FDA, or 17 independent labs, and there has been no 18 indication of any potential human health 19 impacts. 20 Fish tissue testing on more than 21 6,000 samples has shown no detectable levels of 22 oil or dispersants or any of their components. 23 So things are looking -- looking well in that</p>	<p style="text-align: right;">Page 11</p> <p>1 Tourism and seafood industries 2 continue to suffer due to the unfavorable 3 perceptions of consumers. This has been the 4 major impact to our economy in that area, 5 seafood industry and tourism industry. We will 6 continue to work with the Tourism and Travel 7 Department to deal with misperceptions and try 8 to address it at a number of conferences and 9 some of the trade shows, where we hope to dispel 10 some of these misperceptions about what's going 11 on on our coastline. 12 One final item on the oil spill. 13 The Governor has appointed a Coastal Recovery 14 Commission comprised of community leaders from 15 business, academia, environmental, health, 16 fishing, communications, and other areas to 17 provide a frame work to move forward in creating 18 a more resilient coastal area. ADEM is 19 represented on that commission. And the results 20 of their work are to be presented to the 21 Governor and the governor-elect on December the 22 15th. That's the target date for that final 23 report to come in.</p>
<p style="text-align: right;">Page 10</p> <p>1 area. The sampling and testing will be 2 continuing for several years to come. 3 Beach cleaning operations -- which 4 was the major impact to our shoreline. Beach 5 cleaning operations continue at Orange Beach, 6 Gulf Shores, and Dauphin Island under the 7 direction of ADEM. Intermittent stranded tar 8 balls and buried tar mats are the main focus, 9 with occasional new tar ball landings which 10 require spot treatments. The final cleanup is 11 anticipated to be complete by year end at Orange 12 Beach and with Gulf Shores and Dauphin Island to 13 be completed shortly thereafter. 14 The claims process related to the 15 oil spill has been more cumbersome than anyone 16 would like to have it be. However, there's been 17 marginal improvements, as are evident with more 18 than 30 million -- 230 million dollars in 19 individual claims and more than a hundred 20 million dollars of governmental claims paid to 21 date in Alabama. It's recently accelerated, and 22 we're hopeful that that process will become more 23 smooth as time goes by.</p>	<p style="text-align: right;">Page 12</p> <p>1 You should have received memos 2 from me recently on the outlook for rule making 3 through the spring of 2011. As we're able to 4 see out into the future, we try to keep you up 5 to date on what's coming down the road on that. 6 You also have a list of recently executed 7 contracts that have involved ADEM. 8 You should also have received a 9 memo referencing a number of issues currently 10 facing ADEM in the Land, Air, Water, and Field 11 Operations Divisions. I welcome any questions 12 that you may have concerning those memos. 13 We're now beginning the 2011 14 budget year. And this is the budget you've seen 15 described in the newspapers as a train wreck, 16 and we at ADEM are going to have to manage 17 accordingly. 18 In addition to meeting the -- 19 essentially the same program commitments as last 20 year, ADEM will be required to meet several new 21 mandates within this year's already strained 22 budget. I'll keep you closely informed as we 23 progress. I'm hopeful that the sound management</p>

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<p style="text-align: right;">Page 13</p> <p>1 practices that ADEM has employed over the past 2 few years will carry the day for us once again. 3 As has been previously noted, in 4 fiscal year 2010, the actual state general fund 5 revenue received by ADEM was below the budgeted 6 revenue to be received. And in fiscal year 7 2011, we anticipate that funding will be below 8 the fiscal year 2010 level. 9 On the federal level, Congress is 10 currently operating under the continuing 11 resolution. So we will have basically the same 12 federal funding that we've had for the last four 13 years. Bottom line is that we're going to be, 14 like many agencies of government, strapped to 15 meet our obligations within the budgets that we 16 have available. 17 We have a number of challenges 18 coming this new fiscal year. And for our new 19 commissioner and the others as they read these 20 minutes, I'd like to review some of the 21 challenges that we expect to meet during fiscal 22 year 2011 as we go through our divisions. 23 In the Air Division, we have new</p>	<p style="text-align: right;">Page 15</p> <p>1 regulations that are being considered. 2 They have to -- have a number of 3 other hazardous waste regulations that are being 4 worked on this year. Once those regulations are 5 in place, we will have the obligation to 6 implement those at ADEM. 7 The Water Division. This is where 8 we probably have the most challenges coming at 9 us. General stormwater permits, a draft of 10 which is out for public input. We have new 11 nutrient standards for various streams and 12 rivers throughout the state. We've completed -- 13 most of the reservoirs have already had their 14 nutrient standards set. There are several more 15 that will be completed by the end of the year. 16 Municipal separate stormwater 17 sewer systems. And you'll hear us refer to that 18 as MS4. You've read some editorials concerning 19 the MS4 permits recently in several of the 20 newspapers. And I mention this because we're 21 going through a process now developing that 22 program, and we're working to balance guidance 23 from EPA. EPA provides written guidance. It's</p>
<p style="text-align: right;">Page 14</p> <p>1 ozone standards that we expect will be out later 2 this month, and there will be some dramatic 3 impacts depending on what level those standards 4 are set. We're also anticipating new nitrogen 5 -- nitrogen -- oxides of nitrogen and sulphur. 6 To have new standards there that will be brought 7 in to play shortly after the first of the year, 8 as will some climate change regulations, 9 greenhouse gasses, and that sort of air. 10 We also have some new maximum 11 achievable control technology, or MAC, standards 12 that are being set for boilers in various 13 industries throughout the state. And they will 14 have to be implemented when they are developed 15 finally. There's a lot of public commentary 16 going on about those right now. 17 In the Land Division, coal ash 18 regulations are probably top of the list for the 19 challenges this coming year. The coal ash 20 regulations have been on public notice, and they 21 will meet that process in November -- November 22 the 20th. So far they've received over 88,000 23 comments. So it's a very high-profile set of</p>	<p style="text-align: right;">Page 16</p> <p>1 not regulations. It's not statute, but guidance 2 concerning MS4s and trying to balance the 3 guidance from the EPA with legitimate concerns 4 that the impact of municipalities are going to 5 be seeing. 6 As you're -- as the Commissioners 7 who have been here for some time are well aware, 8 this can be a contentious process and maybe the 9 subject of some very public debate. So that you 10 can look forward to -- to reading more about 11 that, I'm sure. 12 In Field Operations Division, 13 we'll continue to work on response to the 14 deep water horizon oil spill and its remediation 15 for the next year, and most likely we'll have 16 heavy involvement in that for the next several 17 years. 18 The Permits and Services 19 Division. ADEM will continue to be a leader in 20 helping EPA sort out electronic data transfers, 21 and we'll be having a major effort to expand our 22 eGov applications. Partly because it helps us 23 with effectiveness, and it also helps us deal</p>

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<p style="text-align: right;">Page 17</p> <p>1 with shrinking budgets. And I'll be mentioning 2 this effort, to work with EPA, to help with the 3 electronic data transfers in just a moment. 4 We have a number of challenges, 5 but there's also been some ongoing commitments. 6 And I have to say I have considerable confidence 7 that we'll be able to meet these challenges 8 because of ADEM's performance in the past. But 9 I'd like to give you a few examples of 10 accomplishments that have taken place in the 11 last year. 12 Electronic DMR participation, 13 that's daily monitoring reports for water -- 14 participation has grown from approximately 200 15 at the beginning of the year to more than 500 16 participants now. This is one of our major 17 areas of emphasis. We think that this can help 18 both accuracy and cost effectiveness in our 19 program there. 20 Cleanup of over \$350,000 worth of 21 scrap tire sites and over \$1.7 worth of illegal 22 dump sites has been initiated. 23 We continue to be ahead of</p>	<p style="text-align: right;">Page 19</p> <p>1 Finally, the Jefferson County 2 24-hour fine particle non-attainment designation 3 has now been moved to attainment status. 4 There's some thought that we may be able to 5 reach the annual attainment status by the end of 6 the year. We'll have to wait and see how that 7 one works out. 8 It's also worthy to note that ADEM 9 has already begun work on meeting a number of 10 EPA's priorities. And a good example of that is 11 the nutrient standards that have been developed 12 for the reservoirs and are now being worked on 13 for the streams and for rivers in the state. 14 And this is well ahead of the schedule, since 15 EPA has not even officially announced those 16 standards at this time. 17 An area within the Department that 18 I'd like to highlight includes work done in the 19 area of e-government. And I mentioned earlier 20 that -- this data management issue I want to 21 come back to. 22 There's a display board out in the 23 lobby. And when you have an opportunity, I'd</p>
<p style="text-align: right;">Page 18</p> <p>1 schedule in the Anniston Army Depot Weapons 2 disposal program. They continue to have an 3 exemplary safety record. They've maintained 4 that through this entire process. We anticipate 5 that the primary mission will be completed next 6 fall, which will be well ahead of schedule. 7 They're into the mustard gas phase, which is the 8 least toxic of the munitions that have been 9 disposed of in that area. Hats off to our 10 people on -- a lot of good work there. 11 ADEM has achieved a dramatic 12 increase in the number of inspections in 13 compliance evaluations across the board, which 14 has not only shortened the time to bring new 15 violations into compliance, but has nearly 16 eliminated the backlog that stretched back as 17 much as two years. This has been one of the 18 major items for discussion among many of our 19 environmental friends. The speed at which we 20 identify violations and then the speed at which 21 we have those violations brought into compliance 22 is a critical piece of our mandate, and we made 23 considerable progress on that.</p>	<p style="text-align: right;">Page 20</p> <p>1 like for you to take a look at it. But it 2 highlights this effort. 3 ADEM has been the lead among the 4 states in getting electronic data transfer to 5 EPA, which is where everybody is looking to go. 6 However, EPA has been having difficulty 7 receiving data. And because we are the leader 8 of the states in this region, EPA has been 9 working closely with us to help them walk 10 through the process. 11 And I would like to recognize 12 that -- a few people who have been at the 13 forefront of this. This is a real point of 14 pride for the Department, and I think that -- 15 David Hutchinson, are you here? I 16 don't see him. 17 But he and Eric Cleckler and Janet 18 Edwards have been the leads in this, along with 19 many other people, obviously. But when you have 20 other states and the EPA calling ADEM for help 21 in undertaking that program, it's a sign of -- 22 something is being done right there. 23 That's my report for today. I</p>

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<p>1 want to express my gratitude for the Commission 2 for allowing me to serve in this capacity. I 3 look forward to working with you in the future. 4 DR. LESTER: Thank you, 5 Mr. Director. 6 Any Commissioners have a question 7 for Mr. LeFleur? 8 (No response.) 9 DR. LESTER: Mr. LeFleur -- 10 MR. LEFLEUR: Okay. Thank you, 11 gentlemen. 12 DR. LESTER: The next item of 13 business is -- we've had three Commissioners 14 that are -- we'll call them now former 15 Commissioners that -- we'd like to send a 16 resolution to each one of them. 17 One will go to Mr. Wainwright. He 18 served in the engineering position on the 19 Commission from December 1998 to September 2010 20 and held the office of Vice Chairman from 21 October '08 to October '09. 22 Dr. Pierce was appointed to the 23 physician position in April of 2009. Completed</p>	<p>1 DR. LESTER: Is there any other 2 business from the Commission? 3 (No response.) 4 DR. LESTER: The future meeting 5 will be December the 10th. We'll need 6 Commissioners to check your schedules to see if 7 you have problems with it. It will be at 8 10 a.m. on December the 10th. 9 MS. THOMAS: Did you say 11? 10 11:00 will be the meeting time. 11 DR. LESTER: 11:00 on the 10th. 12 MS. THOMAS: Yes, sir. Thank you. 13 DR. LESTER: And I want to 14 entertain a motion to adjourn. 15 DR. RICHARDSON: So moved. 16 DR. LESTER: Motion seconded? 17 DR. MILLER: I second. 18 DR. LESTER: Second. 19 All in favor, say aye. 20 (Aye.) 21 DR. LESTER: None opposed. 22 11:30 a.m. 23 END OF PROCEEDING</p>
Page 22	Page 24
<p>1 that term, serving until September '10. 2 Ms. Archie served as member at 3 large position on the Commission from October 4 '06 until May of 2010 and held the Chair from 5 October '09 until her resignation. 6 Do I have a motion that we will 7 adopt these resolutions? 8 MR. BROWN: So moved. 9 DR. RICHARDSON: Second. 10 DR. LESTER: Motion to second. 11 All in favor, say aye. 12 (Aye.) 13 DR. LESTER: All opposed? 14 (No response.) 15 DR. LESTER: Are we supposed to 16 sign the -- 17 MS. THOMAS: Yes, sir. Please. 18 DR. LESTER: The next item is to 19 acknowledge Petitioner De Nora Tech, 20 Incorporated withdrawal of request for a 21 hearing. We'll make a note of that. 22 MS. THOMAS: Just make note for 23 the record is all you need to do. Thank you.</p>	<p>1 CERTIFICATE 2 STATE OF ALABAMA) 3 MONTGOMERY COUNTY) 4 I hereby certify that the above and 5 foregoing proceeding was taken down by me in 6 stenotype, and the questions and answers thereto 7 were transcribed by means of computer-aided 8 transcription, and that the foregoing represents 9 a true and correct transcript of the proceeding 10 given by said witness upon said hearing. 11 I further certify that I am neither of 12 counsel nor of kin to the parties to the action, 13 nor am I in anywise interested in the result of 14 said cause. 15 I further certify that I am duly licensed 16 by the Alabama Board of Court Reporting as a 17 Certified Court Reporter as evidenced by the 18 ACCR number following my name below. 19 20 GWENDOLYN P. TIMBIE, CCR 21 Certificate No: AL-CCR-172 22 23 My commission expires March 10, 2013.</p>

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1 C E R T I F I C A T E

2 STATE OF ALABAMA)

3 MONTGOMERY COUNTY)

4 I hereby certify that the above and
5 foregoing proceeding was taken down by me in
6 stenotype, and the questions and answers thereto
7 were transcribed by means of computer-aided
8 transcription, and that the foregoing represents
9 a true and correct transcript of the proceeding
10 given by said witness upon said hearing.

11 I further certify that I am neither of
12 counsel nor of kin to the parties to the action,
13 nor am I in anywise interested in the result of
14 said cause.

15 I further certify that I am duly licensed
16 by the Alabama Board of Court Reporting as a
17 Certified Court Reporter as evidenced by the
18 ACCR number following my name below.

19 *Gwendolyn P. Timbie/ca*
20 GWENDOLYN P. TIMBIE, CCR

21 Certificate No: AL-CCR-172

22

23 My commission expires March 10, 2013.

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Part B

Attachment Index

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|---------------------|--|
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(Agenda Item 4 – Report from the Commission Chair) |

Attachment 1

Amended 10/8/10

AGENDA*
MEETING OF THE
ALABAMA ENVIRONMENTAL MANAGEMENT COMMISSION

DATE: October 15, 2010

TIME: 11:00 a.m.

LOCATION: Alabama Department of Environmental Management (ADEM) Building
Alabama Room (Main Conference Room)
1400 Coliseum Boulevard
Montgomery, Alabama 36110-2400

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* The Agenda for this meeting will be available on the ADEM website, www.adem.alabama.gov, under Environmental Management Commission.

** The Minutes for this meeting will be available on the ADEM website under Environmental Management Commission.

1. CONSIDERATION OF MINUTES OF MEETING HELD ON AUGUST 27, 2010
2. ELECTIONS
3. REPORT FROM THE DIRECTOR
4. REPORT FROM THE COMMISSION CHAIR
5. DE NORA TECH, INC. V. ADEM, EMC DOCKET NO. 10-05

The Commission will acknowledge Petitioner De Nora Tech, Inc.'s withdrawal of its request for hearing. The administrative action appealed in this matter is ADEM's denial by letter dated February 22, 2010, of De Nora Tech, Inc.'s request to utilize the financial test to replace DNT's existing Letter of Credit as a financial assurance mechanism for the former Eltech Colbert County Facility in Colbert County, Alabama, EPA ID No. ALD 067 110 676.

6. OTHER BUSINESS
7. FUTURE BUSINESS SESSION

Attachment 2

BEFORE THE
ENVIRONMENTAL MANAGEMENT COMMISSION
OF THE
ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

MOTIONS

Elect John Lester as Chair

Elect Lanier Brown as Vice Chair

ORDER

This cause having come before the Environmental Management Commission pursuant to the above motions, and having considered the same, the Commission hereby ORDERS, ADJUDGES, and DECREES as follows:

1. That the above motions are hereby adopted; and
2. That this action has been taken and this Order shall be deemed rendered effective as of the date shown below.

Environmental Management Commission Order
Page 2

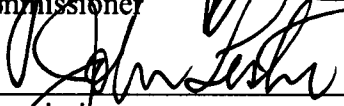
ISSUED this 15th day of October 2010.

APPROVED:



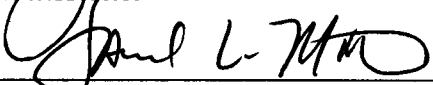
Commissioner

Commissioner



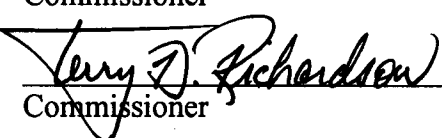
Commissioner

Commissioner



Commissioner

Commissioner



Commissioner

DISAPPROVED:

Commissioner

Commissioner

Commissioner


ABSTAINED:

Commissioner

Commissioner

Commissioner

This is to certify that this Order is a true and accurate
account of the actions taken by the Environmental
Management Commission on this 15th day of October 2010.



Chair
Environmental Management Commission
Certified this 15th day of October 2010

Attachment 3

BEFORE THE
ENVIRONMENTAL MANAGEMENT COMMISSION
OF THE
ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

MOTION

Postpone Committee elections until the December meeting

ORDER

This cause having come before the Environmental Management Commission pursuant to the above motion, and having considered the same, the Commission hereby ORDERS, ADJUDGES, and DECREES as follows:

1. That the above motion is hereby adopted; and
2. That this action has been taken and this Order shall be deemed rendered effective as of the date shown below.

Environmental Management Commission Order
Page 2

ISSUED this 15th day of October 2010.

APPROVED:

Commissioner

Commissioner

Commissioner

Commissioner

Commissioner

Commissioner

Commissioner

DISAPPROVED:

Commissioner

Commissioner

Commissioner

ABSTAINED:

Commissioner

Commissioner

Commissioner

This is to certify that this Order is a true and accurate
account of the actions taken by the Environmental
Management Commission on this 15th day of October 2010.

Chair
Environmental Management Commission
Certified this 15th day of October 2010

Attachment 4

State of Alabama



RESOLUTION

WHEREAS, Sam H. Wainwright, P.E. served as a member of the Alabama Environmental Management Commission in the engineer position from December 1998 until September 2010; and

WHEREAS, he provided experience, wisdom, and foresight in the Commission's deliberations on significant issues; and

WHEREAS, his leadership abilities were recognized by his election as Vice Chair of the Commission in October 2008, a position he held until October 2009; and

WHEREAS, his dedication to effectively resolving environmental issues was often accomplished at great personal effort and sacrifice; now

THEREFORE, be it resolved that the Alabama Environmental Management Commission expresses gratitude to Sam H. Wainwright, P.E. for his significant contribution to a better environment and an improved quality of life for the citizens of Alabama.

DONE this 15th day of October 2010.

James Byrnes II

John Lester

D. L. Mc

Terry D. Richardson

Attachment 5

State of Alabama



RESOLUTION

WHEREAS, J. Conrad Pierce, M.D. served as a member of the Alabama Environmental Management Commission in the physician position from April 2009 until September 2010; and

WHEREAS, he provided experience, wisdom, and foresight in the Commission's deliberations on significant issues; and

WHEREAS, his dedication to effectively resolving environmental issues was often accomplished at great personal effort and sacrifice; now

THEREFORE, be it resolved that the Alabama Environmental Management Commission expresses gratitude to J. Conrad Pierce, M.D. for his significant contribution to a better environment and an improved quality of life for the citizens of Alabama.

DONE this 15th day of October 2010.

Manie Brown

John L. ...

John L. ...

Terry D. Richardson

Attachment 6

State of Alabama



RESOLUTION

WHEREAS, Anita L. Archie served as a member of the Alabama Environmental Management Commission in the member at large position from October 2006 until May 2010; and

WHEREAS, she provided experience, wisdom, and foresight in the Commission's deliberations on significant issues; and

WHEREAS, her leadership abilities were recognized by her election as Chair of the Commission in October 2009, a position she held until May 2010; and

WHEREAS, her dedication to effectively resolving environmental issues was often accomplished at great personal effort and sacrifice; now

THEREFORE, be it resolved that the Alabama Environmental Management Commission expresses gratitude to Anita L. Archie for her significant contribution to a better environment and an improved quality of life for the citizens of Alabama.

DONE this 15th day of October 2010.

James Brewer II

John Lester

Paul C. White

Terry D. Richardson
