

**Environmental Quality Board  
601 57<sup>th</sup> Street, SE  
Charleston, West Virginia 25304  
(304) 926-0445  
Fax: (304) 926-0486**

**MINUTES  
March 13, 2008**

A public meeting of the Environmental Quality Board was held on Thursday, March 13, 2008 in Charleston, West Virginia.

Members present were: Dr. Edward Snyder, Chairperson; Mr. Edward C. Armbrrecht, Jr.; Dr. D. Scott Simonton and Dr. James Van Gundy. William Gillespie was not present for discussion of administrative matters, but was present for the appeal portion of the agenda.

Staff members present were Wendy E. Radcliff, Esquire, Counsel for the Board, Katherine C. Coleman, Administrative Secretary, and Jackie D. Shultz, Clerk of the Board.

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

**I. APPEALS**

**Appeal No. 07-11-EQB** (Jacks Branch Coal Company) - Jennifer Hughes, Esquire, appeared on behalf of the WV Department of Environmental Protection, and Robert McLusky, Esquire, appeared on behalf of Jacks Branch Coal Company. Because the parties agreed on the facts of the case and submitted stipulated facts but disagreed on the application of the law, the parties presented oral argument in this matter in lieu of an evidentiary hearing.

**II. ADMINISTRATIVE MATTERS**

**Minutes of February 14, 2008 Meeting**

The minutes of the February 14, 2008 meeting were reviewed by the Board. Upon a motion duly made by Dr. Van Gundy, the minutes were unanimously approved as drafted.

**Budget Update and Purchase Card Report**

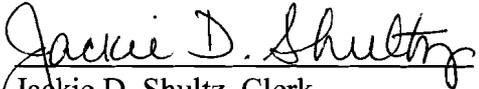
Ms. Coleman provided the Board with the Purchase Card Report from January 2007 through December 2007. Upon a motion duly made by Mr. Armbrrecht and seconded by Dr. Simonton, the Board unanimously approved the Purchase Card Report.

Ms. Coleman provided the Board with a Budget Memo which indicates that as of February 29, 2008, the EQB has spent 43% of its budget. Also, Ms. Coleman informed the Board that House Bill 4076 increased the expense reimbursement for overnight travel from \$115.00 to \$131.00.

**Adjournment**

There being no further business to come before the Board, the meeting was adjourned upon a motion by Dr. Simonton and seconded by Mr. Armbrrecht.

I hereby certify that the foregoing is a true and correct record of the proceedings of the Environmental Quality Board meeting held on March 13, 2008. The Environmental Quality Board approved these minutes on September 11, 2008.

  
Jackie D. Shultz, Clerk  
Environmental Quality Board