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SPOKANE REGIONAL CLEAN AIR AGENCY
BOARD MEETING MINUTES

June 4, 2009 9:00 a.m.
SPOKANE COUNTY PUBLIC WORKS BUILDING
LOWER LEVEL HEARING ROOM

BOARD MEMBERS PRESENT:

Chair Jeff Corkill
Board Member Tom Brattebo
Commissioner Bonnie Mager

STAFF MEMBERS PRESENT:

William Dameworth, Director
Ron Edgar, Chief of Technical Services
Barbara Nelson, Finance & Personnel Admin.
Matt Holmquist, Compliance Administrator
Lisa Woodard, Public Information Officer
Brandy Ellis, Air Quality Specialist
Michelle Wolkey, Legal Council
Mary McDermott, Secretary

WORK SESSION: The work session was called to order at 9:02 a.m.

1. No Burn Area Expansion – Brandy Ellis

Brandy gave a brief summary of the three no burn expansion area options. State regulations require Spokane Clean Air to evaluate the no burn area every three years and determine areas that have reasonable alternatives to burning yard waste. These same regulations state that a reasonable alternative to burning includes municipal recycling facilities that are reasonably available and economical. There was discussion between the board members and Brandy on the population density in the proposed no burn areas. The Board Members present agreed for Brandy to move forward with incorporating one mile north of Trent into the no burn area and the line can be made uneven to encompass more populated areas. Also, include the two areas northwest of Nine Mile Falls into the no burn area. The board would like public comments done again for these concentrated areas that are to be included and also the Fire Districts. Brandy should include a map with good boundaries of these areas with the notice.

2. Asbestos Regulation Revisions – Matt Holmquist

Matt gave a brief summary of the proposed revisions to the asbestos regulation. Feedback from the comment period was positive. This revision is not to increase the fees but a proposal to put a cap of five structures per NOI. In addition, we are also proposing to remove an unintended restriction that precludes nonfriable roofing from being removed pursuant to the Exception for Hazardous Conditions. Graham Road Recycling and Disposal Facility would like to see contractors submit copies of work plans, which describe what alternate asbestos removal and disposal practices have been approved in lieu of standard removal and disposal practices. This will allow the facility to better ensure that asbestos-containing waste material is being properly disposed of. There was some discussion between the Board Members, Matt and Bill. The Board agreed for Matt to move forward with the changes and to make sure that Sustainable Works is on the mailing list to receive the proposed changes.

BOARD MEETING: The board meeting was called to order at 9:50 a.m. by Chair Jeff Corkill.

1. Advisory Council Report – John Livingston

John gave a brief overview of the last Advisory Council meeting. The Council received a briefing about solid fuel burning devices and the steps taken by Spokane Clean Air to ensure that retailers are selling only certified devices from their facilities. We also talked about the disposal of asbestos to the Graham Road Disposal Facility. They were also briefed on the progress with the rendering rule and the move to the new building. Chair Jeff Corkill welcomed the Advisory Council's input and discussion on any of the board meetings topics.

2. Director's Report for May – Bill Dameworth

Bill gave a brief overview of the director's report. We are expecting comments from Spokane Clean Air's odor consultant on the letter received from Baker Commodities. The City of Spokane has sent a draft demolition permit which references Spokane Clean Air and the need to contact us prior to demolition. We sent out for comments from Spokane County Health District and the State Health Department on the rail yard impacts. The Health District is too busy to give us comments and would like to see a major study of this issue. We hope to get comments from the State Health Department and then we will send a draft to the railroads for comments. This is mostly for the idling of the trains and its health impacts and money that could be saved by the railroads. This study is to help start a dialogue with the railroads on the health and economic benefits to them and the public. Spokane Clean Air's out-of-pocket expenses on this project are zero. The legislation requested on the disclosure of solid fuel burning devices upon the sale of a home was added to other legislation being sponsored by the Realtors and that bill (SHB 1420) was signed by the governor. Both pieces of legislation Spokane Clean Air requested this session were signed into law and we will be sending thank-you letters to local legislators who helped get the bills passed which will be signed by Chair Jeff Corkill and Bill. Bill and other air agency members will possibly be meeting with Norm Dicks or his staff on the issue of the cuts to federal grants to the air agencies in the northwest.

3. Public Information/Education Update for April 2009 – Lisa Woodard

Lisa gave a brief overview of the information and education projects for April. The community and school outreach activities/events consisted of the science night at Meadow Ridge Elementary and set-up the No-Idle Zone display; air quality materials were provided to the Department of Corrections for their Wellness Fair; presented to Mead High School's Environmental Science class; and attended a "Cool Schools" teacher training workshop sponsored by Ecology. Print materials consisted of the On the Air newsletter printed, distributed and uploaded to our website and 1,000 hard copies were distributed and 91 people subscribe to our free "Constant Contact" e-mail list server to receive this newsletter; No-Idle Zone newsletter was sent to area schools via district distribution channels; and we are working on a joint DNR brochure. Compliance assistance consisted of assisting with web posting and notices regarding public comment periods and hearing; finalized the copy and layout for the spring/summer CAP newsletter to be sent out in early June; updated asbestos postcard for reprinting for future mailings; and prepared material for June mailing to gasoline stations. Special projects consisted of the wood heating upgrades; DOE grant funding has changed out 194 wood stoves and 18 full replacements since January 2008; the summer "Travel Green, Live Green" campaign is the umbrella slogan for our worksite and community outreach; and we are soliciting media proposals to air our summer ozone PSAs and to promote the July "Mow Down Air Pollution" giveaway with prizes donated from Black and Decker and Neuton. Media consisted of a news release distributed on the proposed NBA and an interview conducted on KPBX; and a print ad designed for the Go Green Directory out in mid-June; the ad will also be used in other community directories. Chair Jeff Corkill would like Lisa to contact Steve Becker at KSPS for interviews and information on health items.

4. Activity Report for April 2009 – Ron Edgar

Ron stated that the Health Effects Institute just came out with a reevaluation of the American Cancer Society cohort study for the impact of fine particulate matter. They are finding that the EPA standards are not low enough to protect. It looks like the fine particulate standard will be dropped lower than what it has been when it is reviewed. There was some discussion between the Board, Ron and Bill. Complaints for open burning were 78 and a few for Baker Commodities. The inspectors were busy with surface coating operations. New source permitting has picked up a little. Air quality has been good in April and the data quality will be getting better as all of the equipment gets up and running. May is the start of ozone collection at three different sites. There was some discussion between the Board and Ron on the ozone, particulate matter and equipment data.

5. Income/Expense Statement for May 2009 – Barbara Nelson

Barbara gave an overview of the revenue and expenses. We are within the budget in all areas and this fiscal year is winding down. There were no questions from the Board Members.

6. CONSENT AGENDA – ACTION ITEM – Approval of the May 7, 2009 Board Minutes. Approval of Vouchers for May 2009 Numbered 3895 through 3970 in the amount of \$42,183.51 and May Payroll of \$127,118.37 for a Grand Total of \$169,301.88.

Commissioner Bonnie Mager moved to approve the May 7, 2009 board minutes and vouchers for May 2009 and Board Member Tom Brattebo seconded it. Motion passed unanimously.

7. Resolution 09-11 – Amend the Board of Directors By-Laws – Barbara Nelson

Barbara gave an overview of the amendments talked about at the last board meeting. The first change is under Article IV, 5, which is the timeline for full-cost recovery of the programs. The second change is Article VII, 1, the address of where the board meetings take place and the time of the meetings is now in the By-Laws. We can make changes to the place and time as long as we publish a Public Notice to the public. Commissioner Bonnie Mager would like to receive the strike out versions of documents so that the changes can be seen easily.

Commissioner Bonnie Mager moved to approve Resolution 09-11 and Board Member Tom Brattebo seconded it. Motion passed unanimously.

8. PUBLIC HEARING – Resolution 09-12 – Amendment to the Registration Fee Schedule – Matt Holmquist

Matt gave an overview of the Registration Fee Schedule in Article X, Section 10.06. The Board selected Option C at the May 7, 2009 board meeting and asked that a notice be sent to the Synthetic Minor (SM) sources explaining why the SM sources would see a proportionally greater fee increase relative to natural minor sources. The reasons for increasing the SM fees are that SMs are subject to federally enforceable requirements; if SMs didn't take voluntary emission limits, they'd be subject to the AOP program and would pay much higher fees; SMs are generally more complicated facilities with more requirements, monitoring, recordkeeping, etc. that must be reviewed; Spokane Clean Air is required to perform routine Full Compliance Evaluations per the Compliance Assurance Agreement with EPA (this level of inspection is not required for natural minors); inspections at SM facilities are subject to EPA oversight inspections; Spokane Clean Air's SM inspection reports are subject to EPA performance evaluations; actions involving SMs are required to be reported in EPA's Air Facility Subsystem database (inspections, NOV's, etc); and when NOV's are issued, they must be reviewed to determine if they must be reported to EPA as High Priority Violations. The goal of the SM increase in fees is to get 100% of program cost recovery direct fees. The proposed fees are labor based; option 1 is flat fees; and option 2 is emissions based fees (polluter pays). There was discussion between the Board Members, Bill and Matt on the three different options for fee increases and their effects on SMs. The Board Members agreed for Matt to move forward with the proposed fee increases. Chair Jeff Corkill would like Matt to send a letter to Affordable Custom Cabinets and FAFB to let them know what the rationale was behind the Board approving this resolution for fee increases.

There were no public comments. Board Member Tom Brattebo moved to approve Resolution 09-12 for the proposed fees and Commissioner Bonnie Mager seconded it. Motion passed unanimously.

9. PUBLIC HEARING – Resolution 09-13 – Amendment to the Notice of Construction (NOC) Fee Schedule – Ron Edgar

Ron stated that the NOC fee schedule does not allow full-cost recovery, but it is the Board's intent that at some point Spokane Clean Air would be at full-cost recovery. The Board thought that a jump of 35% across the board all at once was too big of an increase and they wanted it to be done over two years. This would be an increase of just over 17% straight across the board. NOC fees are related to the time and complexity of the application. There were some questions and discussion between the Board Members, Bill and Ron relating to the number of NOCs received, costs of running the program and the cost recovery of the program.

There were no public comments. Commissioner Bonnie Mager moved to approve Resolution 09-13 and Board Member Tom Brattebo seconded it. Motion passed unanimously.

10. PUBLIC HEARING – Resolution 09-14 – Adoption of the Spokane Regional Clean Air Agency FY-2010 Budget (all Programs) – Barbara Nelson

Barbara gave an overview of the fiscal year 2010 budget. The total combined budget is \$1,985,417. The core program expenses total \$933,742 and the fee based program expenses total 1,051,675. Salaries total 79% of the budget for a total of \$1,563,542 including the 0.02% COLA. General expenses consist of the monitoring core program at \$22,200 and \$73,200 for the education core program and these totals do not include employee salaries. Overall training has been reduced by 28%.

The overall total of the programs combined for revenue is \$1,985,417. This consists of State and Federal grants totaling \$312,500; local assessments totaling \$609,225; penalty, VERP and miscellaneous totaling \$86,310; fees for services totaling \$864,736; asbestos program fund balance totaling \$15,432; and unreserved undesignated fund balance totaling \$97,214 to balance the budget.

Barb then gave an overview of the local assessment for calendar year 2010, fees for services, reserved fund balance, unreserved designated fund balance, and unreserved undesignated fund balance.

There were no public comments. Board Member Tom Brattebo moved to approve Resolution 09-14 and Commissioner Bonnie Mager seconded it. Motion passed unanimously.

11. PUBLIC HEARING – Resolution 09-15 – Amendment to the Core Program Budget for FY-2009 adding State Dollars for Performing Audits of DOE's Air Operating Permit (AOP) Program – Barbara Nelson

Barbara stated that this is to appropriate \$4,886 so that Spokane Clean Air can accept \$4,886 dollars of state money for performing audits of Ecology's AOP program. Spokane Clean Air performing these audits would save the state approximately \$20,000.

Chair Jeff Corkill noted the typo of the date on this resolution and changed it to June 4. There were no public comments. Board Member Tom Brattebo moved to approve Resolution 09-15 and Commissioner Bonnie Mager seconded it. Motion passed unanimously.

12. Board Concerns – There were no Board concerns.

13. Public Forum – There were no Public speakers.

The meeting adjourned at 11:20 a.m.

The next Board Meeting will be July 2, 2009 at 9:00 a.m. – Spokane Regional Clean Air Agency office at 3104 E. Augusta Avenue.

JEFFREY CORKILL, CHAIR

WILLIAM DAMEWORTH, SECRETARY