



329 North First Street, Yakima WA 98901
 Phone: (509) 834-2050 Fax: (509) 834-2060
 Website: <http://www.yakimacleanair.org>

Meeting Vita

Location: Yakima County Courthouse
 Commissioners Hearing Room, B33

Time: 2:00 p.m

1. **Bob Jones, Vice-Chair**, called the Meeting to order at 2:00 p.m.
2. **Clerk of Board – Roll Call** *There was a quorum.*

PRESENT WERE:	
BOARD MEMBERS: Bob Jones, Small Cities Rep., Vice-Chair Rand Elliott, County Commissioner Bill Lover, Large City Representative Dick Camp, County Representative LEGAL COUNSEL: Gary Cuillier, Board Counsel ABSENT: Tom Gasseling, Member-at-Large, Chair Mike Leita, Alternate County Commissioner Allen Schmid, Alternate, Small Cities Rep Neil McClure, Alternate, Large City Rep Ron Gamache, Alternate, Co Commissioner	STAFF: Gary W. Pruitt, YRCAA Director Patty Walker, Clerk of the Board Staff, Engineering Staff, Fiscal Manager Staff, Acting Compliance/Monitoring Division VISITORS: Larry Fendell, Citizen Jim & Linda Dyjak, Citizens Helen Reddout, Citizen Jerald & Lorre Gefre, Citizens Eric Anderson, Citizen Garry Fendell, Citizen Dave Leitch, WV Fire District Kevin Frzier, Yakima Co. Fire District #5 Gary Hanna, Selah Fire District MEDIA: Mike Brown, YPAC

3. **Additions and Deletions to Agenda** – Rand Elliott Acting Board Chair asked if there were any additions or deletions to the Agenda. Director Gary W. Pruitt asked to change the order of reports to allow people time to comment during Division Reports. The Board agreed to the change.
4. **Public Comment** – Rand Elliott asked if there were any public comments. Jim Dyjak came to the front and asked to have the new Board Member introduced.

Rand Elliott introduced Dick Camp who will be filling the other County seat on the Board of Directors.

CONSENT AGENDA

- 5.1 By consent, approve Minutes of July 10, 2008 Board.
- 5.2 By consent, accept and file YRCAA Calendar of Meetings.
- 5.3 By consent accept and file YRCAA July, 2008 Activities.
- 5.4 By consent, acknowledge new office space lease.

Bill Lover moved to approve Consent Agenda items 5.1 thru 5.4. Dick Camp seconded. Consent Agenda items were approved.

REGULAR AGENDA

ACTION ITEMS

7. **Board Approve by Resolution 2008-11 Agency Name Change**
Gary Pruitt asked Board to approve name change from Yakima Regional Clean Air Authority to Yakima Regional Clean Air Agency as of September 1, 2008.
- Bill Lover moved to approve name change per Resolution 2008-11. Dick Camp, second. The name of Yakima Regional Clean Air Agency, as of September 1, 2008, was approved.

DIVISION/PROGRAM REPORTS

8. Gary Pruitt, Executive Director, began the Division and Program Reports:
- Accept Public Information Report**
Gary Pruitt asked Dave Caprile, Public Information Officer to present his report to the Board. Dave Caprile referred the Board to the Wood Stove Change Out / Rebate graph. He reported that both the Wood Stove Change Out and Wood Stove Rebate and programs were complete. He pointed out that a total of 138 uncertified stoves had been removed and replaced, with new cleaner models, or some other form of heating device. Staff continued that YRCAA had received notice of a \$330,000 grant to fund a 2009 Wood Stove Change Out Program. Staff will keep Board informed as to the development of the program.
- Staff reported that YRCAA had been represented at the Hispanic Health Fair in Zillah on July 26th and at the Hispanic Health Fair in Mabton, on August 16th.
- Staff then introduced a memo from YRCAA to local Fire Chiefs. As the liaison between YRCAA and the Fire Chiefs Dave Caprile has attended lunch meetings and brought their concerns to staff. The attached memo was in response to request by local Fire Chiefs concerning after-hour and weekend response to citizen complaints. Discussion followed with Board, staff and Fire Chiefs. Board wanted to know how complaint calls were received, the number of complaints Fire Chiefs received that were Clean Air issues rather than Fire Districts, and what could be done. Dave Leitch, WV Fire District, Kevin Frazier, Yakima Co. Fire District #5 and Gary Hanna, Selah Fire District attended the Board Meeting in support of YRCAA need to have funding for after-hour response and gave scenarios of incidents they have responded to that should have been handled by YRCAA rather than by them. They appreciate Dave Caprile as YRCAA's liaison and providing their feedback and concerns to YRCAA.
- At that point Helen Reddout, Jerald Gefre, commented on the need for after hour and weekend response to not only ag burning but other clean air issues, i.e., dairy sewage spray being conducted when they know Clean Air is closed. Larry Fendell added he no longer calls Clean Air as he feels it would do no good, but he and others know that the Fire District would respond.
- Gary Pruitt thanked the Fire Chiefs for their attendance, and for voicing their concerns. After much discussion it was determined that YRCAA and Fire Chiefs should meet with Dispatch to set protocol for response, and who the call should be directed to, Gary Pruitt or Keith Hurley after office hours and on weekends or holidays. Bill Lover requested staff to consider weekend coverage.
10. **Accept Fiscal Reports and Approve Vouchers**
Lyne Monroe, Fiscal Program Manager, asked Board to approve August transmittals and payroll vouchers Staff asked if there were any questions.
- Bill Lover moved to approve. Dick Camp seconded. Motion was approved.

6. Director's Report

Gary Pruitt, Executive Director welcomed and thanked Dick Camp for giving his time to our Board. Gary then proceeded with the Legislative update noting that the Base Grant that had diminished maybe restored to the 1995 level. Staff continued that they will be having a meeting with Ecology to discuss and recommend for the 2010-2011 Budget to include public information linked with compliance.

Staff reported to Board that about 900 people had been notified via post card or email about the relocation of our office, new logo and name change. Staff provided an outline of agency staff members occupying new location on August 18th. The Agency will be closed on August 29th to complete organization of the new office.

Staff provided Board with a status report on the cities of Toppenish and Wapato's supplemental income. Staff did state that the Town of Harrah has done the right thing and paid their portion. Staff provided Board with correspondence from Phil Lamb to Board's attorney, Gary Cuillier, and added that the Agency has provided services to cities on the Reservation. Toppenish received over \$40,000 to pay for school bus retrofits that will benefit children that ride school buses and have provided technical and compliance assistance to sources in completing forms required by EPA. Staff offered options for the Board to consider; 1) send to collection, or, 2) refer for judgment and lien. Rand Elliott did not want to send them to court or collection, and added that if they do not want to contribute then the Agency should not help them. Dick Camp questioned if we have any legal obligation to them? Staff responded no.

Board discussed the pros and cons on providing assistance to Toppenish and Wapato. Staff added that not requiring them to pay sets a bad precedent and causes a budget shortfall that will have to be picked up by other communities; effectively paying Toppenish and Wapato's portion. There was a concern by Bill Lover as there are health issues on the Reservation that we should not ignore when we can be of help. Staff responded that we are duty bound to all residents of Yakima County.

Staff asked Keith Hurley, Compliance Division Supervisor to report on dairy complaints. Keith reported that in the last year we received 11 dairy complaints, (7) related to dust, mainly at DeVries Dairy, with no occurring violation at time of site and telephonic investigations, and 4 related to odor, (2) for DeRuyter Brothers and (2) for DeVires, which proved to not be unreasonable. Bill Lover mentioned a meeting at 6:30 that evening regarding dairies in the Convention Center. Dick Camp wanted to know about rule or laws covering feedlot or dairies. Staff read from the Clean Air Act and advised that they have an exemption for dust or odor unless it has a substantial or immediate health effect. Gary Pruitt stated that the determination must be made by a third party expert that there are acute public health effects which are caused as a result of dairy emissions to constitute a violation.

Citizens in attendance came to the podium to state their beliefs and rights to quality of life. Larry Fendell stated that dairies are not an agricultural industry, but a factory now with the size of dairies in Yakima County. Jim Dyjak discussed dust and odor issues at DeVries Dairy, and his reasons for not calling in complaints. Helen Reddout discussed situations in the lower valley. She felt the Agency should not be educational, but an enforcement Agency. Lori Gefre described the many meetings she had previously with Gary Pruitt regarding DeVries Dairy, and

things they do which change the quality of life in their area. Jerald Gefre also discussed changes and quality of life after DeVries Dairy moved in. Eric Anderson stated that the Yakama Tribe had the courage to ban new dairies and expansion of current dairies on the Reservation.

Bill Lover offered that he would investigate new technology and cost concerning testing around dairies. He will try to get help, but understands that the cost may be prohibitive to get a test model at the University.

9. Accept Report on Engineering and Planning Division

Hasan Tahat directed the Board to the results of the Air Operating Permit audit. Staff provided information that this is done annually, with a comprehensive audit every five years. Staff reported that YRCAA did well.

Staff continued with a report back on the July 21st Agricultural Task Force meeting. Due to time of year and harvest, attendance was low. Staff has requested that the State Agricultural Task Force consider a permit fee increase, as it is, the Agency is subsidizing the Agricultural Burning Program of permit fees allowed. Rand Elliott asked how can we increase fees when the RCW does not support it? There was discussion on not adjusting the fees with cost of living which is allowed by the RCW. Staff will keep Board informed when we receive more information.

Staff referred to air quality graphs and reported that there have not been any exceedences for the month of July.

11. Accept Compliance and Air Monitoring Division Report

The Compliance and Air Monitoring Division report was covered during the Director's report on complaints received.

12. Other Business

Rand Elliott asked if there was any other business. Bill Lover asked again about the Hispanic Health Fair in Mabton. Dave Caprile responded that it was Saturday, August 16th from 1 to 5 p.m. at the park in Mabton.

13. Adjournment

Rand Elliott called for adjournment. Bill Lover moved to adjourn. Dick Camp seconded. Board adjourned at approximately 4:00 p.m.

Rand Elliott, Acting-Chair

Audio cd of this meeting is available at the YRCAA for review.
Minutes submitted to Board for approval September 11, 2008.

Patty Walker, Clerk of the Board