

at some future meeting.

CONSENT AGENDA

- 5.1 By consent, approve Minutes of May 14, 2009 Board.
- 5.2 By consent accept and file YRCAA May, 2009 Activities.

Rand Elliott moved to approve Consent Agenda items 5.1 thru 5.2. Bill Lover seconded. Consent Agenda items were approved.

REGULAR AGENDA

6. **Director's Report – Refer to written report for detail**

Gary Pruitt reported on the following:

Federal Legislative Update on House Committee on Energy and Commerce to consider HR 2454, the American Clean Energy and Security Act of 2009 (ACES Act) regarding clean energy, energy efficiency, cut global warming pollution and transition to a clean energy economy. A revised version of the ACES bill was introduced on May 15, 2009. One provision in this bill is to provide funding for wood stove change-out. The bill moved out of committee on May 21, 2009.

Federal Funding – The Office of the Executive Director has signed two letters to federal legislators, one originating from the Washington Air quality Managers Group (WAQMG), and one as a collaborative effort with other members of the National Association of Clean Air Agencies (NACAA). The purpose of both letters is to address concerns on the federal funding allocation formula. The letters address Section 105 (Base Grant) funding allocation which will cut 105 funding to Region 10 agencies by 42%, a reduction of approximately \$51,815 for YRCAA in FY 2011. Letters were sent to voice concerns about the amount of Sections 103 and 105 funding in the President's FY 2010 budget request that falls about \$43.4 million short of NACAA's recommendation of \$270 million needed to fund air quality issues. Copies of letters were attached to the Director's report as informational.

ACTION ITEMS

7. **FY 2010 Budget – Resolutions 2009-05, 2009-06, and 2009-07**

Gary Pruitt, Executive Director, began by stating that the FY 2010 Budget had been discussed during the Study Session, and mentioned the two letters received from the City of Toppenish and one from Bob Jones, representing Small Cities, in their opposition of an increase in Supplemental Income. Staff reiterated the meetings he and staff attended to present the need for additional work required in the fall and winter to reduce emissions and attain the standard for PM_{2.5}. Staff reported that the general consensus from the Mayor's Group was that the proposed Supplemental Income Assessments were too high and it was not clear to all of the members of the Mayor's Group that the additional work is necessary. The representative of the City of Yakima understands the need for the additional work and funding, although they were not pleased with the additional funding needed, but felt it would be a good and necessary investment. The Yakima County Commissioners definitely understand the need for the additional work, but without some guarantee that the additional work will result in continuing PM_{2.5} attainment designation, that the additional funding is not a good investment. New Vision definitely understands the need for additional work and the adverse effects of a PM_{2.5} non-attainment designation, but is neutral about the additional funding.

Staff asked Board to vote on the Budget, and make any modifications they felt necessary. Resolutions Nos. 2009-05 and 2009-07 may be modified and approved by minute action. A revised FY 2010 Budget will be presented at the July Board Meeting for adoption. YRCAA's current fund balance will get the

Agency through the month of July. Staff continued that the FY 2010 Budget is based on work plans which best serve the residents, businesses and municipalities of Yakima County and will work hard to implement any budget your Board approves. Staff recognizes the difficult economic times we face today and the fiscal effects the Agency budget may present to our customers, but staff would be remiss in its obligation to the very same customers, were it not to make every effort to fund the work necessary to improve and maintain healthful air quality and promote the economic well being of our County.

Tom Gasseling asked if there were any problems with the Billing Rate Schedule. There was none. Rand Elliott restated his recommendation that Board adopt the budget that is the same as last year. This would give the Board the opportunity to consider the budget at the July Board Meeting. Staff responded that it would be difficult for revenue and expenditures, and not having a Wood Stove grant amount at this time, and the need for some level of increase in the Supplemental Income to sustain the level of work needed. Staff referred Board to the seven options he had provided them for the funding to reduce PM_{2.5} emissions.

Tom Gasseling opened the Public Hearing for the FY 2010 Budget and asked Board if there was any discussion prior to accepting comments. There were none from the Board.

Mr. Dave Zabel, Assistant City Manager, City of Yakima, stated he had met with staff to discuss the work and funding needs to reduce PM_{2.5} emissions and attainment. Mr. Zabel gave two points; one that there is a need to fund additional work. What we are currently doing is not enough. Mr. Zabel is willing to work with staff to get a handle on the impact of non-attainment to the City of Yakima. He offered that they too have a tight budget, but there is the need to weigh the cost of non-attainment and attainment if this budget can make that happen it is worth the investment. Bill Lover asked Mr. Zabel if he were talking about a joint study session, or working with staff. Mr. Zabel responded he was thinking of working with a Council member, and perhaps a staff member as the City of Yakima is one of the larger contributors to both emissions and rate increase. However, non-attainment may be more costly to all of us.

Tom Gasseling asked if there were any other comments for the Public Hearing. If none, he will close the Public Hearing. There were none.

Board resumed the Regular Board Meeting. Tom Gasseling asked Board to consider approving Resolution 2009-06, YRCAA Billing Rate Schedule. Rand Elliott moved to approve Resolution 2009-06. Bill Lover seconded. Tom asked if there was any discussion. There was none. Vote was unanimous; Resolution 2009-06 was approved.

Tom Gasseling asked for a motion to approve Resolution 2009-05, FY 2010 Budget and Resolution 2009-07 Supplemental Income. Rand Elliott repeated his recommendation to extend the existing Budget for the month or continuing the existing Budget levels for another month. Gary Pruitt, stated that this can be done by minute action. It would also definitely commit action to be taken at the July Board Meeting. As reserve funds stand we are not going to make it longer than that. Bill Lover seconded continuing the current budget and adopt FY 2010 Budget in July. Continuing existing Budget levels was approved by minute action.

Tom Gasseling asked Board about Supplemental Income. Rand Elliott stated that Supplemental Income should be tabled until July. Bill Lover added our staff, City of Yakima, is going to meet with staff and asked if the County would want to join. Rand Elliott responded they would, and invited other cities to participate. Gary Pruitt advised Board that it has been estimated that the direct and indirect cost of non-attainment for a moderate size city is approximately \$200 million dollars. Staff believes that the City of Yakima is a moderate size city. There was discussion on Supplemental Income and why the proposal is so high. There was discussion between Rand Elliott and Gary Pruitt regarding what Supplemental Income is, and staff responded that it is mandated by the Clean Air Act to supplement funding that is not

covered under other programs, to pick-up the shortfall.

Tom Gasseling stated that over the years he has been an advocate to keep cost down, but he would not oppose a reasonable increase in Supplemental Income and would stand-up and justify it. He continued with the impact on the economy if we go into non-attainment. He appreciated Dave McFaden and Dave Zabel's offer to help staff and Board. Gary Pruitt expressed his appreciation to Board for their attention, and industries for being attentive and willing to hear our case.

8. Fiscal Program Report – Approve Accounts Payable, Payroll

Lyne Monroe, Fiscal Program Manager, asked Board to approve the Accounts Payable totaling \$77,834.56. A major portion is grant funding. The actual YRCAA portion is \$10,489 in expenditures. Staff asked if there were any questions; there were none and continued with Payroll for \$49,122.24. Staff asked if there were any questions on the accounts payable or payroll. There were none.

Tom Gasseling called for a motion. Rand Elliott moved to approve Accounts Payable and Payroll Authorization. Bill Lover seconded. Accounts Payable and Payroll were approved.

Staff referred Board to the Supplemental Income May's BVA. That concluded staff's report.

DIVISION/PROGRAM REPORTS

Refer to written reports for clarity.

9. Accept Engineering and Planning Division Report

Hasan Tahat began his Division Report with the School Bus Retrofit Program. The program is completed this month which began in 2003. YRCAA received a total of \$1.24 million during the duration of the program in collaboration with the Department of Ecology. In all a total of about 323 school buses in Yakima County were converted to either Crank Case Ventilation (CCV) or to a Diesel Oxidation Converter (DOC). Several Public Works vehicles for the City of Yakima, City of Toppenish and Yakima County were retrofitted as well.

Staff continued that he and Gary Pruitt attended the Spring Yakima Valley Dairy Federation Meeting in Sunnyside. There was discussion on air quality issues and future EPA regulations regarding greenhouse gasses. It has been determined that the dairies may be willing to implement a program similar to the one that is being implemented by the State of Idaho.

Staff reported there were no exceedences during the month of May. Rand Elliott began a discussion on no exceedences during the months of April through June, and the reasoning for changing out smudge pots. Board questioned if it would not be wiser to shift that money to perhaps wood stove change-outs which they felt would be more beneficial. Staff responded that it is a grant from EPA and the purpose is to lower emissions during that time of year. Staff receives several complaint calls on smudge pot usage. It will be beneficial to those directly affected by smudge pots. That concluded staff's report.

10. Accept Compliance and Air Monitoring Division Report

Keith Hurley, Compliance and Air Monitoring Division Supervisor reported that in May the Air Monitoring Section processed 11 PM_{2.5} samples and 6 PM₁₀ samples for analysis. On May 26th the Department of Ecology completed a Field Audit of the two Federal Reference Monitors with no issues with the monitors. Staff has not received the official Audit Report.

Staff continued that the Compliance Section completed 35 investigations of complaints, issued 7 Notices of Violations, 12 Assurances of Discontinuances and processed 16 Notifications of Demolition and Renovations and two Notices of Penalty.

Staff advised the Board that on May 22nd the Division submitted a request to EPA to discontinue the PM₁₀ Monitor. There was discussion by Board and Staff regarding the monitor. Staff will advise Board of EPA's decision at the July Board Meeting. Staff thanked Mr. Fendell for the news article from the Capitol Press. That concluded staff's report.

11. Accept Public Information Program Report

Dave Caprile, Public Information Officer for Public Education and Outreach reported that the 2009 Woodstove Change-Out Program (WSCO) has concluded. A total of 64 stoves have been changed out, the last of which is being completed today. Staff is in the process of preparing a grant proposal to DOE for the upcoming 2010 Wood Stove Change-Out Program. Staff anticipates getting the amount of award in July.

Staff reported on the meetings that he and the Director, Gary Pruitt, had attended to present precautionary Non-Attainment information to interested groups; County commissioners, City Mayors and New Vision's monthly business meeting. Staff reported that YRCAA is participating in the 2009 Hispanic Health Fair program. There is an event scheduled each month during the summer.

In March staff made the DVD, "Air – The Search for One Clean Breath" to YCTV/YPAC, which is continuing to air it. It is a 41-minute program. Staff encouraged Board and those in attendance to view it. It was produced through an EPA grant to the Ventura County Air Pollution Control District. It has state-of-the-art animation and live action, making a guided tour of the story of air, from its ancient beginnings to today's clean air technologies, and is narrated by Joe Montegna.

Staff added a report he received on the studies of the health effects of non-attainment. The study was conducted by the Health Effects Institute with received updated data from the American Cancer Institute and University of Harvard's Public Health Study of 12 cities from 1999 to 2005 and the impact of the high risk for coarse particulate matter, PM₁₀ on respiratory illness, heart disease and cancer. Staff concluded that this report shows the importance of attainment and health of our communities. We, the staff of YRCAA, are trying to work through the mechanics and money involved to reach attainment. Staff hopes that the Board understands that we, Board and YRCAA, are working toward a common goal to keep everyone as healthy as we can. This concluded staff's report.

12. Other Business & Adjournment

Tom Gasseling asked if there was any other business. There was none. Rand Elliott added that he did not want staff to miss interpret his concerns. The County appreciates staffs dedication, but they are under pressure also.

Bill Lover moved to adjourn. Rand Elliott seconded. Board adjourned.

Tom Gasseling, Board Chair

Audio CD of this meeting is available at the YRCAA.
Minutes submitted to Board for approval July 9, 2009.

Patty Walker, Clerk of the Board