



Minutes of the October Meeting for the Governing Board of Directors

Location, Date and Time:

Yakima City Hall
 City Council Chambers

November 12, 2009

Time: 2:00 p.m

1. **Bob Jones, Board Vice-Chair**, called the Meeting to order at 2:02 p.m.
2. **Clerk of Board – Roll Call** There was a quorum. Two members were absent.

PRESENT WERE:	
BOARD MEMBERS: Bob Jones, Small Cities Rep., Vice-Chair Bill Lover, Large City Representative Dick Camp, County Representative LEGAL COUNSEL: Gary Cuillier, Board Counsel ABSENT: Tom Gasseling, Member-at-Large, Chair Kevin Bouchey, County Commissioner Rand Elliott, Alternate, Co Commissioner Allen Schmid, Alternate, Small Cities Rep Dave Edler, Alternate, Large City Rep	STAFF: Gary W. Pruitt, YRCAA Director Clerk of the Board Staff, Engineering/Planning Division Staff, Public Education Outreach Staff, Fiscal Program Manager and Trainee VISITORS: Larry Fendell, Citizen Jim Dyjack, Citizen Jerry Craig, EPA MEDIA: Mike Brown, YPAC

3. **Additions and Deletions to Agenda** –Bob Jones, Board Vice-Chair asked if there were any additions and deletions to the Agenda. There were none.
4. **Public Comment** –
 Bob Jones asked if there were any comments from the public at this time. Jim Dyjak, citizen, gave staff and Board Members a copy of a documentary about the pollution and air quality in the Yakima Valley. Mr. Dyjak commented that the pollution is out of control with no enforcement by the local air authority. He asked staff and Board to view the DVD that is about 8 minutes long.

CONSENT AGENDA

- 5.1 By consent, approve Minutes of October 8, 2009 Board.
- 5.2 By consent accept and file YRCAA October, 2009 Activities.

Bill Lover moved to approve Consent Agenda items 5.1 thru 5.2. Dick Camp seconded. Consent Agenda items were approved.

REGULAR AGENDA

6. **Director’s Report – Refer to written report for detail**
 Gary Pruitt, Director, reported on the following:
 Staff reported that the 2010 Emission Reduction Project will be part of the Compliance Division Report and very little activity as there have not been any curtailments.

Legislative:

Federal – Staff reported that on October 28, 2009 Congress adopted appropriations legislation that reconciled the differences between the House and Senate versions of legislation that includes EPA’s 2010 budget. The bill calls for \$226.6 million in federal grants for state and local air authorities under Section

103 and 105, holding our grant at 2005 levels. There were two significant riders related to air programs; one restricts EPA from requiring greenhouse gas emission reporting from livestock operations and steamships in the Great Lakes.

The Senate Environment and Public Works Committee voted for S.1733, Clean Energy Jobs and American Power Act. This still needs consideration before going to the floor, not sure where this is going. On November 13, 2009, a meeting is scheduled with Congressman Norm Dicks to discuss funding issues for Washington and Region 10. The Department of Ecology, Puget Sound Clean Air Agency and Olympic Region Clean Air Agency are representing all of the local air authorities at this meeting.

Bill Lover asked staff if anyone from YRCAA attending. Staff responded that the Air Quality Managers Group felt it better to have two local agencies represent all of the local agencies with Congressman Dicks. Staff has submitted a letter with our comments. Our concerns will be well represented.

State - Staff commented to the Governor's Subcabinet on Natural Resource Energy Reform regarding redundancy of work by Ecology and local air authorities, identify duplications or let the clean air agencies do that work. Staff gave the example of routine quality assurance for air monitor operations for Central Washington.

Asbestos Workshop – Staff reported that there was good attendance. This has resulted in better compliance by contractors and a small profit for the Agency. Staff is planning to put that money into focus on target sources for that type of training.

Smoke Impact from Forest Service Burning – Staff reported to Board about NOV issued to the Naches Ranger District, and asked them to let us know what they are going to do in the future to prevent similar occurrences. Mr. Randy Sheppard, Naches Ranger District, delivered a letter to staff, and had a positive conversation. However, the letter did not respond the way that we wanted. USFS believes we have no jurisdiction over them, which we do in these circumstances. We will proceed with further action. Staff stated we do not want to impose financial burden on the forest service, but if it takes that to get their attention we will. We would like to move away with some level of confidence that they will not be burning large quantities and creating this type of problem again.

Enterprise Operation Project – Staff reported on the latest Enterprise project. Dave Caprile, Project Manager, and Gary Pruitt oversaw the project with the Washington Demilitarization Company (WDC) October 23rd through November 6th to conduct and train employees on Method 22 visible emissions. We trained employees on how to evaluate emissions from containers at the Umatilla Chemical Weapons Disposal Facility. Staff was not at risk in the process. The project lasted two weeks with staff working 12-hour shifts. We paid the prevailing wage and some overtime. The contract price negotiated was \$63,834. Proceeds from this project will provide much needed additional revenue for the agency in a tight budget year.

Staff reported that smoke school, NOC, is falling on hard times. Staff will brief Board on NOC and bring a recommendation at a later Board Meeting.

There was discussion by Staff and Board Members regarding the Forest Service burn, burning practices and the impact on the community. Staff discussed burning conditions and impact of large plumes on the weather and predictability. Staff may call an Executive Session in December to update Board and discuss next steps involving the violation. Staff would like to move away from a penalty to an agreement of burn practices.

ACTION ITEMS

- 7. Approve Resolution 2009-08 or 2009-09 CY 2010 Permit Fee Schedule**
Gary Pruitt and Board had discussed CY 2010 Permit Fees during the Study Session. Staff presented the 2010 Fee Schedule each November. Staff recommended Board continue the current 2009 Permit Fee

Schedule for CY 2010. During the FY 2010 Budget hearing July 9, 2009 staff said they would not ask for a permit fee increase due to the economic state.

Staff continued that if Board approves the increase in permit fees the analysis staff has provided shows an approximate \$11,538 needed. Spread over all the permit holders it is a minimal amount. If we do not have an increase this year, the following year's fees could be larger than the one presented today.

After a short discussion Bob Jones called for the vote. Dick Camp moved to approve Resolution 2009-08, CY 2010 Permit Fee Schedule that continued the CY 2009 permit fees. Bill Lover seconded. Resolution 2009-08 was approved.

8. Fiscal Program Report – Approve Accounts Payable, Payroll

Ms. Monroe, Fiscal Program Manager asked Board to approve, Accounts Payable for October in the amount of \$11,719.55. Of which we have reimbursable grant funds, in the amount of \$4352.51. Payroll expenditures are higher due to the Enterprise Project (WDC). Staff asked if there were any questions. There were none. Ms. Monroe asked Board to approve Accounts Payable and Payroll for October. Bob Jones asked for a motion. Bill Lover moved to approve. Dick Camp seconded. Accounts Payable and Payroll were approved.

Staff referred Board to the Supplemental Income and BVA, and the First Quarter Budget Report. Gary Pruitt offered that the Resource Allocation that has been provided with the Budget Report shows how staff is expending time in the various programs. There have been few changes in the allocation other than those needed to cover certain aspects of the Divisions. That concluded the Fiscal Program Report.

DIVISION/PROGRAM REPORTS

Refer to written reports for clarity.

9. Accept Engineering and Planning Division Report

Hasan Tahat, Division Supervisor, reported that the Engineering and Planning Division attached the final smudge pot change-out and replacement proposal submitted to the Department of Ecology for funding. This is a joint collaboration between The Yakama Nation, US EPA, Ecology and YRCAA. The initial feed back on the proposal is encouraging.

Staff continued with the recommendation from Ecology that the State of Washington be designated as unclassifiable for the National Ambient Air Quality Standards (NAAQS) for lead to US EPA because of insufficient data. For Washington State, Tacoma is the only city designated as in non-attainment for PM_{2.5}.

YRCAA is working with US EPA in the next two months to launch radiosonde, weather balloons during a curtailment. The balloons will provide valuable atmospheric data pertaining to the Yakima Valley. These balloons are similar to those used by the National Weather Service. We will also be putting a piece of equipment at Comprehensive Mental Health building to measure atmospheric conditions.

Staff concluded with activities conducted by the Division, and there was not an exceedence of PM_{2.5}. That concluded the Division Report.

10. Accept Compliance and Air Monitoring Division Report

Keith Hurley, Division Supervisor, reported on activities that the Air Monitoring and Compliance Division conducted during the October. The Air Monitoring Section process 11 PM_{2.5} and 5 PM₁₀ samples for analysis.

The Compliance Division report included a list of complaints and Notices of Violation by type. Staff reported the Minor Source Inspector completed 3 inspections before doing the Enterprise Project for WDC.

Staff gave the FY2010 PM_{2.5} Emissions Reduction Project Report. There were no curtailments during October so the contract services were not needed. Staff documented seven opacity violations and Notice

of Violation was issued for each. There were no costs associated with supplies in the form of public information brochures or handouts. As the winter wood heating season continues with colder weather, there will be more violations observed. Violators have been referred to the Wood Stove Change-Out or Rebate Programs. Staff explained process for Notice of Violations and Notice of Penalties. That concluded the Division report.

11. Accept Public Information Program Report

Dave Caprile, Public Information Officer gave updates on the YRCAA Public Education and Outreach Program. Staff reported that August 24th the first wood stove was changed out in the FY 2010 Wood Stove Change-Out/Rebate Programs (WSCO). Since that time a total of 24 stoves have been change-out or participated in the rebate program. There are 28 WSCO clients qualified and awaiting installation and 18 Wood Stove Rebate Vouchers issued awaiting installation. A projection of funds left in the program is \$102,900. We have some new installers. They are waiting certification for installing wood stoves. The goal is to have all the funds spent by the end of this year.

Staff reported that the Department of Ecology amended the grant to include those residing on the Yakama Reservation. Staff has met with the Yakama Nation Environmental Management Program staff and is expecting a Memorandum of Understanding to implement the Wood Stove Change-Out / Rebate Programs on the Reservation. There was a short discussion by Staff and Board Members regarding the expansion of the program to include the Yakama Nation and how it will be conducted, priorities for those in the core area of Yakima, Union Gap and Selah urban growth areas.

Staff has finalized work with KAPP TV to begin reporting air quality and burn ban information for the upcoming home heating season during their weather segment. There will be graphic updates. This will begin in the month of November. That concluded the Program report.

12. Other Business & Adjournment

Bob Jones asked if there was any other business. There was none. Dick Camp moved to adjourn. Bill Lover seconded. Board adjourned at 2:58 p.m.

Bob Jones, Board Vice-Chair

Audio CD of this meeting is available at the YRCAA.
Minutes submitted to Board for approval December 10, 2009.

Patty Walker, Clerk of the Board