

Yakima Regional Clean Air Agency Agencia Regional de Aire Limpio de Yakima

Meeting of the Board of Directors October 2025

Reunión de la Junta Directiva Octubre 2025

October 9, 2025

9 de Octubre de 2025

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Public Comments

Members of the public may submit comments to the Board by: a) speaking in person or remotely (see below) during the public comment period of any meeting; b) mailing them to 186 Iron Horse Ct. Ste. 101, Yakima, WA 98901; or c) sending them via electronic mail to admin@yrcaa.org.

Remote Access

Meetings are broadcast and rebroadcast on the Yakima Public Access Channel (Y-PAC). Visit www.yakimawa.gov/services/yctv. Public comment may be offered remotely via Zoom video or telephone conference call. See the agenda for the URL, meeting ID, and phone numbers (long-distance charges may apply). Please raise your virtual hand (*9 on a phone) to be recognized.

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Los miembros del público pueden enviar comentarios a la Junta por: a) hablando en persona o de forma remota (ver a continuación) durante el período de comentarios públicos de cualquier reunión; b) enviándolos por correo a 186 Iron Horse Ct. Ste. 101, Yakima, WA 98901; o c) enviándolos por correo electrónico a admin@yrcaa.org.

Acceso remoto

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Regular Meeting of the Board of Directors

October 9, 2025 – 2:00 P.M.

Yakima City Hall; 129 N Second Street; Yakima, Wash. Duration – 30 minutes (estimated)

AGENDA

- 1. Call to Order
- 2. Roll Call
- 3. Changes to the Agenda
- 4. Public Comments

The public may address any matter relevant to the business of the Board at this time. Please state your name and the item you wish to address. Comments are limited to three (3) minutes per person.

- 5. Board Meeting Minutes for September 11, 2025
- 6. Payroll Transfer for August 2025
- 7. Vouchers for September 2025
- 8. Resolution 2025-05 Voiding Warrants
- 9. Executive Director's Report
- 10. Other Business
- 11. Adjournment

Zoom information Meeting ID: 605 800 7569 URL: https://us06web.zoom.us/i/6058007569 Phone number: 253-215-8782 or 253-205-0468

If you wish to attend the YRCAA board meeting and require an accommodation due to a disability or need interpretation or translation services, call 509-834-2050 ext. 100 or send an email to admin@yrcaa.org.

Reunión Ordinaria de la Junta Directiva

9 de Octubre de 2025 – 2:00 P.M.

Ayuntamiento de Yakima; 129 N Second Street; Yakima, Wash. Duración – 30 minutos (estimativo)

ORDEN DEL DIA

- 1. Llamado a Orden
- 2. Pase de Lista
- 3. Cambios al Orden del Día
- 4. Comentarios del Públicos

El público puede abordar cualquier asunto relacionado con los asuntos de la Junta en este momento. Indique su nombre y el artículo que desea abordar. Los comentarios están limitados a tres (3) minutos por persona.

- 5. Acta de la Reunión de la Junta del 11 de Septiembre de 2025
- 6. Transferencia de Nómina para Agosto de 2025
- 7. Vales para Septiembre de 2025
- 8. Resolución 2025-05 Órdenes de Nulidad
- 9. Informe del Director Ejecutivo
- 10. Otros Asuntos
- 11. Conclusión

Zoom información ID de reunión: 605 800 7569 URL: https://us06web.zoom.us/i/6058007569 Número de teléfono: 253-215-8782 or 253-205-0468

Si desea asistir a la reunión de la junta de YRCAA y requiere una adaptación debido a una discapacidad o necesita servicios de interpretación o traducción, llame al 509-834-2050 ext. 100 o envíe un correo electrónico admin@yrcaa.org.

Yakima Regional Clean Air Agency

Board of Directors Meeting MINUTES

Regular Meeting September 11, 2025

1. Call to Order

Chairperson DeVaney called the meeting to order at 2:00 p.m. in the council chambers, Yakima City Hall; 129 N Second St.; Yakima, Washington.

2. Roll Call

Thornsbury conducted roll call and declared a quorum present.

Board members: Amanda McKinney, County Representative, Absent

Steven Jones, Ph.D., County Representative, Present (via video-conference)

Janice Deccio, Large City Representative, Present Hilda González, Ed.D., City Representative, Present

Jon DeVaney, Member-at-Large, Present Staff present: Marc Thornsbury, Executive Director

3. Changes to the Agenda

DeVaney asked if there were any changes to the agenda. Jones requested the opportunity to make a statement before the end of the meeting. DeVaney noted Jones would be recognized during the "Other Business" agenda item.

4. Public Comment

DeVaney asked if there were any public comments.

Jean Mendoza noted the Board is responsible for overseeing the work of the Agency and expressed concern it is no longer receiving a report on the activities of Agency staff. She suggested it is impossible for the Board to fulfill its oversight obligations without such information.

Mendoza stated there has been no information provided regarding air quality in Yakima County since January [2025]. She acknowledged this information is available online and suggested it would be more convenient for the Board if the information were provide as it had been in the past.

Mendoza expressed concern the Agency continues to have two positions vacant and suggested the Agency has placed monies in reserve instead of hiring needed staff.

Mendoza noted Washington State has monies available through the Climate Commitment Act to help overburdened communities of which three are located within Yakima County. She encouraged the Agency to work with the State to access those funds.

Mendoza stated the US Environmental Protection Agency (EPA) had conducted "intensive air studies" in the cities of Yakima and Wapato in 2023. She expressed her understanding the results had been provided to the Agency and encouraged staff to share that information with the Board.

Mendoza urged the Board to request additional information on expenditures to Roberto Zuniga, Enduris, and Key Bank. She added the Agency paid \$2,294 to Key Bank in July which seemed excessive as it is only responsible for holding the Agency's money.

González questioned DeVaney as to whether it would be appropriate for her to ask Mendoza a question. DeVaney stated his opinion that such a decision was within her discretion as a board member, but encouraged her to avoid engaging in a full discussion during the board meeting and limiting herself to clarifying questions.

González asked Mendoza to clarify how much research and inquiry she does before bringing concerns to the Board. González explained she did not find information in support of some of the concerns presented by Mendoza and asked for the source of those concerns. Mendoza stated she sends concerns to the board and Agency director from time to time, but does not receive a response. She added the Agency used to hold quarterly "Community Forums" where members of the public could discuss concerns directly with Agency staff, but several of these have been canceled. Mendoza noted she also files frequent public records requests with the Agency.

5. Board Meeting Minutes for July 10, 2025

DeVaney asked if there were any changes to the minutes. Deccio moved to approve the minutes. González seconded. Motion passed 3-0.

- 6. Payroll Authorization Transfer for May 2025
- 7. Vouchers and Payroll Authorization Transfer for June 2025
- 8. Vouchers and Pavroll Authorization Transfer for July 2025
- 9. Vouchers for August 2025

González questioned why information for May, June, and July was being presented in September. Thornsbury noted information would typically be presented to the Board following the month in which they occurred, but because of staff changes, they were delayed.

Deccio moved to approve the payroll authorization transfer for May, the vouchers and payroll authorization transfers for June and July, and the vouchers for August. González seconded.

Jones asked what the payment to Mr. Zuniga was for. Thornsbury explained the cost was for a temporary engineer helping the Agency with the backlog of registrations and reviews. He added this has been instrumental in maintaining workflow as the Agency has been onboarding a new engineer. Thornsbury noted the temporary engineer would be phased out as the new engineer is able to take on additional responsibilities. He stated the Agency was falling sufficiently behind that it was necessary to bring on additional resources in the interim.

González asked if the person was contracted. Thornsbury affirmed, adding a personal services contract had been executed wherein the person was to perform certain tasks under the guidance of the Permitting Supervisor and the Director. González asked when the contract would sunset. Thornsbury stated there was an end date, but did not recall the specific date. He noted the performance of work occurs as the Agency requests and the individual is available to conduct it. Thornsbury explained that, depending on workflow, the work needed could vary from month to month, adding the absence of a fixed amount or schedule allowed the Agency needed flexibility.

Deccio asked about the expenditure to Enduris. Thornsbury explained it is the risk pool for the Agency and the charge appears annually with the policy renewal. He added this provided insurance coverage for errors and omissions, vehicle liability and collision, theft, etc.

September 11, 2025 Page 2 of 6

González stated municipalities often have banks that act as depositaries and handle transactions and asked if Key Bank served in a similar capacity for the Agency. Thornsbury stated the bank provided the Agency's credit cards. González stated she assumed the Agency was following its procurement policies to ensure all credit card charged are justifiable and with proper documentation. Thornsbury affirmed her assumption.

Deccio asked how often the Agency is audited. Thornsbury explained it is currently audited for general agency operations every two years as chosen by the Agency and added the state only requires an audit every three years for agencies of similar size and audit history. He suggested it would be appropriate to review the audit schedule after the 2027 audit and explained audits of the Air Operating Permit (federal Part 70) program are required every two years and the Agency has kept that schedule out of convenience. Thornsbury noted there are costs associated with audits and the general audits are more in-depth [and costly] than the Air Operating Permit program audits. He stated this effectively meant an extra audit was being performed every six years—with the costs associated in so doing—and noted the Agency should consider whether the convenience outweighs the additional cost.

González asked if the person contracted to the Agency had been vetted. Thornsbury affirmed, adding the individual was qualified for the work being done. He added the person was not doing any final work for the Agency and all work completed passes through the permitting supervisor. Thornsbury explained what is being done is supporting work that is incorporated into the work of the permitting supervisor.

González asked if the contractor was serving as a consultant. Thornsbury explained not in the way most people would think of the term such as an attorney or certified public accountant that offers expert advice. He added the work was more hands-on in nature involving reviewing documents and data, but acknowledged that, strictly speaking, that would probably be correct.

González suggested the Agency should consider whether the person paid had a business and payment should be made to the entity instead of the person. Thornsbury noted the individual was not incorporated or a business entity. Deccio noted many people are simply independent contractors. Thornsbury added there are invoices noting the work done and the time spent that serves as supporting documentation for the payments made. asked if the contractor was serving as a consultant. Thornsbury explained not in the way most people would think of the term such as an attorney or certified public accountant that offers expert advice. He added the work was more handson in nature involving reviewing documents and data, but acknowledged that, strictly speaking, that would probably be correct.

DeVaney called for a vote. Motion passed 3-0.

10. Executive Director's Report

Thornsbury reminded the Board it had requested a review of the Administrative Code and explained while he had made progress, other demands for his time prevented it from being completed in time for presentation at this meeting.

Thornsbury suggested the Board consider holding a discussion, or at least a review, of priorities. He noted there is frequently an expectation anything and everything can be done and cautioned it is very

September 11, 2025 Page 3 of 6

easy to simply say we want more of everything. Thornsbury explained this poses a problem for those people tasked with actually doing the work as it is not possible to deliver the result without a significant expansion of inputs or limitation on outputs. He referred to a well-known business management expert who once famously said, "The essence of strategy is in deciding what not to do." Thornsbury remarked doing so is difficult because it requires saying "no" to people that want something and added during his three years with the Agency, he has never had a single person approach him or the Board to say the Agency "should be doing less of this". Instead, it is always more inspections...more community involvement...more reporting...more information...more review.

Thornsbury stated the problem with this is that the Agency simply is not capable of delivering all of it, adding that is not simply because the Agency is currently understaffed (though that does not help the situation), it is because the Agency simply is not funded at a level to accomplish that. He offered the example of a person who recently stated the Agency should be inspecting facilities at least once per year if not more frequently. Thornsbury explained the information he has found and the statements by peer agencies regarding the matter indicates that frequency is beyond the capabilities of any clean air agency in the state. He noted the Puget Sound Clean Air Agency has many more employees, but a much large workload as well and they face the same resource allocation problems as the Agency, only on a larger scale.

Thornsbury stated there needs to be an acknowledgment and recognition of what can and cannot be done. He added if the Board is dissatisfied with the manner in which he has attempted to balance the competing demands on the Agency with the resources available, he would be happy to focus on whatever the Board chooses, but cautioned the focus cannot be on everything. Thornsbury explained the resources available to him are similar to a pie. He noted resources had been reallocated to areas and described how, when he arrived, sixty percent (60%) of Agency staff were allocated to administration.

Thornsbury reminded the Board while this was good for the administrative aspects of the Agency, the complaint was that not enough was being done in operations—that there was not enough field work being done—and that he largely agreed with that assessment. He stated it was his opinion if everything could not be done, the more important elements were operational, not administrative. Thornsbury stated now that he has shifted resources to operations [sixty percent (60%) of staff have been allocated to operations], the complaint is that the Agency is not doing the administrative work well enough and noted it is simply not possible to make the two ends meet.

Thornsbury explained he is not tied to any particular plan and has, to date, tried to move forward on all fronts, but acknowledged that has meant the Agency has been more a jack-of-all-trades and master of none. He stated the intent of his remarks was to highlight the importance of the issue and the need for discussion concerning it.

DeVaney concurred the matter should be discussed and suggested the Board to consider taking it up in advance of the budget process. He added if the Board agrees, it would need to begin discussions shortly after the first of the year.

González and Deccio asked if the Agency had ever held a retreat for discussing such matters. Thornsbury stated one had not occurred during his tenure with the Agency. DeVaney remarked he

September 11, 2025 Page 4 of 6

did not recall having had one during his time on the Board and noted he would need to review the requirements for open public meetings vis-à-vis a retreat. He questioned whether such a discussion would be best held in the form of a retreat or an extended board meeting and the length of time that would be necessary. Deccio noted the City of Yakima had held a retreat that took place over a couple of days. González explained the City of Granger held a budget retreat separate from their regular council meeting.

Thornsbury stated he had been reluctant to discuss details of the PCHB appeal filed with respect to the DTG Recycle permit issued by the Agency while a ruling was still pending, but wished to comment now that the matter has been brought to a conclusion. He reminded the board an individual had previously stood before it and stated, "I don't understand why the Board is siding with an international corporation against the people it represents." Thornsbury described the remark as a mischaracterization and clarified that, despite claims to the contrary, the Agency had not taken legal action, but had responded to the filing by a third party—as the Agency is obligated to do.

Thornsbury noted it was not the intent of the Agency to "win" or to support any particular group and that it is not the role of the Agency to "pick sides" in a dispute. Thornsbury explained the Agency should not advocate for a particular position, but act as an independent and objective regulatory body. He stated the Agency is not advancing the interests of either the appellant or the regulated party and disagreed with the statement the Agency was "siding" with any party. Thornsbury remarked the Agency sought clarification—after its own internal assessment—of its legal authorities and obligations concerning the matter in question from a competent authority and did not (with all due respect) consider the appellants a competent authority to make such a determination.

Thornsbury noted the Agency anticipated what it believed were its authorities and obligations and that belief appears to have been borne out by the PCHB ruling that concluded the Agency was correct in its assessment. He added some people seem to feel only one side has the ability to appeal the decisions of the Agency, but that is incorrect. Thornsbury explained this is why the Agency looks at an issue from the standpoint of defensibility relative to both sides and noted if the Agency were too heavy-handed with industry, it could find itself overturned on appeal. He noted that does not mean the Agency is deferential to industry or acts as an apologist for it, but it does mean the Agency must be cognizant of the fact all of the parties involved may appeal its decisions and seek redress. Thornsbury explained that causes the Agency to be cautious when making such decisions so it does not err on either side.

Thornsbury stated he has been a party to detailed and substantive discussions within the Agency, by persons qualified to address the various aspects involved, so as to chart a proper course that will fulfil the Agency's legal obligations and immunize it, to the extent possible, against remand in the event of appeal. He noted the decisions of the Agency are not made lightly, but with considerable care and concern. Thornsbury acknowledged this process is largely opaque and its insular nature and lack of transparency were intended to help ensure the Agency is objective, fact-based, and not subject to external influence when coming to a conclusion.

González expressed appreciation for Thornsbury's remarks and noted it is difficult to satisfy and appease everyone and that expectation is unrealistic. She added we should trust and know that Agency staff members are specialists that have the knowledge, skills, and ability to do the work for

September 11, 2025 Page 5 of 6

which they are responsible. González remarked inappropriate expectations can result from a misunderstanding of what each party means when referring to a particular subject.

11. Other Business

Jones stated on August 7, 2025, the U.S. District Court for Washington D.C. upheld an Environmental Protection Agency exemption that does not require the reporting of routine air emissions from the natural breakdown of animal waste. He added the ruling serves to reinforce the principle that federal agencies must respect the intent and scope of the laws they enforce. Jones noted the federal Emergency Planning and Community Right-to-Know Act (EPCRA) and Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) were designed to respond to industrial chemical spills, not to regulate the biological processes that occur on farms. He reminded the Board this issue has been brought before it many times and suggested the ruling brings some clarification to the matter.

12. Adjournment

Deccio moved to adjourn. González sec	conded. Motion passed 3-0. DeVa	aney adjourned the meeting at
2:45 p.m.	_	

Jon DeVaney, Chairperson	Marc Thornsbury, Executive Director

September 11, 2025 Page 6 of 6



Payroll Reimbursement August 2025

Paid 9/5/2025 For 8/1/2025 Through 8/31/2025

Gross Wages		\$ 48,729.48
ER Taxes Paid	\$ 685.66	
ER Medical Paid	8,908.23	
Pers 1 ER Paid	-	
Pers 2 ER Paid	2,420.34	
Pers 3 ER Paid	250.41	
SUTA	104.92	
L & I	1,249.57	
Benefits		\$ 13,619.13
Bank Charges	\$ -	
Other	-	
Miscellaneous		\$ -
Total Payroll		\$ 62,348.61

Amanda Jean Primary Auditing Officer	(DATE)	Marc Thornsbury Secondary Auditing Officer	(DATE)
Jon DeVaney Board Chairperson	(DATE)		



09/09/2025 Accounts Payable

YRCAA Fund: 614-6140 Enterprise Fund: 614-1410

Name	Warrant No.	GL No.	<u>Amount</u>	<u>Date</u>
Abadan Reprographics	36295	3101	96.42	09/12/2025
Amazon Capital Services	36296	3101	228.92	09/12/2025
Coleman Oil Company -C	36297	3201	213.88	09/12/2025
Iron Horse Real Estate & Property Mgt	36298	4501	4,992.53	09/12/2025
Lakes Environmental Consultants Inc.	36299	3502	350.00	09/12/2025
Lay, Lyman, Daniel	36300	4101	295.65	09/12/2025
OIC of Washington*	36301	4105	100.00	09/12/2025
Springbrook Holding Company LLC	36302	4101	4,566.77	09/12/2025
StorageMax**	36303	4506	75.00	09/12/2025
Tadeo Vidales Zuniga, Roberto	36304	4101	9,051.61	09/12/2025
Tri Valley Construction, Inc	36305	4901	495.00	09/12/2025
Valley Publishing Co.	36306	4401	67.00	09/12/2025
Yakima County Public Services-Utility Di	36307	4701	23.00	09/12/2025

Total \$20,555.78

I hereby certify the invoices and warrants described above for the Yakima Regional Clean Air Agency have been examined, audited, and approved for payment.

Amanda Jean Primary Auditing Officer	(DATE)	Marc Thornsbury Secondary Auditing Officer	(DATE)
Jon DeVaney Board Chairperson	(DATE)		

^{*} Grant Reimbursement

^{**} NOC/Enterprise



09/24/2025 Accounts Payable YRCAA Fund: 614-6140

Enterprise Fund: 614-1410

Name	Warrant No.	GL No.	<u>Amount</u>	<u>Date</u>
Alliant Communications	36308	4201	459.81	09/29/2025
Amazon Capital Services	36309	3101	97.20	09/29/2025
Mark Edler**	36310	4306	1,104.00	09/29/2025
Jose Gutierrez**	36311	4306	615.00	09/29/2025
Intermountain Cleaning Service, Inc.	36312	4802	425.00	09/29/2025
Menke Jackson Beyer, LLP	36313	4101	2,188.45	09/29/2025
Pacific Power	36314	4701	317.19	09/29/2025
Scout Environmental, Inc.	36315	4103	2,865.50	09/29/2025

Total \$8,072.15

I hereby certify the invoices and warrants described above for the Yakima Regional Clean Air Agency have been examined, audited, and approved for payment.

Amanda Jean Primary Auditing Officer	(DATE)	Marc Thornsbury Secondary Auditing Officer	(DATE)
Jon DeVaney Board Chairperson	(DATE)		

^{*} Grant Reimbursement

^{**} NOC/Enterprise

YAKIMA REGIONAL CLEAN AIR AGENCY SUPPLEMENTAL INCOME STATUS for CY 2025 CY 2025 \$.48 PER CAPITA (Rounded Amounts)

AS OF: September 30, 2025

City/Town	Assessment	1st Quarter	r Payment	2nd Quarte	r Payment	3rd Quarte	r Payment	4th Quarter	r Payment	Balance	Note
Chyrrown	Amount	Date Received	Amount	Date Received	Amount	Date Received	Amount	Date Received	Amount	Remaining	11010
Grandview	5,951.00	03/03/25	1,487.75	06/02/25	1,487.75	09/16/25	1,487.75			1,487.75	
Granger	2,020.00	03/04/25	505.00	06/02/25	505.00	09/16/25	505.00			505.00	
Harrah	313.00	01/21/25	313.00							-	Paid in Full
Mabton	1,067.00	03/19/25	266.75	06/03/25	266.75	09/16/25	266.75			266.75	
Moxee	2,519.00	02/19/25	629.75	05/23/25	629.75	09/16/25	629.75			629.75	
Naches	608.00	03/03/25	152.00	06/02/25	152.00	09/12/25	152.00			152.00	
Selah	4,517.00	03/04/25	1,129.25	06/02/25	1,129.25	09/16/25	1,129.25			1,129.25	
Sunnyside	8,910.00	03/20/25	2,227.50	05/27/25	2,227.50	09/16/25	2,227.50			2,227.50	
Tieton	813.00	03/03/25	203.25	06/02/25	203.25	09/16/25	203.25			203.25	
Toppenish	4,790.00	03/03/25	1,197.50	06/02/25	1,197.50	09/16/25	1,197.50			1,197.50	
Union Gap	3,586.00	03/03/25	896.50	06/13/25	896.50	09/16/25	896.50			896.50	
Wapato	2,492.00	08/07/25	623.00	08/07/25	623.00					1,246.00	
Yakima (city)	53,028.00	03/04/25	13,257.00	06/02/25	13,257.00	09/03/25	13,257.00			13,257.00	
Zillah	1,725.00	03/10/25	431.25	05/23/25	431.25	09/08/25	431.25			431.25	
Yakima (county)	48,036.00	03/11/25	12,009.00	06/03/25	12,009.00	09/19/25	12,009.00			12,009.00	
Totals:	140,375.00		35,328.50		33,022.75	_	34,392.50		-	35,638.50	

Yakima Regional Clean Air Agency **RESOLUTION NO. 2025-05**

A Resolution of the Board of Directors Voiding Warrants

WHEREAS, the Primary Auditing and Investing Officer issued the warrants identified below; and

WHEREAS, said warrants have not been deposited, cashed, or otherwise processed during a period of not less than five years; and

WHEREAS, the Yakima County Treasurer has recorded said warrants in its system; and

WHEREAS, the Agency reasonably considers said warrants to have been lost or destroyed and, thus, can never be reconciled;

NOW THEREFORE, BE IT RESOLVED, that the Board does hereby void the warrants identified below:

Warrant No.	Date	Payee	Amount
33047	3-14-2017	JMJ Custom Feeding	\$453.00
33304	1-12-2018	Gary W. Pruitt	19.35
33505	8-29-2018	Northwest Community Action Center.	200.00
33612	10-29-2018	Gary Newman	250.00
		Total	\$922.35

ADOPTED IN OPEN SESSION this 9th day of October, 2025.

Jon DeVaney, Chairperson	Janice Deccio, Director
Amanda McKinney, Director	Hilda González, Ed.D., Director
Steven Jones, Ph.D., Director	ATTEST:
	Marc Thornsbury, Executive Director

Resolution No. 2025-05 Page 1 of 1