



1610 S. Technology Blvd., Suite 101
Spokane, WA 99224
SpokaneCleanAir.org

SPOKANE REGIONAL CLEAN AIR AGENCY BOARD MEETING MINUTES

August 4, 2022 9:30 a.m.
Spokane Clean Air in Person and Remotely

BOARD MEMBERS:

Al French, County Commissioner (Chair)
Jim Simon, City of Spokane Representative (Remote)
Tom Brattebo, Member at Large
Kevin Freeman, Mayor of Millwood, Small
Cities & Towns Representative (VC) (Remote)
Rod Higgins, City of Spokane Valley

STAFF MEMBERS:

Scott Windsor, Executive Director
Michelle Zernick, Finance & HR Section Mgr.
April Westby, PE, Supervisory Engineer
Lori Rodriguez, Compliance Section Manager
Lisa Woodard, Communication/Outreach Sect. Mgr.
Mark Rowe, Monitoring Section Manager
Margee Chambers, Rule Writer/SIP Planner
Mary Kataoka, Administrative Assistant

OTHERS PRESENT:

Michelle Fossum, Legal Counsel
Ron Edgar, Advisory Council Member

PUBLIC PRESENT:

Clay Schmeier

WORK SESSION: 9:30 a.m.

1. RCW Number Change Updates – Margee presented an overview of the changes to be made to the Spokane Regional Clean Air Agency regulation document due to RCW number changes. Discussion ensued. Legal Counsel stated that there is no legal reason why the smoke control graphic cannot be added to the regulation. Margee will add it in the correct area of the regulation. The Board agreed on the November hearing for the regular length comment period for these changes.
2. Registration and NOC Fee Adjustments – Scott gave an overview of the adjustments to be made to NOC and registration fees. Discussion ensued. The Board agreed on moving forward with the 15 percent increase across the board for Registration fees and look at the fees again in 2023. The Board agreed on moving forward with the 10 percent increase for NOC, PSP and the hourly fees.

BOARD MEETING: 10:20 a.m.

1. **Advisory Council Report** – The Council was given a presentation on the RCW updates and updates on the Marijuana program. There was open discussion on the RCW updates and fee adjustments and Ron believes that most of the Council is on board with the fee adjustments.

Commissioner French asked about an open meeting regarding the fees and registration of Marijuana Companies. There would be two Board Members so it would not constitute a quorum and a couple industry representatives to have a conversation about the challenges being addressed, the shifts that have occurred in the industry, and here's where we are today. How do we adjust a fee scheduled that would allow us to run, self-sustain the program because it has to be financially supportable and sustainable, well at the same time not having to engage in activities that we don't have to engage in anymore. Legal Counsel added how do we know who to invite and what do we tell others that want to attend the meeting. The Board agreed to reaching out to the contacts of the old Marijuana working group and the community at-large. Rod Higgins and Commissioner French will be the two board members attending the work session for Marijuana, possibly set in September.

2. Executive Director's Report – Scott participated in the WAQMG July meeting at PSCAA; Wildfire Smoke Partners (local Spokane agencies) continue to meet monthly; Submitted the MWC plan to the EPA; Presented to the Advisory Committee our PNA Grant planning; Participated with the NACAA meetings with EPA via Zoom; The Agency continues to see and feel the impact from Covid-19 absences; Attended the State of the City lunch for Spokane Valley; and Spokane County's burn restrictions were issued on July 22, 2022, this applies throughout the county.

3. Public Comment – Clay Schmeier: My name is Clay Schmeier and I am a small producer/processor here in Spokane. I believe I'm probably the only processor in the City of Spokane city limits. I've got a lot of suggestions about the clean air thing going on with, with the, I've never heard of the Cannabis working group. I've never been invited to any of these things. I would love to have the opportunity to my (inaudible) heard. So, basically, if you want to look at it this way, we are a very small farm. We have four employees. Your fee is \$1,200 a year, I've paid it at least three or four years now. I don't know how many years this has happened, and we have "A" never been visited, nor have we had a complaint against us. Yet I'm still paying this fee. So as a small company, I want to get the opportunity or if that opportunity comes, I am also the business (inaudible) of my company. I have a co-owner who is our grower and does a lot of the processing. I deal with 19 different agencies, 19 (inaudible). I cannot keep up with 19 different agencies and what you all are doing. So, I ask you to think about the opportunity costs whenever you do something like this. This was a fee charged to, there was really only three or four individual farms that were having issues, as far as I know all four of those farms are now out of business, yet we all are still paying a fee for really no service. So, I would love to have an opportunity to speak at this group. Al, I think you have my contact information, so you're more than welcome to reach out to me. Thank you!

ACTION ITEMS/POTENTIAL ACTION ITEMS:

- 4. Consent Agenda – Action Item:**
- a. Approval of the July 7, 2022 Board Minutes
 - b. Approval of Vouchers for July 2022, numbered 12826, 12827, 12836 thru 12845 with Claims totaling \$35,053.61 and Payroll numbered 12820, 12821 and 12848 and EFTs totaling \$186,627.61 – for a Grand Total of \$221,681.22

Rod Higgins moved to approve the Consent Agenda as presented and Tom Brattebo seconded it. Motion passed unanimously.

5. Executive Session(s) – Legal Counsel stated that the Board will be going into executive session for the purpose of RCW 42.30.110(1)(a)(i) Pending Litigation for approximately five minutes. Present at the executive session will be the Board, Legal Counsel, Lori Rodriguez and Scott Windsor. Commissioner French moved into executive session at 10:39 a.m. to 10:44 a.m. No decision was made during the executive session.

PUBLIC HEARING ITEMS #6 & 7:

Commissioner French opened the public hearing at 10:47 a.m.

6. Resolution No. 22-08 – Lisa gave an overview of Authorizing the Use of Project Reserve Funds Not to Exceed \$20,000 to Purchase Science Kits and Training for Educators Not Funded by the FY23 AQPNA Grant Project. There were no questions from the Board.

There were no public comments. Tom Brattebo moved to approve Resolution No. 22-08 as presented and Rod Higgins seconded it. Motion passed unanimously.

7. Resolution No. 22-09 – Lisa gave an overview of Entering into a Professional Services Contract with Sonoma Technology, Inc. for the Implementation of the Kids Making Sense® Program in Spokane County Schools. There were no questions from the Board.

There were no public comments. Rod Higgins moved to approve Resolution No. 22-09 as presented and Tom Brattebo seconded it. Motion passed unanimously.

Commissioner French closed the public hearing at 10:51 a.m.

NON-ACTION ITEMS:

8. Activity Reports – June

a. Lisa gave a brief overview of the community/school events, print/online/social, asbestos, wood stove changeout grant (from Ecology), wildfire smoke season planning, Prevent Nonattainment (PNA) Grant community/school outreach and PNA Grant – County Road dust mitigation. Some discussion ensued.

b. Lori gave a brief overview of the compliance activities for inspections, complaints, asbestos, and Notices of Violations. Outdoor burning has gone down due to the burning ban in effect. Staff has been focusing on asbestos and that has resulted in a fair number of NOV's. SRCAA had a big asbestos enforcement case that SRCAA referred to EPA Criminal and there was an 11-count indictment against the individual and this trial will be happening in October and two staff members will be testifying in that trial.

c. April gave a brief overview of the permitting activities. SRCAA receives three to five applications per month. There have been rock crushers, crematories, surface coaters, plasma cutters, an aluminum melting furnace, baghouse and a biochar processing unit and this is a different facility and there are none of these in Spokane County. The AOP renewal has been issued for the Waste-To-Energy facility and Melcher Manufacturing which was an AOP source has moved down to the Synthetic Minor source. The comment period for TransCanada GTN Station 6 in Rosalia is about to start for their AOP renewal.

d. Mark gave a brief overview of the air monitoring activities. Ozone was the predominant pollutant everyday except for June 28th which was blowing dust for PM₁₀. PM₁₀ concentrations spiked at the Augusta station from blowing dust, which got up to 52 micro grams per cubic meter of air, which is just under the moderate threshold. PM_{2.5} remained low through June.

e. Michelle gave an overview of the financial status. Finalizing a 100 percent FY22 fiscal year, end of year annual report and get all of the data need for it. A few key things to think about the registration program are a rough estimate of \$250,000 that will need to come from local assessments for FY22 to clean up that program. That transfer will still be needed to clean that account up before going forward. In the budget, it was approved to transfer \$37,000 a year for the next five years out of the Project Reserve to make up that \$180,000 deficit that SRCAA had for the database. We will have an estimated \$250,000 transfer to come over from local assessments to the program fund for FY22. On the Marijuana account, SRCAA did not collect as much this year as thought and there are a few payment plans still in the process, but there are approximately 15 to 20 sources that will be going to collections. Some discussion ensued. Michelle will have program costs for the Board at the September board meeting for FY22 so that they can see where all the programs fall, what we're looking at and have a better understanding of the Registration program going forward.

9. Board Concerns – There will be a quorum for the September 1, 2022, board meeting.
Next Board Meeting – 9:30 a.m., Thursday, September 1, 2022.

10. Adjournment – The board meeting was adjourned at 11:09 a.m.

COMMISSIONER AL FRENCH, CHAIR

SCOTT WINDSOR, EXECUTIVE DIRECTOR