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Spokane, WA 99224

SpokaneCleanAir.org

SPOKANE REGIONAL CLEAN AIR AGENCY BOARD MEETING MINUTES

**November 3, 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
Tom Brattebo, Member at Large
Kevin Freeman, Mayor of Millwood, Small
Cities & Towns Representative (VC) (Absent)
Rod Higgins, City of Spokane Valley

OTHERS PRESENT:

Michelle Fossum, Legal Counsel
Jackie Etter, Advisory Council Member

STAFF MEMBERS:

Scott Windsor, Executive Director
April Westby, PE, Supervisory Engineer
Lori Rodriguez, Compliance Section Manager
Mark Rowe, Monitoring Section Manager
Michelle Zernick, Finance & HR Section Manager
Margee Chambers, Rule Writer/SIP Planner (Remote)
Mary Kataoka, Administrative Assistant (Remote)

PUBLIC PRESENT:

Bernie Kessler

WORK SESSION: 9:30 a.m.

1. Marijuana Advisory Committee Recap – Lori went over the options for revision to the Marijuana Program. Complaints and sources are decreasing. The four options are: No revisions, revise fees only, eliminate registration and limited registration. Commissioner French went over the meeting that he and Rod Higgins had with the Marijuana business members. Discussion ensued between Lori and the Board regarding the options. Rod, Tom, Jim, and Al agreed to move forward with eliminating the Marijuana registration.

BOARD MEETING: 9:50 a.m.

1. **Advisory Council Report** – Jackie Etter stated that the Advisory Council spent time going over the options for revision to the Marijuana program with Lori. Scott went over the By-Laws updates.

2. **Executive Director's Report** – Participated in the fall National NACAA membership meeting; SRCAA's PNA grant for dust control has been completed for the season; Wildfire Smoke Partners met monthly during the fire season and concluded their last meeting in September; Spokane County's burn restrictions ended October 14th; the Agency By-Laws are needing updated and we are providing

suggested updates at the board meeting; the Executive Director's review is every two years in the By-Laws and the employment contract; Two positions on the Advisory Council have their terms end this year (representing Air Pollution Control and Fire Agencies) and advertising will occur in November for those; at the September WAQMG meeting, several items in common were discussed for future action including Inflation Reduction Act impacts and opportunities, customer service surveys and social media efforts; and compiling of material for SRCAA's biennial audit with the State of Washington has begun.

3. Public Comment – Bernard Kessler: My name is Bernie Kessler, I'm the director of the Cannabis Farmer's Action Coalition, we have 70 percent of the cannabis farmers in Spokane County now as, as members, roughly 70 percent. I'm here representing them. I've agreed to work with Scott and Clean Air at our, at our, the meeting we had here a couple months ago to develop SOPs and any other protocols that we need to do to self-police, giving Scott and his agency, this Agency a single source of contact if we need to distribute information, Corrective Actions, suggestions, of course we have no real "in audible" spokesman, but we have, all we can do is make suggestions and try to keep them as part of this, part of this effort. So, appreciate what you guys have done today and appreciate, you, what you've done. Asking us not to continue paying to a "in audible" bureaucracy that isn't needed and you saw by the numbers; those numbers have gone away. So, appreciate that.

ACTION ITEMS/POTENTIAL ACTION ITEMS:

4. Consent Agenda – Action Item:

- a. Approval of the October 6, 2022 Board Minutes
- b. Approval of Vouchers for October, 2022, numbered 12927 thru 12936 and 12939 thru 12955 with Claims totaling \$185,330.45 and Payroll numbered 12937, 12938 and 12956 and EFTs totaling \$185,769.98 – for a Grand Total of \$371,100.43

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

5. Executive Session(s) – There was no executive session.

6. Resolution No 22-11 – Amending the SRCAA Board of Directors By-Laws – Scott stated that this represents both housekeeping, updating the RCWs and having remote meetings. Michelle Fossum, legal counsel, that a change was included that public comment would be only by written format, similar to what some other agencies have done for the Boards consideration. This Board may or may not want to go that route to limit comments to being submitted in writing 24 hours before the board meetings. Discussion ensued with the Board, Scott, and Michelle Fossum. The Board Members did not want to go with only allowing written comments. Michell Fossum stated that the Board wants both, written comments 24 hours in advance and in person. This Resolution was deferred to the December 1, 2022, board meeting.

Tom Brattebo moved to approve deferral of Resolution No. 22-11 to the December board meeting and Rod Higgins seconded it. Motion passed unanimously.

7. **Resolution No. 22-12** – Authorizing the use of Project Reserve Funds (005) not to Exceed \$10,000 to Subsidize the State Grant Funds for the Mobile Monitoring Aethalometer not Funded by the FY23 One-Time ARP Grant Project

Michelle Zernick gave an overview of the grant received and Mark Rowe told the Board what the Mobile Monitoring Aethalometer would do for air monitoring in other areas. Some discussion ensued between the Board and staff.

There were no public comments. Rod Higgins moved to approve Resolution No. 22-12 as presented and Tom Brattebo seconded it. Motion passed unanimously.

NON-ACTION ITEMS:

8. **Activity Reports** – September

- a. Lisa was absent from the board meeting.
- b. Lori gave a brief overview of the asbestos activity, NOVs, and inspections. An asbestos case in 2017 was referred to criminal and last week the party plead guilty, and another case is going to mediation.
- c. April gave a brief overview of the permitting activities. NOCs have slowed down, which is giving staff time to catch up. There is a lot of Air Operating Permit work and the permit renewal for Transcanada has been issued. The comment period is about to start for Fiber Tech. Work is being done on the emission inventory that is done every year for those AOP facilities and the annual billing. The annual registration billing is being worked on and the invoices go out in early January. Lots of phone inquiries on NOCs.
- d. Mark gave a brief overview of the air monitoring activities. There were five days of PM_{2.5}, unhealthy for sensitive groups category, from wildfire smoke with high pressure over the area. PM₁₀ was high also because of the smoke. Ozone had a couple of moderate days at Green Bluff.
- e. Michelle stated that she has been working on stuff for the audit, open enrollment, and helping with the AOP billing.

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

10. **Adjournment** – The board meeting was adjourned at 10:18 a.m.

COMMISSIONER AL FRENCH, CHAIR

SCOTT WINDSOR, EXECUTIVE DIRECTOR