

Southwest Clean Air Agency

Board of Directors Minutes

February 1, 2018

The regular meeting of the Southwest Clean Air Agency Board of Directors was held in the Southwest Clean Air Agency office, Vancouver, Washington on February 1, 2018.

Those present were: Don Jensen, Chair, City of Longview
Ben Shumaker, Director, City of Stevenson
Bobby Jackson, Director, Lewis County
Joe Gardner, Director, Cowlitz County
Ryan Smith, Director, Town of Cathlamet
Army Davis, Member at Large
Lee Coumbs, Director, City of Centralia
Eileen Quiring, Director, Clark County

Excused: Alishia Topper, Vice-Chair, City of Vancouver
Blair Brady, Director, Wahkiakum County
Bob Hamlin, Director, Skamania County

Also Present: Staff: Uri Papish, Executive Director
Paul Mairose, Chief Engineer
Gerald Strawn, Air Quality Specialist II
Traci Arnold, Office Administrator

Guests: Rachel O'Malley, WA Department of Ecology

Call to Order

Mr. Jensen called the meeting to order. A quorum was confirmed to exist.

Board of Directors Minutes

Mr. Jensen asked for consideration of the January 4, 2018 minutes. Mr. Smith moved and Mr. Coumbs seconded that the minutes for the January 4, 2018 Board meeting be approved. Motion passed.

Consent Agenda

Mr. Jensen asked for approval of the Consent Agenda including voucher numbers 637 through 681 and 683 through 685 in the amount of \$10,713.74 which have been approved for payment by the Executive Director and voucher number 681 in the amount of \$13,439.27, December 2017 Salaries in the amount of \$93,969.83, December 2017 Benefits in the amount of \$39,133.21, the

December 2017 Activity Report. Mr. Smith moved and Mr. Jackson seconded approval of the Consent Agenda. Motion passed.

Changes to Agenda

None.

Info Items & Public Comment

Mr. Jensen said he attended the Entrance Conference for the Agency's 2015/2016 and 2016/2017 audit by the Washington State Auditor's Office. Mr. Davis asked if it was a financial and/or accountability audit. Mr. Papish responded it is only accountability this year along with the Title V Air Program review. Mr. Papish said the financial audit was being skipped this year because the agency has a long history of clean financial audits.

Mr. Papish provided an overview of the Proposed Rule Changes for SWCAA 476. He said the rules have not been updated since 2001. It is best practice to review the rules on a regular basis and update out of date language and/or modify the rules to stay current. In order to protect public health, the Agency regulates the emissions from the removal or disturbance of asbestos-containing materials. SWCAA 476 "Standards for Asbestos Control, Demolition, and Renovation" applies to demolition and renovation activities, the removal of asbestos-containing materials, and the storage, transport and disposal of asbestos-containing materials.

SWCAA is proposing changes to SWCAA 476 which would do the following:

- Add asbestos inspection procedures, including sampling procedures and analysis requirements. Alternate inspection and sampling procedures (e.g. fire damaged structures) are also added.
- Add asbestos inspection reporting requirements to require detailed inspection information, as well as details of the confirmed asbestos-containing materials identified.
- Reduce the notification period from 10 business days to 10 calendar days for both the Notice of Intent to Remove Asbestos and Notification of Demolition.
- Increase the notification period for fire training burns from 5 calendar days to 10 calendar days.
- Add waste tracking requirements for the disposal of any asbestos-containing waste materials.
- Add abandoned asbestos-containing materials procedures.
- Add State of Emergency procedures during storms, floods, or other disasters.
- Add additional definitions.
- Update and clarify existing definitions and rules.

Mr. Davis asked if SWCAA works with the transfer stations regarding the disposal of asbestos containing material. Mr. Strawn responded the Agency does work with the transfer stations and during the 2007 flooding disaster the Agency provided bags and did as much outreach as possible to assist the resident. He said this type of communication and outreach continues through today.

Mr. Papish said the next step is to put the proposed rules out on public notice in early April 2018 and hold a public hearing at the May 2018 Board Meeting. Depending on the number of public comments, it is possible the Board will be asked to vote on the proposed rules at the June 2018 Board meeting.

Mr. Shumaker asked about the increased days for fire training burns. Mr. Papish said part of this increase is to allow more time for the notification to the Agency and the notification to the neighbors of the property being burned. Mr. Papish said he and staff would review this requirement again.

Mr. Jensen asked if the proposed rules will impact people financially since there is more sampling required. Mr. Papish responded this will level the playing field for all contactors. They will all be required to do the correct number of samples and it ensures everyone is in compliance with the rule. Mr. Strawn added there will be some small increase in cost with more samples, but its outweighed by the public safety benefits from proper disposal.

Mr. Davis asked how the asbestos containing material is tracked. Mr. Strawn said the transfer station has a system for ensuring the material is handled correctly and is accounted for. This process is regulated by Labor and Industries.

Unfinished Business/New Business

Mr. Jensen opened discussion on the election of Chair and Vice Chair for calendar year 2018. Mr. Papish explained that the Chair position assumes only a small amount of additional work in communicating with the agency and coming to meetings regularly. Mr. Jensen asked for volunteers or nominations for the Chair and Vice Chair.

Mr. Davis nominated Mr. Jensen for Chair of the SWCAA Board of Directors. Mr. Smith seconded the motion. Mr. Jensen asked if there were any further nominations for the positions. There were none. Mr. Jensen moved to close the nominations. The vote was unanimous and the motion was passed. Mr. Jensen was named Chair of the SWCAA Board of Directors.

Mr. Davis nominated Ms. Topper for Vice Chair of the SWCAA Board of Directors. Mr. Smith seconded the motion. Mr. Jensen asked if there were any further nominations for the Vice Chair position. There were none. Mr. Jensen moved to close the nominations. The vote was unanimous and the motion passed. Ms. Topper was named Vice Chair of the SWCAA Board of Directors.

Mr. Jensen expressed his gratitude for the approval of their nomination and thanked the Board members.

Public Hearing

None.

Executive Session

None.

Control Officer Report

Mr. Papish offered to answer any questions in the Control Officer Report.

Washington's Governor Proposes Statewide Carbon Tax (January 9, 2018) – Governor Jay Inslee announced a legislative proposal to tax carbon emissions in his annual State of the State Address. If enacted, the legislation would impose a carbon fee of \$20 per ton starting in July 2019, with annual fee increases of 3.5 percent plus the rate of inflation. The tax would apply to all fossil fuels sold or used within the state but exclude aircraft fuels and certain fuels used for agricultural purposes. The bill would also authorize utilities that make clean energy investments to claim those costs as credits against the tax. Governor Inslee's office estimates that the measure will generate \$3.3 billion in revenue during its first four years. The legislation allocates 50 percent of any revenue raised by the fee to greenhouse gas emission reduction projects, 35 percent to water and natural resilience projects and the remaining 15 percent to transition support for low-income communities. For further information:

<http://app.leg.wa.gov/bills/summary?BillNumber=6203&Year=2017>

EPA Adjusts Civil Monetary Penalty Amounts (January 10, 2018) – EPA issued a final rule adjusting the level of statutory civil monetary penalty amounts related to the laws that the agency administers. The adjustment is required by the Federal Civil Penalties Inflation Adjustment Act of 1990 and the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015. EPA is required to follow a formula for adjusting civil penalties annually to account for inflation, promote compliance and “maintain the deterrent effect” of the penalties. However, the final rule does not necessarily change the amounts of the penalties EPA will seek. The agency's policies are intended to also account for the circumstances of each individual case, including seriousness of the infraction, the source's efforts to reach compliance and other considerations. The adjustments are effective as of January 15, 2018. For further information:

<https://www.gpo.gov/fdsys/pkg/FR2018-01-10/pdf/2018-00287.pdf>

EPA Launches New Deregulation Website (January 10, 2018) – EPA launched a new page on its website that highlights the agency's deregulatory actions pursuant to Executive Order (EO) 13771, Reducing Regulation and Controlling Regulatory Costs. The site includes one interactive list of 47 EPA deregulatory actions under development and a separate list of 20 deregulatory actions completed by the agency. EO 13711 specifically calls for federal agencies to repeal at least two existing regulations for each new regulation they issue in FY 2017 and later. In addition to the new website containing deregulatory actions, the Office of Management and Budget hosts a site that includes regulatory cost savings and accounting methods for calculating regulatory costs to the federal government related to EO 13771. For further information:

<https://www.epa.gov/lawsregulations/epa-deregulatory-actions> and
<https://www.reginfo.gov/public/do/eAgendaEO13771>

Mr. Papish said the office is in the middle of the repainting and new carpeting project. He also said that as Mr. Jensen mentioned early, the Agency is working through an audit with the WA

State Auditor's Office. Their work completed this week and the scheduling of the Exit Conference is next.

Mr. Papish said in December the Agency participated in a Lean Kaizen event with the WA State Auditor's Office. This is a free service the auditor offers. The Agency's complaint process was reviewed in detail and there were several recommendations made for streamlining and efficiency updates.

Board Policy Discussion Issues

None.

Issues for Next Meeting

- A. Public Hearing.
 - 1. As Necessary.
- B. New Business/Unfinished Business.
 - 1. As Necessary
- C. Board Policy Discussion Issues.
 - 1. As Necessary.
- D. Meeting Date and Location.
 - 1. March 1, 2018 at 3:00 p.m. Southwest Clean Air Agency, 11815 NE 99th Street, Vancouver, Washington.

The next Board of Directors meeting will be held on March 1, 2018 at 3:00 p.m., Southwest Clean Air Agency, Vancouver, Washington.

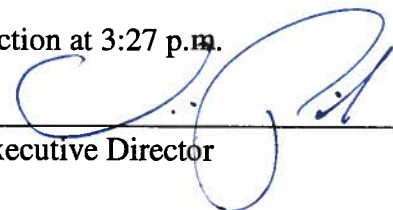
Board Meeting Attendance:

JURISDICTION	J 2018	F 2018	M 2017	A 2017	M 2017	J 2017	J 2017	A 2017	S 2017	O 2017	N 2017	D 2017
Clark County	+	0	0	C	+	+	+	+	+	+	+	C
Cowlitz County	+	+	+	C	+	0	+	+	+	+	+	C
Lewis County	+	+	0	C	+	+	0	+	+	0	+	C
Skamania County	+	0	+	C	+	+	+	+	+	+	0	C
Wahkiakum County	+	0	A	C	+	+	+	0	0	+	+	C
Cathlamet	0	+	+	C	+	0	C	+	+	+	+	C
Centralia	+	+	+	C	+	0	C	+	+	+	+	C
Longview	+	+	+	C	+	+	C	+	+	+	+	C
Stevenson	+	+	+	C	+	+	C	+	+	+	+	C
Vancouver	+	0	+	C	+	0	C	+	+	+	0	C
Member-At-Large	+	+	+	C	+	+	C	+	+	+	0	C

+ = regular member present; 0 = unrepresented; A = alternate present; C = cancelled meeting

Mr. Jensen adjourned the meeting without objection at 3:27 p.m.


Chair


Executive Director