

# MINUTES

## REGIONAL AIR QUALITY COUNCIL Thursday, April 1, 1999

### MEMBERS PRESENT:

Shirleen Tucker, *CHAIRMAN*  
Dennis Arfmann, *Holme Roberts & Owen*  
Theresa Donahue, *City & County of Denver*  
Jane Norton, *Colo. Dept. Public Hlth & Env.*  
Tom Norton, *Colo. Dept. of Transportation*  
Jim Scherer  
Sharon Votruba, *City of Thornton*  
Melanie Worley, *Douglas County*

### MEMBERS NOT IN ATTENDANCE:

Don Parsons, *DRCOG* (Excused)

### FORMER MEMBERS/ALTERNATES PRESENT:

Don Allard, *City of Arvada*; Mark Johnson, *Jefferson County*; Dickey Lee Hullinghorst, *Boulder County*; Jim Bullocks, *City of Lakewood*; Dennis Creamer, *Conoco*; Martin Flaum, *Adams County*; Ingrid Lindemann, *City of Aurora*; Tim Cunningham, *City of Aurora*; Dave Pampu, *DRCOG*; Olon Plunk, *New Century Energies*; Paul Schauer; David Yamada, *City of Thornton*; George Gerstle, *CDOT*; Margie Perkins, *APCD*; Susan Thornton, *City of Littleton*; Dick Watt; and Steve Wilson, *Metro Home Builders Association*.

### OTHERS PRESENT:

Ken Lloyd, *RAQC*; Misty Howell, *RAQC*; Jerry Dilley, *RAQC*; Michele Majuene, *RAQC*; Patrick Cummins, *RAQC*; Annmarie Jensen, *RAQC*; Margy Christiansen; Alice Guthrie, *City of Boulder*; Aaron Willis, *Adams County*; Carol Maclennan, *Tri-County Health Department*; Bob Brady, *Coors Brewing/AQCC*; W. Gale Biggs, *WGBA*; Doug Lempke, *AQCC*; Dianna Orf, *CMA*; Anju Chugh, *U.S. EPA*; Mark Komp, *U.S. EPA*; Jerry Gallagher, *APCD*; Steve Arnold, *APCD*; Rich Mauro, *DRCOG*; Stan Dempsey, *RMOGA - Colorado*; Robin Smith, *FHWA*; Doug Lawson, *NREL*; Heidi Heltzel, *CACI*; and Jan Rigg, *Public Issues Management*.

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The meeting was called to order at 3:45 p.m. A quorum was present.

### Approval of the Agenda and Minutes

**Jim Scherer moved to accept the agenda. Seconded by Jane Norton. Motion passed without objection.**

Since this was the first meeting of the newly appointed Council there were no minutes to approve.

## **Public Comment**

None.

## **Welcome and Introduction of New RAQC Board and Recognition of Former Members**

Shirleen Tucker introduced herself as the new Chairman to the Council and asked the other Council members to introduce themselves.

Sharon Votruba recognized former members' years of service and the work that the Council has accomplished over the years. Former members were encouraged to continue to participate in the process. Sharon also recognized the efforts of those former members who were not in attendance.

Attending

<u>Member/Alternate (a):</u>	<u>Representing:</u>	<u>Member Since:</u>
Don Allard	City of Arvada	1996
Mark Johnson (a)	Jefferson County	1997
Dickey Lee Hullinghorst (a)	Boulder County	1995
Jim Bullecks	City of Lakewood	1995
Dennis Creamer	Conoco	1989
Martin Flaum	Adams County	1995
Ingrid Lindemann	City of Aurora	1993
Dave Pampu	DRCOG	1992
Olon Plunk	New Century Energies	1997
Paul Schauer	State House of Representatives	1996
Susan Thornton	City of Littleton	1996
Dick Watt	Business	1995
Steve Wilson	Metro Home Builders Association	1991

## **Overview of Current Work Program and Budget**

Ken Lloyd gave an overview of the 1999 work program and budget. The main focus of the work program is implementing the recommendations of the *Blueprint for Clean Air*. This includes SIP planning activities, which is a priority of Governor Owens in his Executive Order recreating the RAQC.

Don Allard, City of Arvada, asked how the new Council will deal with funding. He expressed concern that Arvada and possibly other cities will not want to contribute financially since they do not have a vote on the Council. He further indicated that Arvada may want their money back. Shirleen Tucker stated that the Council hopes that cities and counties will continue to support the RAQC financially. Regardless of the size of the Council, the work is important. The Council is sensitive to these concerns and wants to address them.

Dennis Creamer inquired about the future of Denver Air Quality Model (DAQM) development. Ken Lloyd stated that Martin Buhr has completed the report for the OEC

contract, but more work still needs to be done before the model

## **Open Dialogue - Discussion for Maintaining Strong Partner Involvement**

There was discussion regarding the importance of continuing the relationships with cities, counties, the private sector, and citizen groups by keeping them involved with the RAQC. Some local government representatives indicated that financing the RAQC without having a vote on the Council was a concern. A question was raised concerning technical aspects of local governments' ability to provide funding.

Many indicated committee structure is important. Stakeholder involvement has been a strength of the RAQC in the past and there still needs to be a respected forum for discussion among various groups. With the new structure, there may be opportunities for committees on specific projects. Shirleen Tucker indicated the Council has the authority to form committees as necessary.

The issues which the Governor's Blue Ribbon Mobile Sources Task Force was reviewing are important to the development of the CO Maintenance Plan. Council should look at how they want to proceed with the work. One possible structure for review would be a subcommittee which reviews the issues then reports to the Council. Jim Scherer suggested that former Blue Ribbon Mobile Sources Task Force members be asked to participate on the subcommittee. The work on these issues needs to move forward quickly.

Dave Pampu urged the Council to review the Memorandum of Agreement with DRCOG and determine how to proceed in the future.

Susan Thornton indicated staff has done a wonderful job. She urged the Council, during its organizational review, to strongly consider keeping a good team.

Shirleen Tucker urged anyone to contact Council Members if there are suggestions for keeping stakeholders involved.

## **Determine Next Steps**

**Dennis Arfmann moved to have the Council meetings on the first Thursday of each month from 3:30-5:50 p.m. Seconded by Sharon Votruba. The motion passed unanimously.**

The Council will have an additional meeting on April 22, 3:30-5:30 p.m. to begin discussion on the CO maintenance plan and the ozone voluntary program.

The Council authorized Ken Lloyd to seek legal counsel to determine the affect the new structure has on the RAQC's articles of incorporation. Dennis Arfmann offered the services of his law firm regarding this matter. Ken will bring the proposed revisions to the Council at a later date.

The Council directed staff to outline options on how to keep stakeholders involved in the RAQC's process and present this at the April 22 meeting.

Ken Lloyd indicated the RAQC has memberships on several committees, including several DRCOG committees, which will have to be reviewed at some point. The DRCOG

committees include the Transportation Committee (where the RAQC has a non-voting seat), the Transportation Policy Committee and the Metro Vision Policy Committee.

Other administrative and organizational issues will be discussed at the May 6 meeting.

### **Review Legislation of Interest**

Annamarie Jensen gave an overview of legislation of interest. She indicated that the Council needed to decide if they wanted to take a position on SB 208, which had been reviewed by the RAQC's legislative committee but had not yet been reviewed by the full Council.

The Council did not change the positions previously adopted by the RAQC on HB 1271, HB 1181, HB 1297 and SB 117.

There was discussion on SB 208, which repeals the emissions inspection requirements upon sale of an automobile. There is additional air quality benefit from cars that are inspected and repaired as a result of this requirement. Additionally, since the current system of enforcement is registration-based this bill would either require a new system of emission sticker enforcement or many automobiles would not be inspected until their next registration date. Some vehicles could therefore go close to an additional year without inspection. The area would lose the potential air quality benefit that would come from repairing those vehicles in that time.

**Sharon Votruba moved that the Council oppose SB 208. Seconded by Jim Scherer. The motion passed 8-0 on a voice vote without objection.**

Tom Norton stated that positions need to show the Council's concerns and not just the vote. Facts should be outlined with the effects on air quality programs. It was clarified that the concerns should be shared with the bill sponsors. He indicated that CDOT is trying to use the approach of how the bill affects their programs and not just a support/oppose position.

Jane Norton thought this type of approach would work better for CDPHE. As their representative, she stated that conceptually CDPHE would agree with how the RAQC has voted. However, as a department, CDPHE has taken no position on several of these bills.

HB 1351, which directs the AQCC to approve updates to emission inventories from federal and state activities on public lands. Dennis Arfmann reviewed the bill and indicated this is not a Denver Metro Area issue, however there is an indirect linkage because it will help establish which sources affect the air in Rocky Mountain National Park. There was discussion as to whether the language beginning on page 3, line 26, regarding challenges to emission inventories, applied just to Class I areas or to any SIP or rule-making. CDPHE is reviewing the bill and will look into this issue.

**Sharon Votruba moved the Council monitor HB 1351. Seconded by Jane Norton. Motion passed on a voice vote without objection.**

There being no further business before the Council, the meeting was adjourned at 6:00 p.m.