

**Minutes
Regular Meeting
of the
Louisville Metro Air Pollution Control Board
November 16, 2011**

The regular meeting of the Louisville Metro Air Pollution Control Board was called to order on November 16, 2011, at 11:04 a.m. in the Board Room of the Louisville Metro Air Pollution Control District, 850 Barret Avenue, Louisville, Kentucky, by the Chairman, Dr. Robert Powell. Other Board members present were Dr. Nadir Al-Shami, Mr. Ronald Thomas, and Ms. Kathy Matheny. A quorum was present.

The following Louisville Metro Air Pollution Control District staff members were present: Lauren Anderson, Rachael Hamilton, Cynthia Lee, Michelle King, Steven Gravatte, Billy DeWitt, Bradley Coomes, Craig Butler, Dustin Gohs, Devin Cassell, Shannon Hosey, Rick Williams, Emily Tyler, Diana Prentice, Colette McConville, Nick Hart, Dee Lynch, and Monica Little. Also present was Assistant County Attorney Stacy Fritze Dott.

The following guests were present: Nick Arbogast, Silver Creek High School; Quinten Bailey, Silver Creek High School; Paul Bowe, Marcus Paint; Mary Beth Coffman, Silver Creek High School; Tim Corrigan, GLI; Jennifer Edwards, Arkema; Chad Fredenberg, Silver Creek High School; Luke Gillenwater, Silver Creek High School; Barbara Hall, Ford-KTP; Austin Langford, Silver Creek High School; Erica Peterson, WFPL; Sarah Scheetz, LG&E; Alex Stiles, Silver Creek High School; and Paige Mosser Theriac, Theriac Environmental Consultants, Inc.

Approval of Minutes

The minutes of the public hearing and regular Board meeting held on October 19, 2011, were approved with one correction to the regular Board minutes. Dr. Powell noted that a correction was made on page 3 in the regular Board minutes after they were posted on the website to change the wording from “to promote Idling” to “promote the District’s Idle Free campaign” consistent with the District’s mission to reduce idling emissions.

Public Recognitions

Ms. Mary Beth Coffman, a teacher at Silver Creek High School in Sellersburg, Indiana and Nick Arbogast, Quinten Bailey, Chad Fredenberg, Luke Gillenwater, Austin Langford, Alex Stiles, six students enrolled in Ms. Coffman’s Media class, were recognized by Ms. Anderson for their production of a commercial for the *Idle Free* campaign. Ms. Anderson presented each with a certificate and a KAIRE gift bag for their outstanding efforts.

New Business

A. Proposed amendments to Regulation 2.08 Fees – Version 25, proposed October 12, 2011

Ms. Hamilton said the District recommended that the Board adopt Regulation 2.08 *Fees*, including the administrative revisions recommended by the Division of Air Quality, as proposed.

Motion: Mr. Thomas moved to adopt the proposed amendments to Regulation 2.08 *Fees*, and the administrative revisions recommended by the Division of Air Quality, as proposed.

The motion passed unanimously.

B. New Committee Assignments

Dr. Powell, Chairman, informed the Board that the Board's Policy Committee and Strategy Committee assignments would be realigned to more adequately distribute anticipated workload, based on the District's regulatory agenda, as follows: the Policy Committee responsibilities will include the following District regulations - Part I, General Provisions; Part II, Permit Requirements; Part III, Ambient Air Quality Standards; Part IV, Emergency Episodes, and related Kentucky State Implementation Plan; and other District duties as needed. The Strategy Committee responsibilities will include the following District regulations - Part V, Standards for Hazardous Air Pollutants; Part VI, Standards of Performance for Existing Affected Facilities; Part VII, Standards of Performance for New Affected Facilities and related Kentucky State Implementation Plan; and other duties as assigned.

Staff Reports

A. Director

Ms. Anderson announced that Dr. Powell and Mr. Ron Thomas recently attended a Board training session hosted by Mayor Fischer. She reviewed some of the information shared at the training regarding governance. Ms. Anderson said the District's Board was governed by KRS Chapter 77, which grants the Board responsibility for permits, regulations, agreed Board orders, and public hearings. Board members who did not attend the training will be required to view a video of the training now available on Metro TV's website.

Dr. Powell asked why the District's Board did not have fiscal responsibility. Ms. Anderson that under KRS Chapter 77, Section 1.15, subsection 2, the Board exercises regulatory authority, while Louisville Metro, as a consolidated government, exercises funding and administrative control. Dr. Powell reminded the District Board that it was still responsible under KRS Chapter 77 for managing the District's Air Quality Trust Fund.

Ms. Anderson announced that Margaret Handmaker, Interim Director of Economic Development, would be leaving the position effective December 1, 2011. Ms. Handmaker would manage the Bloomberg grant that was awarded to Louisville to develop innovative projects for the community.

Ms. Anderson said the business office was consolidated recently and reviewed how the change had affected the District.

B. Air Quality Data

The air quality monitoring report was submitted for filing. A copy is attached to the original minutes.

C. Enforcement Status Report

The enforcement report was submitted for filing. A copy is attached to the original minutes.

D. Excess Emission Report

The October 2011 Excess Emission Report was submitted for filing. A copy is attached to the original minutes.

E. Permitting Backlog Report

The Permitting Backlog Report was submitted for filing. A copy is attached to the original minutes.

Dr. Powell said the Permitting Backlog Report had served its purpose and suggested that District staff discontinue including the Permitting Backlog Report as an agenda item and report in the Board materials.

Other

Dr. Powell informed the District Board that he presented information on air pollution titled “Sacred Air” at the Festival of Faiths conference that was held November 2-7, 2011, in Louisville. He encouraged Board members to attend next year’s Festival of Faith conference.

Next Meeting

Dr. Powell announced that a Special Board meeting is scheduled Wednesday, December 14, 2011, at 10:00 a.m. and would replace the Board meeting normally held on the third Wednesday.

Adjourn

The meeting was adjourned at 10:45 a.m.

Robert W. Powell, M.D.
Chairman

Rachael Hamilton
Secretary-Treasurer