STATE OF COLORADO

John W. Hickenlooper, Governor
Christopher E. Urbina, MD, MPH, Executive Director and Chief Medical Officer

COLORADO AIR QUALITY CONTROL COMMISSION
http://www.cdphe.state.co.us

4300 Cherry Creek Drive South
OED-OLRA-A5
Denver, Colorado 80246-1530
Phone (303) 692-3100
Fax (303) 691-7702
TDD (303) 691-7700

Colorado Department of Public Health and Environment

Colorado Air Quality Control Commission

May 17, 2012

MEETING MINUTES

Location: Colorado Department of Public Health & Environment
4300 Cherry Creek Drive South, Sabin Room
Denver, CO 80246

Members Present: Saeed Barhaghi, David Brown, Ashley Campsie, John Clouse, Teresa Coons *(arrived 9:17)*, John Loewy, Barbara Roberts, Laura Teague, Jim Wilson

Members Absent: None

Commission Staff: Mike Silverstein, Theresa Martin

Division Staff: Will Allison, Garry Kaufman, Stephanie Rucker, Doug Decker, Gordon Pierce, Chuck Machovec, Kent Kuster

Attorney General's Office: Andrea Gelfuso-Goetz

CALL TO ORDER AND DETERMINATION OF A QUORUM
Chair Roberts called the meeting to order at 9:00 AM and determined that a quorum of Commissioners was now present with eight Commissioners.

APPROVAL OF MEETING MINUTES FOR MARCH 15, 2012
Chair Roberts asked the Commission if there were any modifications to the minutes.

Motion:	To approve the March 15, 2012 Meeting Minutes
Moved:	Commissioner Barhaghi
Second:	Commissioner Brown
Discussion:	none
Carried:	8-0

PUBLIC COMMENT
Chair Roberts asked if there were any members of the public who wished to make a comment on any air pollution issue not on the agenda. There was none.

CONSENT AGENDA

REQUEST FOR PUBLIC HEARING – JULY 19, 2012

- Revisions to Regulation Number 9: Open Burning, Prescribed Fire and Permitting significant user prescribed fire planning document.

RULEMAKING HEARING

- Revisions to Regulation Number 11: Motor Vehicle Emissions Inspection Program permitting government fleet-owned light duty vehicles to be clean screened and including four housekeeping revisions to clarify and/or delete obsolete provisions to the regulation. Commission discussions regarding the public comment received and a decision was made to leave this as a Consent Agenda item.

Motion:	To adopt the Consent Agenda items
Moved:	Commissioner Teague
Second:	Commissioner Clouse
Discussion:	none
Carried:	8-0

REGULAR AGENDA

BRIEFINGS, DISCUSSIONS AND REPORTS

Front Range Ozone Update
At 9:10 AM Ken Lloyd from the RAQC presented an overview of this summer's ozone planning, awareness and outreach program. Chuck Machovec from the Division highlighted the statewide ozone forecasting efforts.

Inspection and Maintenance Programs
At 9:46 AM the Division provided the third of three briefings on vehicle inspection and maintenance programs in connection with the Air Quality Control Commission's consideration of possible changes to Colorado's program. This briefing focused on projected benefit and cost data for different I/M Program test types, and identified options for a future I/M Program following expiration of the current testing contract at the end of 2014.

Next Steps: The Commission will consider the Division's recommendations presented in slide 20 in general at the retreat and in-depth at the July monthly meeting (focusing on centralized vs. decentralized; model year exemptions; dual testing; OBD only in more rural areas; comparative economic/emissions/implementation issues; preserving the emissions benefits and improving convenience; stakeholder outreach).

Commissioner Informational Items
Chair Roberts discussed the election of officers that will be held at the Retreat. Roberts spoke about the tour of the oil and gas storage tanks. Coons spoke about an EPA meeting she attended, noting that ozone and oil & gas were hot issues and about her experience testifying in front of the Water Commission and in front of the Senate Ag Committee regarding the proposed water quality nutrients regulations.

Division Director's Report
Allison provided an overview of legislation considered in the 2012 session: elimination of dirty screen provisions passed, model year exemption bill failed, I/M legislation on counties opting out; issuing permits within 1 year failed; long bill increased Division resources spending authority (through JBC) but fees not increased; Allison stated that EPA is approving state's ozone designation recommendation – Denver/NFR as a marginal nonattainment area; Allison noted that the 1-hour SO2 designations using monitoring and possibly modeling is under consideration by EPA; Allison reported that the permit back-log is going down with general permits and additional staffing.

Strategic Planning
At 12:30 PM Carla Raines presented her approach for facilitating the development of a strategic plan for the Commission; a review of the survey results were presented along with a draft roadmap.

Oil and Gas Update
At 1:20 PM Silverstein presented a brief slide show on well development; Pierce presented monitoring and emissions information; Rucker discussed the new regulatory requirements from EPA and the interaction with Colo. rules; Kuster presented OGCC regulatory authorities and touched on health studies.

Attorney General's Report – Andrea Gelfuso-Goetz
- CMA vs. Urbina – court has asked for submittals of arguments on whether issue is moot
- Procedural Rule Review update

Administrator's Report – Mike Silverstein
- GCC Public Comment Permit hearing report-out
- Beginning to utilize Social Media to better announce Commission activities
- Annual Report to the Public process has begun
- Review June Retreat agenda items
- Action Items: I/M program area map to Commission, Department's strategic plan & winnable battles to Corona and Commissioners, nutrients follow-up & affects on nitrogen, and I&M path forward.

Adjourn at 3:56PM