

**Minutes
Of the
Southern Ute Indian Tribe/State
of Colorado Environmental Commission
J&R Administrative Building-EPD Large Conference Room
71 Mike Frost Way
Ignacio, Colorado
October 22, 2019**

The meeting of the Southern Ute Indian Tribe/State of Colorado Environmental Commission was called to order at 3:05 p.m.

Commissioners Present:

Demi Morishige, Chairman; Rolfe Spiegel and Peter Butler.

Others Present:

Danny Powers, AQ Program Manager; Oakley Hayes, AQ Technical Manager; Matt Wampler, AQ Scientist; Ambrish Sharma, AQ Analyst/MSP; Naomi Begay, AQ Technician; Christopher Franco, AQ Analyst; David Heermance, AQ Compliance Specialist; Andrew Switzer, AQ; Sam W. Maynes, Tribal Attorney; Julianne Begay, Tribal Attorney; Jeremy Shockley, SU Drum; Christi Zeller, Energy Council; Julie Westendorff, LPC Commissioner; Crystal Kelly, AQ Compliance Coordinator; Ember Michel, RWPC; Mitch Morris, RWPC; Philana Thompson Merrion Oil & Gas; Brian Skyles, LT Environmental, Inc.; Lisa Devore, CDPHE; Alex Ratcliff, GAP Manager; and Marlene Scott-Jewett, AQ Analyst 1.

Call in Participants:

Dan Jefferson, Tribal-appointed Commissioner; Peter McCormick, State-appointed Commissioner

There was a round of introductions from all who were present and participating via telephone.

New Business

Review and Approve October 22, 2019 Agenda (Action Item)

At this time Commissioner Butler inquired on the term limit date for the Commission Chairman and requested to add elect a new chairman to the October 22, 2019 agenda.

Chairman Morishige called for a motion to approve the October 22, 2019 agenda. Commissioner Spiegel motioned and Commissioner Butler seconded. The motion passed (5) for (0) against.

Action: Agenda approved with addition: *Discuss and Elect Commission Chairman.*

Review and Approve April 24, 2019 Commission Meeting Minutes (Action Item)

Chairman Morishige called for a motion to approve the April 24, 2019 meeting minutes. Commissioner Spiegel motioned and Commissioner Butler seconded. The motion passed (5) for and (0) against.

Tribal Air Quality Program Updates

Introduction of New Staff

Mr. Danny Powers, AQ Program Manager, introduced the new air quality staff and returning staff member.

Mr. Powers read the new staff members biographies:

1. Mr. Christopher Franco, AQ Analyst
2. Mr. Ambrish Sharma, AQ Analyst/MSP

Title V Program Updates

The following air quality program staff provided updates on:

- Permitting updates presented by Mr. Matt Wampler, AQ Scientist.
- Compliance updates presented by Mr. David Heermance, AQ Compliance Specialist.
- Enforcement updated presented by Ms. Crystal Kelly, AQ Compliance Coordinator.

Minor Source Program Updates

Mr. Powers provided the information.

1. April 24, 2019 the Commission authorized the Tribe to apply for administrative delegation to assist EPA in the administration of the federal minor source programs.
2. Notice of direct final rulemaking and request for comments for the SUIT to apply for an administrative delegation of two federal programs for managing air pollution from minor sources on the reservation was published in local media for a 30-day comment period
3. There were no adverse comments received.
4. Confirmation Notice of Direct Final Rulemaking was published in the local media for 30-days.
5. No adverse comments received

The draft application is currently in internal review, and the AQP is securing funding for the program. The AQP anticipates EPA approval by mid-November 2020.

Four Corners Air Quality Group Meeting

Mr. Powers provided the four corners air group meeting information. The final agenda for the Four Corners Air Quality Group (4CAQG) meeting is included in the Commission meeting documents packet. Mr. Powers also informed the attendees that the Southern Ute Indian Tribe's Air Quality Program will be presenting the tribe's Monitoring Update and Minor Source Program 2017 Emissions Inventory details. The meeting is scheduled October 23, 2019, at the Durango Public Library, 1900 East 3rd Avenue, Durango, CO 81301.

Colorado Department of Public Health & Environment (CDPHE) Updates

Ms. Lisa Devore, CDPHE, presented on the State of Colorado's 2019 Legislation and Zero Emissions Vehicle (SEV) update to the Commission. The information included highlights on:

1. State Bill 19-096

2. House Bill 19-1261
3. Senate Bill 19-236
4. State Bill 19-181

Commissioner Butler addressed the commission, the Colorado Air Quality Control Commission (CAQCC) would like to meet with the Southern Ute Indian Tribe Environmental Commission (Commission) during the third week of June 2020. At the CAQCC meeting on September 19, 2019 it was suggested to conduct a joint meeting with the Commission for the spring retreat in Durango, CO. All commissioners' schedules are open that week and it was the consensus of all commissioners to set the meeting.

Open Discussion/Questions and Public Comment Period

Elect Chairman

Commissioner Butler requested to elect a new chairman before the spring 2020 commission meeting.

Under the Intergovernmental Agreement (IGA), the Chairman must alternate annually between a Tribal-appointed and State-appointed Commissioner.

Tribal-appointed Commissioner Dan Jefferson nominated State-appointed Commissioner Rolfe Spiegel for the Southern Ute Indian Tribe/State of Colorado Environmental Commission Chairman, Commissioner Butler seconded the motion. The motion passed (5) for and (0) against.

For the record, the Chairman elect serves from December 5, 2019 to December 5, 2020, and the meeting minutes will reflect the election as no resolution was introduced or adopted.

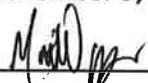
Schedule Next Meeting of Commission

The Colorado Air Quality Control Commission and Southern Ute Indian Tribe/State of Colorado Environmental Commission joint meeting will be in June 2020. The finalized meeting date will be advertised and posted on the Commission webpage at www.southernute-nsn.gov/justice-and-regulatory/epd/air-quality/env-commission/

Chairman Morishige adjourned the meeting

The meeting of the Southern Ute Indian Tribe/State of Colorado Environmental Commission adjourned at 4:36 p.m.

I certify that the foregoing is a true and correct copy of the October 22, 2019 meeting minutes, approved by the Southern Ute Indian Tribe/State of Colorado Environmental Commission on November 9, 2022.



 Matt Wampler, Recording Secretary

11/9/22

 Date



 Dan Jefferson, Southern Ute Indian Tribe/
 State of Colorado Environmental Commission Chairman

11/9/22

 Date