

**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
April 24, 2019**

The meeting of the Southern Ute Indian Tribe/State of Colorado Environmental Commission was called to order at 3:02 p.m.

Present: Demi Morishige, Chairman; Barbara Scott-Rarick; Peter McCormick; Dan Jefferson; Rolfe Spiegel and Peter Butler.

Others Present: Danny Powers, AQ Program Manager; Oakley Hayes, AQ Technical Manager; Matt Wampler, AQ Scientist; Christina Schweipert, AQ Analyst/MSP; Andrew Switzer, AQ Compliance Specialist; Virgil Frazier, Growth Fund; Neil Havermace, Red Hen Systems; Ember Michel, RWPC; John Ritchie, RWPC; Kyle Hunderman, RCGC; Julianne Begay, Tribal Attorney; Sam W. Maynes, Tribal Attorney; Mark Hutson, EPD Head; Mike Matheson, DOE; Christi Zeller, Energy Council; Jeremy Shockley, SU Drum and Marlene Scott-Jewett, AQ Analyst 1.

Call in Participants: Lisa Devore, CDPHE; Chris Laplante, CDPHE; Joe Jenkins, Environmental Compliance System and Leslie Jakoby, La Plata County.

For the record, Chairman Morishige announced that her surname had changed from Sells to Morishige. There was a round of introductions from all who were present and call-in participants.

New Business

Review and Approve April 24, 2018 Agenda

Chairman Morishige called for a motion to approve the April 24, 2019 Agenda. Commissioner Jefferson motioned and Commissioner Spiegel second the motion. The motion passed (6) for and (0) against.

Review and Approve December 5, 2018 Meeting Minutes

Chairman Morishige called for a motion to approve the December 5, 2018 meeting minutes. Commissioner Jefferson motioned and Commissioner Spiegel seconded the motion. The motion passed (6) for and (0) against.

Minor Source Program

Refresher on the Three Options for Minor Source Program

Mr. Oakley Hayes, AQ Technical Manager, presented the review and recommendation of the potential Minor Source Program (MSP). The information included a timeline, three options to regulate minor sources and the Tribe's recommendation to the Southern Ute Indian Tribe/State of Colorado Environmental Commission (Commission) for approval.

The Tribe's recommendation to the Commission is option two – the Commission authorizes the Tribe to apply for administrative delegation of the federal minor source program.

Letters Received from La Plata County, State of Colorado and Archuleta County

It was the consensus of the Commissioners to hear a summary of the letters received from La Plata County, Archuleta County and State of Colorado. Mr. Danny Powers, AQ Program Manager, provided a summary of the letters in support of the tribal MSP.

Background information:

On December 3, 2018 the Commissioners received a letter via email from La Plata County requesting to delay the approval of the proposed Minor Source Program (MSP). The letter was not included in the official commission meeting packet emailed to the Commissioners on November 19, 2018. At the December 5, 2018 meeting, the Commission agreed unanimously to table the vote on an option for approval of the MSP and requested the Air Quality Program schedule a meeting with La Plata County, Archuleta County and Tribal Council as part of the stakeholder process.

Public Comment

No Public Comment.

Commission Deliberation

Chairman Morishige called, all in favor to un-table the vote on the approval of an option, the ayes have it.

Mr. Sam W. Maynes clarified for the Commissioners the procedures regarding the introduction of the resolution for the record.

Resolution 2019-01

Chairman Morishige asked if all Commissioners read the resolution. It was the consensus of the Commission, to not read aloud the resolution for the record.

At this time, Chairman Morishige asked if there was any public comment. There was no public comment.

Mr. Maynes provided information on the direct final rule-making action, public review and comment period.

Chairman Morishige called for a motion to approve Resolution No. 2019-01. Commissioner Butler motioned and Commissioner McCormick seconded the motion. The motion passed (6) for and (0) against.

It is noted that all Commissioners and Mr. Powers signed the approved Resolution 2019-01.

Colorado Department of Public Health & Environment (CDPHE) Updates

Ms. Lisa Devore, Colorado Department of Public Health & Environment (CDPHE), provided updates on:

1. State Bill 181
2. State legislation session ends May 3, 2019, there are several Air Quality bills.
3. Hydrocarbon Emission Reduction public meeting held in Durango, Colorado on April 23, 2019.
4. Colorado Air Quality Control Divisions- Zero Emissions Vehicles (ZEV), public comments for ZEV and how to comment.

Open Discussion/Questions and Public Comment

Commissioner Butler provided information on the Air Quality Health Symposium to be held Thursday, May 9, 2019 in Denver, Colorado. Commissioner Butler will provide the website link to Ms. Marlene Scott-Jewett, AQ Analyst 1, to email to the commissions contact list.

Mr. Sam W. Maynes, Tribal Attorney thanked CDPH&E, La Plata County and Archuleta County for their input on State Bill 181.

Schedule Next Meeting

The next Southern Ute Indian Tribe/State of Colorado Environmental Commission meeting is scheduled for Tuesday, October 22, 2019, 3:00-5:00 in the EPD Large Conference Room, J&R Administrative Building, in Ignacio, Colorado.

Adjourn

Chairman Morishige adjourned the meeting.

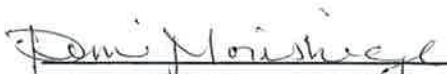
The meeting of the Southern Ute Indian Tribe/State of Colorado Environmental Commission adjourned at 3:53 p.m.

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



Marlene Scott-Jewett, Recording Secretary

10/22/2019
Date



Demi Morishige, Southern Ute Indian Tribe/
State of Colorado Environmental Commission Chairman

10/22/2019
Date