

# Minutes

## Asbestos Advisory Group Meeting

Wednesday January 6, 2016

Optional Work Session: Room 45 10:30 a – 12:00 p

Room 45 1:30p – 3:30p

*The goal of the Asbestos Advisory Group is to advise DEQ on various issues relating to asbestos regulation.*

### **Committee Members in Attendance:**

Jim Devlin – Citizen at Large  
Joe Radonich- State & Federal Public Works  
Bruce Kirby – Contractors & Consultants  
Ed Surbrugg – Consulting Engineers & Architects  
Peggy Trenk – Trade Associations  
Barb Butler – Waste & Materials Management (via Lync)  
David Galt – Major Facilities  
Annette Satterly – School Organizations  
Harold Blattie- City & County Public Works & Permitting  
Jennene Lyda- Worker Protection (via Lync)  
Brad Evanger – Minor Facilities (via Lync)

### **Committee Members not in Attendance:**

Nick Van Tighem - General Construction Contractors  
Gayla Benefield – Environmental Advocacy - Resigned

### **Others in Attendance:**

David Keller – Major Facilities  
Chad Anderson – DEQ ENFD  
Greg Kurvink – DEQ ACP  
Doug Tisdell – Northern IH  
Judy Kirby – Kirby Environmental  
Jessica Smith – DEQ REM State Superfund  
Mark Smith, DEQ SRF Program  
Kevin Oliver – Northern IH  
Mark Oliver – Northern IH  
John Rasmann – DEQ ENFD  
Chad Anderson – DEQ ENFD  
Robert Frantz – Indoor/Outdoor Environmental  
Tom Russ – DOA/General Services Division  
Tassie Smith – DEQ  
John Benoit – DEQ ACP  
Denise Kelly, DEQ P&C Officer Fiscal Officer

**AAG Support Staff in Attendance:**

Ed Thamke – DEQ WUTM Bureau Chief  
Deb Grimm – DEQ Asbestos Control Program  
Emily Ewart – DEQ Rule Writer  
Kerri Blanton – DEQ Minutes  
Mark Hall – DEQ Hazardous Materials Section  
Lisa Peterson – DEQ Public Information Officer  
Bob Habeck – DEQ Facilitator

**Optional Work Session – 10:30 a – 12:00 p**

- **Members in Attendance:** Jim Devlin, Bruce Kirby

**General Session was called to order at 1:30 p.m. by Bob Habeck**

**Welcome & Opening Remarks:**

- Bob Habeck provided the Welcome and Opening Remarks and review of the December meeting. Bob asked for those on the phone to identify themselves.

**Action Item:**

- December Minutes. Motion to approve was moved by Annette Satterly and second by Peggy Trenk. No further discussion. There was unanimous approval.
- Bob reviewed the January agenda items.

**Old Business:**

- Bob Habeck explained that Gayla Benefield has resigned from being the Environmental Advocacy representative for the Asbestos Advisory Group.
- Lisa Peterson reviewed Basecamp and showed AAG members more editing document tools as well as uploading documents to Basecamp that can be used to exchange information within each focus group. Lisa is always available for help. She encouraged everyone to keep using it as it is very intuitive and if the members have any questions, please either contact Lisa or use the Help link in Basecamp.
- Denise Kelly the P&C Fiscal Officer from DEQ discussed the Asbestos Control Program federal funding and expenditures and post enforcement funding information. She reviewed technical information that is posted on the AAG website. Denise will add the Expenditure and Revenue graphs in color to the Basecamp Fee Focus Group and on DEQ's website.
- Chad Anderson and John Rasmann from DEQ Enforcement discussed the enforcement process once the ACP program sends any warning or violation letters to enforcement.

- Members discussed the use of General Fund and enforcement fees in the annual budget. Asbestos penalties cannot, by statute, be used for program operation but the concept will be placed in the parking garage.
- DEQ will revise Word files in Basecamp to 'text' files for easier editing.
- No public comment on old business.

### **New Business:**

- Summary of Focus Group Priorities: Bob Habeck discussed homework assignments in basecamp with members. Members are to work between monthly meetings to comment on the 'desired' condition for priority issues. DEQ will work to populate the 'current' state of priority issues. It is believed that eventual recommendations, if any, would come from the 'Desired Condition' discussion from each priority issue.
- Ed Thamke suggested the thought of working with local governments to track building permits that involve asbestos be discussed further at the February meeting. Ed will speak with Tim Burton regarding the building permit question as Tim is the Executive Director of the Montana League of Cities and Towns.
- Non-naturally occurring asbestos in soil has come up several times but may not fit precisely within the HB434 mission. However, it is of interest to several members and the agency cleanup programs. Ed will meet with DEQ's State Superfund group to craft a bullet point for AAG consideration and placement within focus categories.
- Jim Devlin mentioned alternative fee structure that allows for a 'tiered system' for payment depending upon amount of debris involved. This system would allow for additional revenue based upon a fair process. DEQ staff will review the proposed Fee Rule which addresses that proposal.

### **Public Comment:**

- No public comment on any matter not contained on the agenda but is within the scope of the AAG.

### **Action and Discussion Items for February's Meeting:**

- Review of January minutes for approval.
- Further technical review of Basecamp.
- Further discussion on Focus Group priorities.
- DEQ staff will add fee information to the February Agenda for discussion.
- DEQ staff will add the General Fund documents to all the Focus Groups in Basecamp.

- Deb and Mark will develop a table presenting issued asbestos permit numbers and a table illustrating who pays fees by city/county.

**Meeting Adjourned at 3:40 p.m.**