

**Minutes  
Regular Meeting  
of the  
Louisville Metro Air Pollution Control Board  
November 19, 2014**

A regular meeting of the Louisville Metro Air Pollution Control Board was called to order on November 19, 2014, at 10:14 a.m. in the Board Room of the Louisville Metro Air Pollution Control District, 850 Barret Avenue, Louisville, Kentucky, by Dr. Robert Powell, Chairman. Other Board members present were Mr. Steve Thomas, Mr. Ron Thomas, Ms. Bonnie Biemer, Mr. Bill Jacob, Ms. Kathy Matheny and Dr. Neville Pinto. A quorum was present.

The following Louisville Metro Air Pollution Control District staff members were present: Keith Talley Sr., Rachael Hamilton, Paul Aud, Thomas Nord, Michelle King, Matt King, Terri Phelps, Karen Thorne, Shannon Hosey, Steven Gravatte, Rick Williams, Lorna Madison, Dee Lynch, Rick Williams, Emily Tyler, Craig Butler, Hannah Byland, Nantaporn Noosai, Bob Wesley, Steve Holley, Stacey Barbro, Mike Brown, Alexa Deep, Robert Garcia and Monica Little. Also present were Assistant County Attorney Stacy Fritze Dott, and staff member Tammy Brown.

The following guests were present: Aaron Benson, Ford-LAP; Jim Bruggers, Courier-Journal; Marie Burnett, Waste Management of Kentucky L.L.C.; Dennis Conniff, Frost Brown, Todd LLC; Greg Long, Ford-LAP; Jon O'Neil, Marcus Paint; Paige Mosser Theriac, Theriac Environmental Consultants, Inc.; Peter Raymond, Momentive Specialty Chemicals Inc.; Todd Trowbridge, Momentive Specialty Chemicals Inc.; and Marlene Zeckner-Pardue, LG&E and KU Energy, LLC.

**Introductions**

Mr. Talley, Director, introduced three new Engineer I employees Alexa Deep, Nantaporn Noosai and Rob Garcia.

**Approval of Minutes**

The minutes of the regular public hearing and Board meeting held on October 15, 2014, were approved as written.

**New Business**

**A. Agreed Board Order with Waste Management of Kentucky, L.L.C.**

Ms. Phelps said the District recommended that the Board adopt the Agreed Board Order with Waste Management of Kentucky, L.L.C., as proposed.

**Motion:** Mr. Ron Thomas moved to adopt the Agreed Board Order with Waste Management of Kentucky, L.L.C., as proposed, and the motion was seconded.

The motion passed unanimously.

## **B. Agreed Board Order with Bachelor Land Holdings, LLC**

Ms. Phelps said the District recommended that the Board adopt the Agreed Board Order with Bachelor Land Holdings, LLC, as proposed.

**Statement:** Chairman Powell questioned what happened to the asbestos during those three years. Ms. Phelps responded that the company said that the building flooded in 2009 and they called a company who cleared out the whole building. The District's investigation did not fully corroborate the company's account, so the District could not say what actually happened to the asbestos.

**Motion:** Mr. Ron Thomas moved to adopt the Agreed Board Order with the Bachelor Land Holdings, LLC, as proposed, and the motion was seconded.

The motion passed unanimously.

## **C. Agreed Board Order with Momentive Specialty Chemicals Inc.**

Ms. Phelps said the District recommended that the Board adopt the Agreed Board Order with Momentive Specialty Chemicals Inc., as proposed.

**Motion:** Mr. Jacob moved to adopt the Agreed Board Order with Momentive Specialty Chemicals Inc., as proposed, and the motion was seconded.

The motion passed unanimously.

## **Staff Reports**

### **A. Director**

On October 24, 2014, the Partnership for a Green City was awarded the Center for Nonprofit Excellence's 2014 Pyramid Awarded for Art of Excellent in Collaboration. Board Member Bonnie Biemer was a founding member of the Steering Committee, having been a key member of the effort to form the Partnership, which celebrates its ten-year anniversary this year. Also former APCD member Barbara Sexton Smith was honored with a Lifetime Achievement Award.

Mr. Tally announced that the reorganization is now complete and the District is currently staffed at 61 employees. There were four employees laid off during the reorganization process. Mr. Talley thanked the union for reaching a mutually acceptable agreement and wanted to publicly acknowledge and thank everyone for their help in completing the reorganization.

### **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 Emissions**

The October 2014, Excess Emission Event Report was submitted for filing. A copy is attached to the original minutes.

**Next Meeting**

The next regular Board meeting is scheduled Wednesday, December 17, at 10:00 a.m.

**Adjourn**

The meeting was adjourned at 10:35 a.m.

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Robert W. Powell, M.D.  
Chairman

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Rachael Hamilton  
Secretary-Treasurer