

COMMISSION ON ENVIRONMENTAL JUSTICE
MEETING MINUTES
DRAFT – NOT APPROVED BY COMMISSION
Wednesday, October 4, 2017 (10:00 am – 12:00 noon)

I. Welcome

Kimberly Wasserman – Chairman

II. Introductions

A. Teleconference

- Sharonda Williams – Sierra Club
- Commissioner Millard Driskell
- Commissioner Veronica Halloway- IDPH
- Commissioner Cheryl Johnson

B. Videoconference Chicago

- Commissioner Kim Wasserman, Chair - LVEJO
- Julianna Pino – LVEJO
- Commissioner Keith Harley – Chicago Legal Clinic
- Stephanie Bilenko – NEIS
- Diane Johnson – Ixchel
- Troy Hernandez - PERRO

C. Videoconference Springfield

- Commissioner Chris Pressnall, IEPA, Environmental Justice Officer
- Elizabeth Rupel - IEPA
- Brad Frost – IEPA
- Antonette Palumbo - IERG
- Kelly Thompson – IERG
- Crystal Myers-Wilkins – IEPA, Division of Legal Counsel
- Commissioner Lori Baker – IDPH

III. Approval of Agenda

- Moved by – Commissioner Driskell
- Second – Commissioner Harley
- Motion Carried – Chair Wasserman

IV. Approval of the Minutes

- a. Minutes from the November 16, 2016 meeting
 - Moved by Commissioner Driskell
 - Second – Commissioner Harley
 - No discussion, motion carried – Chair Wasserman
- b. Minutes from the May 3, 2017 Special Meeting
 - Moved by Commissioner Driskell
 - Second – Commissioner Harley
 - No discussion, motion carried – Chair Wasserman
- c. Minutes from June 21, 2017 meeting
 - Moved by Commissioner Harley
 - Approved as open discussion minutes due to the meeting not meeting a quorum
 - Motion carried, approved as open discussion minutes – Chair Wasserman

V. Presentations/ Discussions

a. Rule Making for Prevention of Significant Deterioration (PSD) – Brad Frost, IEPA

- IEPA proposing rules to PCB creating state PSD permitting program
- Previously administered the program pursuant to USEPA delegation agreement
- Rulemaking pursuant to 2015 revision to Illinois Environmental Protection Act requiring PCB establish a state PSD program
- Comment period ending on November 1, 2017

Questions:

- Chair Wasserman – What is the timeline?
Brad Frost – Informal comments being accepted until November 1, 2017.
- Commissioner Harley – What was motivation for taking a new look at public participation requirements?
Brad Frost – Part 252 needed clean up but not part of PSD package, separate rulemaking and does not require SIP approval
- Julianna Pino – Will the comment period window fluctuate depending on influx of comments received? I.e. more comments lead to extension versus less comments lead to shorter window.
Brad Frost – There is no effective date in the law.
- Julianna Pino – explain separate tracks
Brad Frost – PSD rules not take effect until proposed changes to SIP reviewed and approved by USEPA; Part 252 not require SIP approval
- Antonette Palumbo – clarification: there will not be many changes to PSD since the IEPA already runs the majority of the program.

b. Draft Long-Term Renewable Resources Procurement Plan

Commissioner Pressnall

- Provided comments to IPA on draft EJ portion

Commissioner Harley – contacted by representative of ICC Commissioner Miquel del Valle

- ICC making engagement of EJ Communities a priority
- Want to increase representation before ICC, improve education of utility issues and collect feedback from EJ Communities

Chair Wasserman – Commission needs to determine if and how it wants to engage on the draft Long-Term Renewable Resources Procurement Plan

Juliana Pino

- 2-2.5 negotiation by Illinois Clean Jobs Coalition
- IPA must define “EJ Community” for purpose of Illinois Solar For All Program
- 25% of funds to EJ Communities
- Illinois Solar For All working group
 - Ms. Pino facilitates
 - 80 plus groups participate
 - Definitions sub-team
- Commission provided comments via letter to IPA
- Draft released last week
- Public comment period ends November 13, 2017

- ICC holding three hearings
 - Chicago, Moline, and Springfield to obtain additional comments
 - Commission could participate
- Ways Commission could engage
 - Definition of “EJ Community”
 - Consumer protections
 - Vulnerable families’ impacts
 - Job training
 - Separate funding (from utilities)
 - 50% to EJ communities
- After November 13 IPA – has 2 weeks to incorporate changes then submit to the Commerce Commission with formal proceeding to follow.
- Formal process
 - Need to intervene via legal representation
 - Process should end around April 2018
 - Should Commission make themselves a party to the proceeding?
 - IPA made themselves a party to work force
 - Get apprized of developments
- Current draft plan
 - IEPA definition
 - EPA definition
 - Specific federal databases mentioned but excluded Illinois specific databases
 - IDPH
 - Not Illinois’ demographics

Commissioner Baker

- Works on Employment First initiative
- Illinois Housing Development Agency data
 - Socioeconomic factors
 - Develop in an environmentally responsible way (low income renters or potential owners)
 - Ask for participation in Commission

Juliana Pino

- Has not talked to Illinois Housing Development Agency
- Chiefly looked at primary indicators

Commissioner Baker

- Strategic Planning and Reporting office of Illinois Housing Development Agency
- Look at upcoming areas and oversaturated areas
- Will connect with people at Illinois Housing Development Agency

Commissioner Harley

- The formula for the EJ screens are complex and have not been implemented yet
 - It is hard to know if the method IPA is using to determine EJ areas is practical
 - Need dry run on specific census tracts

Julianna Pino – Explains Cal-Enviro Screen

- Similar set of indicators but have not ran formula for IL census tracks
- Need to see maps to be able to better comment
- Discussed approach with Troy Hernandez of PERRO

Chair Wasserman- come together to develop comments in 5 weeks

- Asks commission to meet for 1-2 hours each week; moves for approval
 - Commission to check on dates to ensure availability
- Commission to create draft, send in for feedback, make changes, and send a final version to entire Commission for a vote before sending in.
 - Final vote needed by November 1; Final approval by November 3.
- Non-Commissioners can participate
- Commissioner Pressnall – send all commissioners an email with updates
- Commissioner Harley emphasizes that should tender comments, goes to heart of the Commission’s credibility
- Antoinette Palumbo to determine if IERG will participate

c. Ethics Training

- Commissioner Pressnall, explain instructions. Commission to send in completed ethics training to Commissioner Pressnall by end of 2017.

VI. New Business

- Julianna Pino
 - Lead and drinking water January statute implemented by IDPH
 - Schools and daycares.
 - Possibility of additional testing and additional legislation
 - CMPD testing; may trigger park testing across the state
 - Look to water main replacement programs in other states
 - Need notification system when mains replaced

VII. Old Business

- No old business

VIII. Open Discussion/ Questions

IX. Next meeting date and location

- Special call Friday October 27, 2017 from 2pm-4pm
- Friday November 3, 2017- Special Committee Meeting from 2pm-4pm

X. Adjournment

11:21am