

Action Summary Minutes  
San Joaquin Valley Unified Air Pollution Control District

**ENVIRONMENTAL JUSTICE ADVISORY GROUP (EJAG)**

Central Region Office, Governing Board Room  
1990 E. Gettysburg Avenue, Fresno, CA.

**Monday, January 12, 2009**  
**5:30 p.m.**

*The Environmental Justice Advisory Group Meeting was held via video teleconference (VTC): Central Region Office, Governing Board Room, 1990 E. Gettysburg Avenue, Fresno, the Southern Region Office, VTC Room, 2700 M Street, Bakersfield and the Northern Region Office, VTC Room, 4800 Enterprise Way, Modesto.*

1. CALL TO ORDER - Meeting called to order at 6:15 p.m. due to technical difficulties.
2. ROLL CALL - was taken and a quorum was present to hold a meeting.

County	Member Name/Interest Group	Location
San Joaquin	Jeremy Terhune, At-large Rep.	Northern
Stanislaus	Rosenda Mataka, At-large Rep.	Northern
Merced	Melissa J. Kelly Ortega, At-large Rep.	Central
Madera	Catherine Garoupa, At-large Rep.	Central
Fresno	Lourdes Medina, At-large Rep.	Central
Kings	Andre Booker	Central
Kern	Linda MacKay, At-large Rep.	Southern

Staff present in Central Region Office (Fresno) – Jaime Holt, Chief Communications Officer; Rick McVaigh, Deputy APCO; Samir Sheikh, Director of ERIP; Jon Adams, Director of Compliance; George Heinen, Rule Development Supervisor; Arnaud Marjollet, Permit Services Manager; Claudia Encinas, Bilingual Public Information Representative; Maricela Velásquez, Senior Public Information Representative

Staff present in the Northern Region Office (Modesto) – Anthony Presto, Public Information Representative

Staff present in the Southern Region Office (Bakersfield) – Brenda Turner, Public Information Representative

3. APPROVE MINUTES OF MONDAY, DECEMBER 15, 2008 – Linda MacKay made a motion to approve the minutes as submitted. Second by Catherine Garoupa. The minutes were approved as submitted.
4. PUBLIC COMMENTS– None.

5. CHAIR COMMENTS – The Chair thanked all of the EJAG members who worked on the EJAG by-laws.
6. RULES UNDER DEVELOPMENT – George Heinen, Supervising Air Quality Engineer, presented the report. In addition to the information in the EJAG packet, he stated that currently under Rule 9401, Employer Based Trip Reduction Programs, an employer with more than 100 employees would be considered a large employer. Rule 4695, Wine and Brandy Aging, is a new rule and would impact four to five facilities in the San Joaquin Valley. He stated that a socioeconomic impact report is done for every District rule and usually happens after the second workshop. EJAG members requested to be added to the District's Rules mailing lists. He also stated that the District website contains three feasibility studies regarding Prescribed Burning and Hazard Reduction, Internal Combustion Engines and Open Burning.
7. EJ COMMUNITIES – Samir Sheikh, Director of Incentive Programs, discussed the District's Heavy Duty Program, which pays for newer diesel equipment (irrigation pumps, municipal vehicles, construction equipment, etc) and is funded through Carl Moyer funds. The state of California requires that 50% of those funds be spent in EJ communities; the District actually spends about 75% of these funds in EJ communities.

He also discussed the school bus program, in which California guidelines require a match by the school districts that are receiving funds. However, the District noticed that certain school districts with high levels of low-income families are having a hard time coming up with their portion. Therefore, the District will be providing match assistance to some of those school districts based on participation in the Free and Reduced Price Meal (FRPM) Program.

The Proposition 1B Heavy Duty Truck Program was also discussed. An enormous amount of applications were received, especially from single-owner operators/truckers. The District has about \$40 million in incentive funds and it received about \$140 million in applications. This program benefits EJ communities by nature, since the majority of the emission reductions occur on highways/freeways that are often adjacent to EJ communities.

The Burn Cleaner Wood Device Change-Out Program will be starting in February and will be offering \$750 (\$1,500 to low-income residents) toward the purchase of a cleaner-burning gas, pellet or certified wood-burning stove or insert, depending on what is being changed out.

Other efforts to target incentive programs in EJ communities were discussed. Focused outreach in EJ communities has been performed in the past. When rolling out the Gross Polluting Vehicle Replacement Program, the initial phase of the program was focused on Arvin/Bakersfield/Fresno to target highly impacted communities.

8. WOOD-BURNING RULE OUTREACH IN EJ COMMUNITIES – Tabled to next month's meeting due to technical difficulties with VTC system.
9. AIR TOXICS HOT SPOTS PROGRAM – Arnaud Marjollet, Permit Services Manager, discussed the program, which was enacted in 1987 as AB2588 (better known as the Air Toxic “Hot Spots” Program). AB2588 was first implemented in 1990 for large facilities ( $\geq 25$  tons for criteria pollutants), in 1991 for medium facilities ( $\geq 10$  tons for criteria pollutants), and in 1992 for smaller facilities ( $< 10$  tons for criteria pollutants).

The program requires each facility to develop a plan detailing how they will calculate and report their actual emissions to the District. Once this information is received and reviewed, the District performs an analysis (prioritization) to determine if a more detailed evaluation is required. Facilities that are determined to need a more detailed evaluation are required to perform a health risk assessment (HRA).

A facility's HRA that is determined to be significant is required to notify the affected public of their potential exposure due to the facility's permitted operation. These facilities are also required to update their toxic inventory every two years and re-notify the affected public if the HRA still indicates a significant impact. The District had two facilities that were considered significant, but have since reduced their impact to less than significant through reformulation or additional controls being added to key equipment.

The District currently has 4,000 active facilities in the AB2588 program. To request more information, the District can be contacted or you may visit the District website at [www.valleyair.org](http://www.valleyair.org) for more information and external links.

10. REEVALUATE EJAG MEETING DATES AND TIMES - EJAG members discussed possible meeting dates and times. Currently, the third Monday at alternating times is acceptable, but when more members of the public would like to attend EJAG meetings, this might need to be revisited.
11. STANDING COMMITTEE REPORTS –Catherine Garoupa discussed the changes that were made to the draft EJAG by-laws. During the discussion, the EJAG stated that having alternates or proxies would be too confusing at this time.

Melissa Kelly-Ortega motioned to approve the draft EJAG by-laws as amended. Second by Jeremy Terhune. Motion unanimously carried.

12. DRAFT RECOMMENDATIONS FOR PUBLIC INFORMATION REQUESTS FEE WAIVER – Lourdes Medina asked for an EJAG subcommittee group to take on this task. Rosenda Mataka will lead this subcommittee; Linda MacKay and Derrik Williams (member of the public) will also be a part of the subcommittee.

13. TELECONFERENCE LINE AVAILABILITY –Jaime Holt mentioned that due to Brown Act regulations, it will not be possible to have teleconference meetings. The District is investigating the possibility of webcasting the meeting.
14. TOOL REQUESTS FROM EJAG MEMBERS – EJAG members discussed an outreach piece to be able to provide to members of their communities. Ms. Medina will lead a subcommittee in the creation of this outreach piece.
15. PUBLIC COMMENTS (SECOND OPPORTUNITY) – None.
16. EJAG MEMBER COMMENTS AND EJAG SUGGESTIONS TO BE INCLUDED IN THE PRESENTATION OF THE EJAG REPORT DURING THE CAC MEETING ON TUESDAY, FEBRUARY 3, 2009 – None.
17. VOLUNTEER TO PRESENT EJAG REPORT DURING CAC MEETING, TUESDAY, FEBRUARY 3, 2009 AT 10:00 A.M. – Ms. Garoupa volunteered to report at the February meeting. At the next EJAG meeting, EJAG members will sign up for CAC meeting presentation.

Adjourned at 8:35 p.m.

Next meeting – The next EJAG meeting is scheduled on Monday, February 9, 2009 at 11:00 a.m.