



# San Joaquin Valley

## AIR POLLUTION CONTROL DISTRICT

### GOVERNING BOARD

**J. Steven Worthley, Chair**  
Supervisor, Tulare County

**Leroy Ornellas, Vice Chair**  
Supervisor, San Joaquin County

**Judith G. Case**  
Supervisor, Fresno County

**Jon McQuiston**  
Supervisor, Kern County

**Tony Barba**  
Supervisor, Kings County

**Ronn Dominici**  
Supervisor, Madera County

**Michael G. Nelson**  
Supervisor, Merced County

**William O'Brien**  
Supervisor, Stanislaus County

**Chris Vierra**  
Councilmember, City of Ceres

**Raji Brar**  
Councilmember, City of Arvin

**Henry T. Perea**  
Councilmember, City of Fresno

---

**Sayed Sadredin**  
Executive Director/  
Air Pollution Control Officer

---

Northern Region Office  
4800 Enterprise Way  
Modesto, CA 95356-8718  
(209) 557-6400  
FAX (209) 557-6475

---

Central Region Office  
1990 East Gettysburg Avenue  
Fresno, CA 93726-0244  
(559) 230-6000  
FAX (559) 230-6061

---

Southern Region Office  
2700 M Street, Suite 275  
Bakersfield, CA 93301-2373  
(661) 326-6900  
FAX (661) 326-6985

---

www.valleyair.org

## Agenda

### CITIZENS ADVISORY COMMITTEE (CAC)

San Joaquin Valley Unified Air Pollution Control District  
CENTRAL REGION OFFICE  
Governing Board Room  
1990 E. Gettysburg Avenue, Fresno, CA.

**Tuesday, April 3, 2007**

**10:00 a.m.**

The Citizens Advisory Committee Meeting will be held via video teleconference (VTC) in the following locations:

- Central Region Office (Governing Board Room, 1990 E. Gettysburg Avenue, Fresno)
- Southern Region Office (2700 M Street, VTC Room, Bakersfield)
- Northern Region Office (4800 Enterprise Way, VTC Room, Modesto).

*The Citizens Advisory Committee meeting will be webcast*

**All Meeting attendees are advised that all pagers, cellular telephones, laptops and any other electronic devices should be powered off upon entering the Governing Board Room or VTC Room, as these devices interfere with our audio equipment.**

Any member of the public may address the Citizens Advisory Committee during both the public comment period and on any scheduled item on the agenda. Comments are limited to a maximum of three minutes per speaker unless, for good cause, the Chair grants a longer period of time.

1. CALL TO ORDER
2. ROLL CALL – Attachment: Attendance Record CAC Meeting of Tuesday, March 6, 2007
3. APPROVE MINUTES OF TUESDAY, MARCH 6, 2007
4. PUBLIC COMMENTS – This time is made available for comments from the public on matters that are not on the Agenda. It is requested that no comments be made during this period on items on the Agenda. The public may make comments on each CAC Agenda Item during the time allowed for public comments. Attention is called to the fact that the CAC is prohibited by law from taking any action on matters discussed that are not on the Agenda.

5. CHAIR COMMENTS
6. EXECUTIVE DIRECTOR/APCO COMMENTS –
7. RULES UNDER DEVELOPMENT – George Heinen, Rule Development Supervisor
8. PUBLIC EDUCATION REPORT – Jaime Holt, Public Information Administrator
9. ACTION ITEM: DRAFT ENVIRONMENTAL JUSTICE STRATEGY POLICY
10. ACTION ITEM: PROPOSED 2007 OZONE PLAN
11. ARB COMMENTS – Presented by ARB representative.
12. CAC MEMBER COMMENTS AND CAC SUGGESTIONS TO BE INCLUDED IN THE PRESENTATION OF THE CAC REPORT DURING THE GOVERNING BOARD MEETING ON MONDAY, APRIL 30, 2007
13. VOLUNTEER TO PRESENT CAC REPORT DURING GOVERNING BOARD MEETING, MONDAY, APRIL 30, 2007 AT 9:00 A.M.
14. NEXT MEETING – The next CAC Meeting is scheduled on Tuesday, May 1, 2007 (time to be determined by the Chair) meeting held via video teleconference (VTC), with the Central Region Office (Fresno), the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield) participating.
15. ADJOURN

(X) Denotes Member in Attendance and (Solid Cell) Denotes Member Absent

LEGEND: (I/A) Industry/Ag, (E) Environmental, and (C) City  
 (P) Primary Member  
 (A) Alternate Member (Revised 8/29/06)

| Citizens Advisory Committee Attendance Records and Roll Call Form |  | No July |   | 8/1/06 |   | 9/5/06 |   | 10/3/06 |   | No Nov |   | 12/5/06 |   | 1/2/07 |   | 2/6/07 |   | 3/6/07 |   | 4/3/07 |   | 5/1/07 |   | 6/5/07 |   |
|---|--|---------|---|--------|---|--------|---|---------|---|--------|---|---------|---|--------|---|--------|---|--------|---|--------|---|--------|---|--------|---|
|   |  | P       | A | P      | A | P      | A | P       | A | P      | A | P       | A | P      | A | P      | A | P      | A | P      | A | P      | A | P      | A |
| <b>Primary (P)/Alternate (A) Members</b>                          |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| <b>Fresno County</b>  |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (I/A) Manuel Cunha/Ryan Jacobsen                                  |  | X       | X | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (E) Kevin Hamilton/Sarah Sharpe                                   |  | X       | X | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (C) Amarpreet Dhaliwal/Harry Armstrong                            |  | X       |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| <b>Kern County</b>  |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (I/A) Les Clark/Suzanne Noble                                     |  | X       |   | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (E) Dana Karcher/Harry Love                                       |  |         | X | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (C) Brent Green/Cliff Thompson                                    |  | X       |   | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| <b>Kings County</b>   |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (I/A) Riley Jones/Ryan Bertao                                     |  | X       |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (E) Kelly Deming/Don Giacomazzi                                   |  | X       |   | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (C) Dennis Tristao/Jim Wadsworth                                  |  | X       |   | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| <b>Madera County</b>  |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (I/A) Donald Horal/Ross Thornton                                  |  | X       |   | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (E) Lee Smith/Ron Flores  |  |         | X | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (C) /Ron Harris   |  | X       |   | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| <b>Merced County</b>  |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (I/A) Chris Dodson/Jack Mobley                                    |  | X       |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (E) Mary-Michal Rawling/Colleen Trieweller                        |  | X       |   | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (C) Dean Wilson/Richard Jantz                                     |  | X       |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| <b>San Joaquin County</b>   |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (I/A) Ron McManis/Roger Hoffdahl                                  |  |         | X |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (E) Perfecto Munoz  |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (C) Wade Broughton/   |  | X       |   | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| <b>Stanislaus County</b>  |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (I/A) Chris Savage/Andrew Van Allen                               |  | X       |   | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (E) L. D. "Denny" Hoeh/Steven Murov                               |  |         |   | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (C) Toni Hanson/  |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| <b>Tulare County</b>  |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (I/A) David Harrald/Gary Rohman                                   |  |         | X | X      | X |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (E) Christine Foster/Marvin Demmers                               |  | X       |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |
| (C) Cameron Hamilton/Greg Kirkpatrick                             |  |         |   |        |   |        |   |         |   |        |   |         |   |        |   |        |   |        |   |        |   |        |   |        |   |

No November Meeting

No July Meeting

CAC RESOLUTION: The CAC Resolution states that if a member and his/her alternate fail to attend (three consecutive meetings or half of the meetings in one year (six)), said CAC member shall be replaced by the appropriate appointing authority.



# San Joaquin Valley

## AIR POLLUTION CONTROL DISTRICT

### GOVERNING BOARD

**J. Steven Worthley, Chair**  
Supervisor, Tulare County

**Leroy Ornellas, Vice Chair**  
Supervisor, San Joaquin County

**Judith G. Case**  
Supervisor, Fresno County

**Jon McQuiston**  
Supervisor, Kern County

**Tony Barba**  
Supervisor, Kings County

**Ronn Dominici**  
Supervisor, Madera County

**Michael G. Nelson**  
Supervisor, Merced County

**William O'Brien**  
Supervisor, Stanislaus County

**Chris Vierra**  
Councilmember, City of Ceres

**Raji Brar**  
Councilmember, City of Arvin

**Henry T. Perea**  
Councilmember, City of Fresno

**Seyed Sadredin**  
Executive Director/  
Air Pollution Control Officer

Northern Region Office  
4800 Enterprise Way  
Modesto, CA 95356-8718  
(209) 557-6400  
FAX (209) 557-6475

Central Region Office  
1990 East Gettysburg Avenue  
Fresno, CA 93726-0244  
(559) 230-6000  
FAX (559) 230-6061

Southern Region Office  
2700 M Street, Suite 275  
Bakersfield, CA 93301-2373  
(661) 326-6900  
FAX (661) 326-6985

www.valleyair.org

### Action Summary Minutes

## Citizens Advisory Committee Meeting

San Joaquin Valley Unified Air Pollution Control District  
Central Region Office, 1990 E. Gettysburg Avenue  
Governing Board Room, Fresno, CA.

Tuesday, March 6, 2007  
10:00 a.m.

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

- CALL TO ORDER** – The Vice-Chair, Amarpreet Dhaliwal, called the meeting to order at 10:01 a.m.
- ROLL CALL** was taken and a quorum was present.

(P) Designates Primary Member and (A) Designates Alternate Member

| County      | Member Name/Interest Group              | Regional Office |
|-------------|---|-----------------|
| Fresno      | Manuel Cunha, Industry/Ag (P)           | Central         |
|             | Sarah Sharpe, Environmental (A)         | Central         |
|             | Amarpreet Dhaliwal, City (P)—Vice Chair | Central         |
| Kern        | Les Clark, Industry/Ag (P)              | South           |
|             | Suzanne Noble, Industry/Ag (A)          | South           |
|             | Dana Karcher, Environmental (P) *       | South           |
|             | Brent Green, City (P)                   | South           |
| Kings       | Riley Jones, Industry/Ag (P)            | Central         |
|             | Kelly Deming, Environmental (P)         | Central         |
| Madera      | Donald Horal, Industry/Ag (P)           | Central         |
|             | Lee Smith, Environmental (P)            | North           |
| Merced      | Mary-Michal Rawling, Environmental (P)  | Central         |
|             | Dean Wilson, City (P)                   | Central         |
| San Joaquin | Perfecto Munoz, Environmental (P) **    | North           |
|             | Wade Broughton, City (P)                | North           |
|             | Randall Blank, City (A)                 | North           |
| Tulare      | Gary Rohman, Industry/Ag (A)            | Central         |
|             | Christine Foster, Environmental (P)**   | Central         |

\* Arrived after Roll Call

\*\* Arrived during Item 6

Staff present in the Central Region Office (Fresno) – Seyed Sadredin, Executive Director/APCO; Roger McCoy, Director of Administrative Services; Jaime Holt, Public Education Administrator; Don Hunsaker, Supervising Air Quality Planner; George Heinen, Supervising Air Quality Engineer; Sissy Smith, Administrative Secretary; and Toni Taber, Clerk to the Boards.

Staff present in the Northern Region Office (Modesto) –Dottie Shoffner, Senior Office Assistant.

Staff present in the Southern Region Office (Bakersfield) – Emily Gonzales-Demont, Administrative Analyst II.

3. APPROVE MINUTES OF TUESDAY, FEBRUARY 6, 2007 – The Chair asked if there were any comments regarding the Minutes. Hearing no comments, the Chair declared the Minutes of Tuesday, February 6, 2007 approved as submitted.
4. PUBLIC COMMENTS – No public comments.
5. CHAIR COMMENTS –The Chair noted that this is his first time acting as Chair for the CAC.
6. EXECUTIVE DIRECTOR/APCO COMMENTS – Seyed Sadredin, Executive Director/APCO noted that with the appointment of the City representatives, the Governing Board is complete. The new members are Chris Vierra, City of Ceres; Raji Brar, City of Arvin; Henry T. Perea, City of Fresno. He also noted that Supervisor William O'Brien of Stanislaus County, Supervisor Leroy Ornellas of San Joaquin County, and Supervisor Jon McQuiston of Kern County are new to the Board this year. Mr. Sadredin noted that the April Governing Board meeting was rescheduled to Monday, April 30, 2007 and includes the Public Hearing on the Proposed 2007 Ozone Plan. The Board Meeting will begin at 9:00 a.m. for the regular Board items, and the Public Hearing for the Proposed 2007 Ozone Plan will begin at 11:00 a.m. or soon thereafter. The Board Meeting is anticipated to last the entire day.

Mr. Sadredin stated that at the last Governing Board meeting, the Board approved \$2 million towards a new pilot program to remove gross polluting vehicles from the streets, and unanimously voted to target the Program to Arvin and Northwest Fresno, the two hotspots with the lowest carrying capacity for ozone precursors. He added that the Program targets vehicles with repeated Smog Check failures, and will be by invitation only. The Program allows the participant the option to take \$1,000 cash or receive \$5,000 towards the purchase of a LEVII or better car; with either choice, the trade-in vehicle will be crushed. The District is working with dealerships and other parties to get additional financial participation such as low interest loans or other financial incentives. Mr. Sadredin stated that the pilot Program would be used to see if the Valley receives the pollution reductions the District is hoping to see, and to evaluate the level of participation.

Mr. Sadredin noted that on February 20, 2007, he appeared before the Senate Select Committee on Air Quality in Sacramento regarding the alternative plan released by the Southern California based group, ISSRC, who was hired by the Hewlett Foundation on behalf of environmental groups. He stated that the purpose of alternative plan is to show how the Valley could reach attainment by 2013. The District's analysis of the first plan they released in early February noted errors in emissions inventory, and attainment goals, which left the plan short by 150 tons/day in needed NOx reductions. Additionally, the plan double counted emissions reductions. He noted that ISSRC released their revised plan on February 19, 2007, and conceded that they attain 95% of needed NOx reductions, and they continue to double count emissions reductions and use incorrect inventories. Mr. Sadredin stated that the District will publish their critique of the alternative plan in the official Proposed 2007 Ozone Plan scheduled for Receive and File at the March 15, 2007 Governing Board meeting. The District hopes to have a meaningful discussion with ISSRC on the measures suggested. The District is planning to add three of their proposed measures to the Ozone Plan: the expedited timeline for glass-melting furnaces, the model ordinance for land-use agencies to require that 10% of new homes include solar water heaters, and the plan to crush 30,000 cars instead of the 6,000 should funding be available. He added that there is a consensus on the need for increased incentive funding in both plans, though both plans have varying amounts. The District feels we can take a one-voice approach to bring industry, environmental groups, and the public together to lobby for funds. Mr. Sadredin stated that the only measures the alternative plan proposes that the District has rejected are operational restrictions on high ozone days, which occur 80-100 days between June and September. Those measures include no-farm days, no-drive days, and no-construction days. Mr. Sadredin stated that the District does not have authority to make such proposals, nor does the District want to cripple the Valley's economy.

Manuel Cunha stated that the suggestion to shut down farms on high ozone days is offensive and shortsighted. He commended Mr. Sadredin and District staff for expending the time and energy to go through the alternative plan while preparing its own Plan at the same time. Mr. Cunha added that the Valley's data is being used all over the country in other ozone plans.

Gary Rohman asked what the District's shortfall is. Mr. Sadredin stated that for a 2012 deadline, the shortfall is 300 tons/day. For a 2020 deadline, the shortfall is 90 tons/day, and for 2023, the shortfall is 60-70 tons/day. He added that when the District talks about not reaching attainment, they mean zero high ozone days in all Valley areas; ozone levels would continue to decrease throughout the Plan's implementation.

Dean Wilson asked if the State and the Federal Government are aware that mobile sources are the main contributor to NOx emissions in the Valley. Mr. Sadredin replied that the Federal Government is aware, but although the District has no authority over mobile sources, it is still responsible for reducing the pollution. He added that the District can incentivize businesses to replace engines and trucks, but cannot mandate fleet turnover. The District is pushing the EPA and ARB to do more. So far, the EPA has been moving slowly on requiring Tier 3 engines for locomotives.

Sarah Sharpe noted that the ARB workshop is coming up soon, and that any CAC member interested in encouraging the ARB to do more to reduce mobile source emissions should attend the meeting. Jaime Holt, Public Information Administrator, stated that the ARB workshop will be on April 10, 2007. Mr. Sadredin stated that he would appreciate the CAC's assistance in organizing fund raising because there is unanimous consensus that regulations alone will not be enough, and the District will need significant funding. After the Proposed 2007 Ozone Plan has gone through the Public Hearing process, Mr. Sadredin hopes the CAC can get together to create a unified approach at both the state and federal level to bring in new funding. Mr. Sadredin hoped that the CAC members could communicate that wish back to their colleagues.

The Chair asked if the Gross Polluting Vehicle Program is only targeted to certain areas. Mr. Sadredin stated that although preference will be given to Arvin and Northwest Fresno, the Program is open to all gross polluting vehicles in the Valley that meet the selection criteria outlined in the Program.

7. ACTION ITEM: DRAFT ENVIRONMENTAL JUSTICE STRATEGY POLICY

The Clerk informed the Chair that the City Interest Group did not have a quorum. The Chair noted that the City Interest Group met the previous week to discuss their position on the Environmental Justice Advisory Council (EJAC). The Chair also noted that the Environmental Interest Group had prepared a letter stating their position, but he had not received a letter from the Industry/Agriculture Interest Group. Jaime Holt, Public Information Administrator, stated that the Industrial/Agriculture Interest Group sent the letter directly to her, and she would provide copies shortly. Seyed Sadredin, Executive Director/APCO, acknowledged that they could not take action on the item, but requested they discuss the EJAC to help them come to a consensus. At this point, the Chair put the item on hold pending arrival of the Industrial/Agriculture Interest Group's letter.

After hearing Items 8 and 9, the discussion on Item 7 resumed.

Dana Karcher stated for the record that she was not contacted by the Environmental Interest Group for their discussion, and had no input on their letter of opinion. Mary-Michal Rawling apologized to Ms. Karcher and stated that she had sent an email, which was returned as undeliverable. She stated

it was not intentional to leave Ms. Karcher out of the process. Lee Smith indicated that he had requested that the letter have more detail on the dissenting Environmental Interest Group opinions.

Mr. Sadredin suggested that the CAC withhold debate until after each group has presented their point of view.

Mary-Michal Rawling stated that she solicited comments via email and telephone, and she received responses from most of the people in the group. She added that everyone was interested in moving the policy forward with some disagreement on the Committee formation. She stated that some felt the CAC should function as the EJAC, but others felt the EJAC should be a separate body. Her suggested compromise is that the CAC could be the selector of the EJAC members.

Mr. Sadredin stated that he hoped the CAC could make a single recommendation to him; however, if they could not come to a consensus, he would take into account each group's viewpoint in forming his Environmental Justice Strategy, which would then go to the workshop level, and then to a final recommendation to the Board. He added that the District is months away from the Board presentation.

Suzanne Noble stated that the Industry/Agriculture Interest Group is supportive of the current draft Environmental Justice Strategy; however, they believe that the CAC is more than able to accommodate Environmental Justice issues. As a compromise, the Industry/Agriculture Interest Group suggest the formation of an Ad Hoc Committee to include two members from each CAC interest group, and one additional member outside the CAC membership that each interest group can select.

Mr. Dhaliwal stated that the City Interest Group felt that the EJAC members should be appointed by the CAC, comprised of members of both the CAC and members of the affected groups, and report to the CAC. He also stated that the EJAC should make accommodations to allow more members of the community to attend, such as having the meetings at the end of the workday.

Sarah Shape asked if the CAC were to make comments on the draft Environmental Justice Strategy. Mr. Sadredin stated that they are to make recommendations on the make-up and function of the EJAC, and the process for being appointed. Mr. Sadredin asked if any of the groups had discussed the qualifications of the potential members. Dean Wilson stated that the City Interest Group did not want to exclude people through narrow qualifications and wanted to make sure that people who had experiences in their community were not excluded due to lack of education. Mr. Wilson stated that they hoped the EJAC would report to the CAC, and the CAC would amalgamate those comments to a solid statement to the Board. Mr. Sadredin



agreed that we do not want to exclude anyone, but stated there should be some minimum qualifications such as understanding of air quality issues, some experience with grass roots organizations, and credibility within the community.

Gary Rohman stated that according to the CAC bylaws, the Environmental Justice subject matter falls within the CAC responsibilities.

Manual Cunha stated that the CAC was created to increase communication between the District and the communities; therefore, the proper protocol would be for the EJAC to be an Ad Hoc Committee that reports to the CAC. He added that nobody has ever been precluded from attending a CAC meeting or Board meeting to speak on any issue.

Mr. Rohman stated that each person appointed to the CAC feels a responsibility to reach out to every group that has comments and to encourage participation.

Ms. Sharpe stated that she agreed with Mr. Wilson that the qualifications should be broad. Mr. Sadredin stated that the EJAC could possibly reflect the demographic representation of the District. Ms. Sharpe stated that Central Valley Air Coalition would like the EJAC to have a voice in the permitting process, so affected communities could state their concerns of new industry going into their neighborhoods. Mr. Sadredin stated that the EJAC will not have that authority; the Hearing Board is the place for those concerns. He added that the purpose of the EJAC is to give communities better access.

Christine Foster stated that businesses are at the table with staff to discuss how the rules affect the business; however, Environmental Justice groups and Environmentalists are not at that table. She added that CAC members look at how to represent their own groups, but there is no group in the CAC representing the communities that are economically or socially depressed and have a lot of industry in their neighborhood. The EJAC would have a different viewpoint and a different voice, and Ms. Foster stated that she feels she cannot speak for a community that has issues of which she has little to no experience. She added that those people need to speak separate from the CAC to let staff know what issues are important to them.

Riley Jones thanked Ms. Foster for her statement. Mr. Jones asked Ms. Rawling for clarification of the letter the Environmental Interest Group submitted. He wanted to know if by "most" she was including primary and alternate members. Ms. Rawling stated that she solicits comments from primary and alternate members, and of the responses she received, the majority had the opinion stated in the letter. Mr. Jones stated that he appreciated the process she went through, and that the word "most" should be clarified because of those Environmental Interest Group members present,

three disagreed with the letter, and one had no input, so he feels the letter should be better defined. Mr. Jones added that he took umbrage at the statement in the letter that the communities could not speak for themselves because it is an assumption.

Ms. Rawling stated that her letter is reflective of the comments she received back.

Kelly Deming stated that she agreed with Mr. Jones. She stated that she represents her community fairly no matter what the demographics are, and she goes to community meetings and speaks to those groups.

Perfecto Munoz stated that the purpose of the EJAC is to allow people to engage in discussion of the needs of people who have limited access to view or attend a meeting due to their job, ability to travel, or economic restrictions. The EJAC would be developed to define how we can better engage the community and access the information from them. Mr. Munoz stated that the CAC needs to figure out how to make the EJAC functionable and that there are some CAC members who could serve on the EJAC with members of other community-based organizations. Mr. Munoz added that the District must have the staff to understand Environmental Justice, and lead the group to help them understand the issues within the eight counties and not just in their own neighborhoods. Mr. Munoz stated that he feels strongly in engaging people to speak for themselves because he can speak as an educated person, but he does not live in the communities they live in every day of their life; therefore, it is important to consider their voices as the District develops Environmental Justice policies. Mr. Munoz would like to come to a consensus to ensure everyone is represented.

Ms. Karcher stated that she appreciated the work Ms. Rawling put into the letter, but wanted to clarify that this is Environmental Justice, not Environmentalism. She added that all people in the Valley are affected by pollution regardless of skin color and economic background; therefore, the outreach needs to be global, not specific.

Ms. Noble stated that she disagreed with the Environmental Interest Group's letter. She asked why there should be a stand-alone committee versus an Ad Hoc Committee. She also stated the CAC has both the capacity and the time to create an Ad Hoc Committee on Environmental Justice. She asked Mr. Sadredin to present, point-by-point, the purpose of the EJAC. She added that the CAC needs to keep Mr. Munoz's comments in mind in their discussions. Ms. Noble also stated that the EJAC should not be involved in the permitting process.

Les Clark stated that the CAC was put together to keep the community informed. Prior to discussion, Mr. Clark was against the formation of the

EJAC, but after discussion, he can support an Ad Hoc Committee with three new members. He stated that there are workshops and public hearings and everyone can make comments during those processes, so there is no missing link. He stated that if the Environmental Interest Group knows of one super Environmental Justice person in the Valley, they can invite that person to join the Ad Hoc Committee.

Wade Broughton stated that each person on the CAC represents the communities to the best of their ability, and though he might not be able to represent properly the people in communities other than his own, he does his best. Mr. Broughton said that the draft Environmental Justice Strategy mentions addressing any gaps, but there will always be gaps. Mr. Broughton agreed that there should be a staff representative assigned to Environmental Justice, but the draft Environmental Justice Strategy indicates that the District met with representatives from affected communities, and those people are continually welcomed to communicate with the District and with the CAC. Mr. Broughton stated that there may or may not be communities disproportionately affected by rules or permitting, but they have opportunity for input. He feels the CAC is capable through an Ad Hoc Committee to represent the Environmental Justice Communities.

At this point, Riley Jones stated that he had to leave.

Ms. Rawling stated that the CAC does not have an Environmental Justice Interest Group, which is separate from the Environmental Interest Group. She stated that any opportunity to get community input should always be welcomed. Ms. Rawling added that the ARB and other air districts already have Environmental Justice Groups. She added that each CAC member spends only a few hours a month with the CAC, so they cannot look at every rule in depth, and those CAC members on subcommittees find it difficult to spend the time necessary on the CAC as it is.

Mr. Wilson stated that based on his understanding of the discussion, it seems all three groups are willing to accommodate an Ad Hoc Committee, minimally.

Public Comment:

Ray León, Latino Issues Forum, stated that Executive Order 12898 was established in 1994 because the existing laws and representation were inadequate. He stated that from the Executive Order came the ARB's EJAC, and these Environmental Justice Groups have created a dialogue with different people and allowed people to share each other's realities. He noted that this has improved systems and helped the communities live healthier. Mr. León stated that he felt the EJAC needs to be a stand-alone group. He added that he has participated in the Environmental Justice Strategy draft, and one of the positive outcomes has been increased bilingual access to the District. Mr. León stated that the CAC cannot effectively represent the

communities the EJAC would represent, and that he does not hear the farm workers being represented, or ethnic small business.

Mr. Sadredin stated that the function of the EJAC is to find a better way to communicate with all sectors of the Valley in a way that works for them and makes sense. He stated that we can say the District has an "open door policy," but if the people do not have the confidence to participate, those policies will not work. He added that there is mistrust between organizations. The Environmental Interest Group thinks that if we give the power to the CAC, the City and Industry/Agriculture Interest groups will not listen to their concerns. The Industry/Agriculture Interest Group is concerned that the Environmental Justice people are going to cancel their permits. Part of the process is to find a way to build a group that has the trust and confidence of everyone.

Mr. Sadredin stated the EJAC will have no authority on permits or rule development. He stated that he would like the EJAC to look at how the District functions and communicates and offer input from the groups they represent as well as take the information back to those groups. He wants meaningful conversation.

Mr. Sadredin stated that the District offers the community and environmental groups opportunity for input in the rule development process, but participation is not as high as he would like. He added that rather than blame them, the District would like to find ways to help those groups have meaningful participation. He added that he does not think CAC has the capacity to act as the EJAC in the manner he is envisioning.

Mr. Sadredin asked the CAC to consider what they see as the function of the EJAC and if the EJAC should report to the CAC. Following that, Mr. Sadredin asked the CAC to look at the qualifications of the EJAC members, the length of their terms, and the size of the EJAC. He added that it is possible to have the EJAC as a pilot Program for a set amount of time and then revise it.

Mr. Sadredin suggested he lay out a resolution for the CAC to vote on.

Dana Karcher wanted to clarify that the Environmental Interest Group is the Environmental Interest Group, not the Environmentalist Interest Group.

The CAC requested by consensus to direct Seyed Sadredin, Executive Director/APCO, to draw up a draft proposal for the CAC.

Ms. Noble noted that that the next CAC meeting is during Easter week in April, which may make some members unable to attend.

8. PUBLIC EDUCATION REPORT

Jaime Holt, Public Information Administrator presented the report. Ms. Holt stated that the Burn Cleaner Program is continuing through March 15, and informed the CAC that the goal is to change out 400-500 units. She added that OCA is providing the grant funds, and the District is the Program administrator. Currently, the District has used 60% of the money, and expects to use all of the funds by the end of the Program. Ms. Holt also informed the CAC that a presentation on air quality by the California Partnership for the San Joaquin Valley would air on Thursday, March 8, 2007 at 7:00 p.m. on Valley Public Television. Ms. Holt extended a thank you to the members of the CAC who allowed the District to come out and tape them at their businesses and worksites and participated in the presentation. She added that a live panel discussion, which includes J. Steven Worthley, Chair of the District's Governing Board, will follow the Program.

Ms. Holt stated that the Clean Green Yard Machine lawn mower exchange program was commencing on April 21 and will run through May 31. This year, the District is working with Neuton to replace old lawn mowers with cordless electric lawn mowers, which retail for \$499. She stated that Neuton gives a discount for the District, then the District pays \$150 and the program participant pays \$150. She explained that the person who wants to trade-in their mower will call in their application and receive a code. He then takes this code and his lawn mower to an approved recycling center, which will give him another code. The participant then calls Neuton directly, gives them both codes and a credit card number for his share of \$150, and Neuton ships the lawn mower to the participant within approximately three days. The goal is to replace 1,000 mowers, and the item goes before the Board this month.

Ms. Holt also informed the CAC that the District is bringing the Clean Air Challenge to the Board in March. The Clean Air Challenge gets teens to focus on the mobile source impact on the Valley's air quality, personal lung capacity, alternative fuels, and other issues surrounding the Valley's air quality. The District holds multiple teacher workshops throughout the year to train teachers in this Program, and they are open to teachers all over the Valley.

Ms. Holt stated that the District has an RFP out for the 2007-08 advertising contract year for an advertising agency with experience and the capability to do bilingual outreach.

Ms. Holt stated that the restricted wood burning season ended last week. The District received good feedback this year. Most areas saw a slight decrease in the number of prohibited days called, and the Central and South Valley show great participation.

Mary-Michal Rawling asked if the School Flag Program email issue has been resolved. Ms. Holt stated that the problem is that some users' spam filters receive the emails as spam, and although the District cannot fix this problem, Staff is putting together a troubleshooting guide for users to check their spam settings in order to allow the emails to go through.

Don Horal asked if a person who had a regular wood burning fireplace could apply. Ms. Holt replied that a person with an open-hearth fireplace could apply to have a gas insert installed or a wood burning insert that is EPA certified. The grant allowed for a lot of flexibility.

9. STATUS REPORT: DRAFT 8-HOUR OZONE PLAN

Don Hunsaker, Plan Development Supervisor, stated that staff is working on the Receive and File version of the Plan addressing comments received during the public review process for the March 15, 2007 Board Meeting. The Public Hearing is scheduled for the April 30, 2007 Board Meeting, and the ARB is scheduled to hear the Plan on June 14, 2007; it is due to EPA on June 15, 2007.

Dean Wilson asked if the Plan would be available for download from the Internet on March 8, 2007. Mr. Hunsaker affirmed.

Mary-Michal Rawling asked what would happen if we do not file with the EPA on June 15, 2007. Mr. Sadredin replied that a recent court ruling vacated the rule under which the District is preparing its Plan, so it is possible that the EPA may extend the deadline to reflect that ruling; however, the District is proceeding with the Plan as scheduled. He stated that if the District does not submit by June 15, 2007, the EPA will make a finding of non-submittal, which begins an 18-month sanction clock. At the end of that, the 2:1 sanctions begin, and within six months after that, the loss of highway funding begins. Mr. Hunsaker stated that we are one of the few districts currently on track to have a Plan turned in to EPA by June 15, 2007.

10. RULES UNDER DEVELOPMENT

George Heinen, Rule Development Supervisor, presented the report. Mr. Heinen informed the CAC that the biosolids rule will go to the Board in March. He added that the Open Burn rule had a workshop the previous day and will have another workshop on Friday, and that there has been a lot of stakeholder input. Mr. Heinen noted that the draft development project for addressing emissions from less-than-20-megawatt turbines was given to the CAC Technical Rule Review Subcommittee last week.

11. CAC TECHNICAL RULE REVIEW SUBCOMMITTEE

No report.

12. ARB COMMENTS

Jeff Lindberg, ARB representative, presented the report. Mr. Lindberg stated that the EPA had originally underestimated the pollution of many of the air districts in California. EPA acknowledged that this would cause attainment in most areas to be difficult. He noted that many California air districts are moving from a lower designation to a higher designation. Only four of the 15 non-attainment districts will meet the Federal Ozone Standard on the schedule provided by the EPA.

Les Clark asked if Jeff Lindberg presented the same report to the Board. Mr. Sadredin stated that he would ask him to present that information to the Board.

13. CAC MEMBER COMMENTS AND CAC SUGGESTIONS TO BE INCLUDED IN THE PRESENTATION OF THE CAC REPORT DURING THE GOVERNING BOARD MEETING ON THURSDAY, MARCH 15, 2007

Christine Foster suggested that the report include the Public Information department's Clean Air Challenge, Clean Green Lawn Machine and the detailed discussions on the Environmental Justice Advisory Committee.

14. VOLUNTEER TO PRESENT CAC REPORT DURING GOVERNING BOARD MEETING, THURSDAY, MARCH 15, 2007 AT 9:00 A.M.

Sarah Sharpe volunteered to present the report.

NEXT MEETING – The next CAC Meeting is scheduled on Tuesday, April 3, 2007 at 10:00 a.m. to be held via video teleconference (VTC), with the Central Region Office (Fresno), the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield) participating.

Adjourned at 12:45 p.m.

Respectfully submitted,



Toni J. Taber  
Clerk to the Boards  
San Joaquin Valley Unified Air Pollution Control Districts

## SUMMARY OF DRAFT RULES AND PLANS

April 3, 2007

Copies of draft rules are available by calling (559) 230-6005 and on District's Website [www.valleyair.org/workshops/public\\_workshops\\_idx.htm](http://www.valleyair.org/workshops/public_workshops_idx.htm)  
Staff contacts can be reached at (559) 230-6000

### RULES AND PLANS ADOPTED IN MARCH 2007

**Rule 4565 (Biosolids, Animal and Poultry Litter):** Rule 4565 will implement a VOC control measure in the Ozone Plan. Depending on the amount of material processed, the rule will require emission controls and work management practices to reduce VOC emissions from composting/disposal of biosolids such as sewage sludge and animal waste. The estimated VOC emissions reduction is 1,430 tons/year. Status: **The rule was adopted by the Governing Board on March 15, 2007.**

### RULES AND PLANS UNDER DEVELOPMENT

#### MARCH 2007

**Rule 4703 (Stationary Gas Turbines):** Amendments to Rule 4703 would implement a NOx control measure in the Extreme Ozone Plan to control emission from existing turbines used for distributed power generation. Contact: Saul Gamez. Status: The scoping meeting was held on December 21, 2006. First workshop was held on March 21, 2007. A second workshop scheduled in the second quarter of 2007. The one-hour Ozone Plan calls for NOx emissions reduction of 219 tons/year. Governing Board Hearing: Third quarter 2007.

#### APRIL 2007

**8-Hour Ozone Attainment Demonstration Plan (OADP):** Federal Clean Air Act requires the District to develop an OADP for submission to EPA by June 2007. Contact: Don Hunsaker. Status: The final workshop was held on February 8, 2007. The Receive and File action was held on March 15, 2007. **Governing Board Hearing: April 30, 2007.**

**Rule 4103 (Open Burning):** Amendments to Rule 4103 would address the state-imposed June 2007 prohibition on burning orchard removal matter, including stumps and untreated support sticks. A phase-down schedule for the prohibition of burning rice stubble would also be developed to supplement the current interim schedule. Estimated emissions reduction is 644 tons NOx/year and 938 tons PM10/year. Contact: Joven Nazareno. Status: Final workshops were held on March 5 and 9, 2007. Receive and File scheduled for April 30, 2007. Governing Board Hearing: May 17, 2007.

**Rule 4621 (Gasoline Transfer into Stationary Storage Containers, Delivery Vessels, and Bulk Plants, Rule 4622 (Gasoline Transfer into Motor Vehicle Fuel Tanks), and Rule 4624 (Organic Liquid Loading):** Amendments to Rules 4621, 4622, and 4624 would implement VOC control measures in the one-hour Ozone Plan. Amendments would address the standards for equipment maintenance and repair, inspection frequency, and retrofit or replacement of old systems with newer technologies to reduce VOC emissions. Contact: Laura Weber. Status: A second workshop is scheduled for April 4, 2007. The Socioeconomic Focus Group meeting is scheduled for April 5, 2007. Estimated VOC emissions reduction is 300 tons/year. Governing Board Hearing: Third Quarter 2007.

**Rule 46xx Organic Solvents:** Amendments to the existing District coating rules would implement a VOC control measure in the one-hour Ozone Plan. Amendments would lower the existing the VOC limits of organic cleaning solvents used in numerous coating operations including metal parts, automotive and mobile equipment, wood products, graphic arts, aerospace assembly and components, degreasing operation, can and coil coating, glass coating, adhesive applications, and polyester resin operations. Estimated VOC emissions reduction is 1,204 tons/year. Contact: Sandra Lowe-Leseth. Status: Second workshops are scheduled for April 9 and 10, 2007. The Socioeconomic Focus Group meeting is scheduled for April 9, 2007. Governing Board Hearing: Third Quarter 2007.



## SUMMARY OF DRAFT RULES AND PLANS

April 3, 2007

### APRIL 2007 (continued)

**Rule 4651 (Soil Decontamination):** Amendments to Rule 4651 would implement a VOC control measure in the one-hour Ozone Plan. The rule would incorporate exemptions, limits, practices, monitoring, and recordkeeping requirements to ensure the rule is as stringent as other air districts' rules and meets BACM, BACT, and RACT standards. Contact:

Koshoua Thao. Status: The second workshop is tentatively scheduled for April 2007.

Governing Board Hearing: Third Quarter 2007.

**Rule 4682 (Polymeric Foam Manufacturing):** Amendments to Rule 4682 would address the VOC emissions of the storage and curing of foam products. The one-hour Ozone Plan estimated VOC emissions reduction is 36 tons/year. Contact: Manuel Salinas. Status: First workshop tentatively scheduled for April 12, 2007. Governing Board Hearing: Third Quarter 2007.

### SECOND QUARTER 2007

**New Rule 1177 (Gasoline Dispensing Facility Tester Certification) and New Rule 3147 (Fees for Certification of Gasoline Dispensing Facility Testers):** Rule 1177 would specify the requirements for persons who elect to obtain a District certification as a gasoline dispensing facility (GDF) tester. The certification program would provide GDF operators with a pool of qualified testers who can properly conduct the performance tests of gasoline vapor recovery systems required by District rules and the Air Resources Board. Rule 3147 would establish the fees for the District to fund the implementation of the certification program specified in Rule 1177. Contact: Morgan Lambert. Status: First workshops were held on January 25 and 26, 2007. Governing Board: June 21, 2007.

**Citizen's Advisory Council (CAC) Resolution  
Regarding the formation of a  
Environmental Justice Advisory Committee**

---

This CAC resolution proposes language to the San Joaquin Valley Air Pollution Control District Executive Director / APCO outlining the function, membership, member qualifications, appointments and reporting for an Environmental Justice Advisory Committee (EJAC).

**Environmental Justice Advisory Committee**

**Function:** The EJAC will be formed to assist the District with the implementation of the Environmental Justice Strategy. The EJAC will serve as a forum to gather public input and enhance public participation. The EJAC will not have any regulatory or administrative role in the District's permitting, enforcement, planning or rule making activities. The EJAC reports to the Governing Board through the Citizens Advisory Committee (CAC). Duties include the following:

1. The EJAC will assist the District in identifying opportunities for providing compliance assistance to businesses impacting ethnic and low-income communities.
2. The EJAC will assist the District in promoting community outreach efforts and in identifying opportunities and strategies for increasing participation by ethnic and low-income communities in air quality management.
3. The EJAC will assist the District in increasing community participation.
4. The EJAC will facilitate communication with all Valley residents focusing on ethnic and low-income communities.
5. The EJAC will assist the District in implementing public education and outreach programs for community members.
6. The EJAC will compile and present an annual EJ strategic update to the CAC.
7. The EJAC will meet at least quarterly.
8. The EJAC will perform other duties as assigned by the CAC.

**Membership:** EJAC will be comprised of 11 representatives residing in the San Joaquin Valley. Six of these members must have experience and interest in representing ethnic and low-income communities. At least three representatives must be CAC members, one representing each of the three CAC interest groups.

CAC members may apply for an EJAC representative position. EJAC members shall be volunteer representatives. The EJAC may form subcommittees, working groups, focus groups, or other groups to address specific types of environmental program areas.

Members will serve two-year terms and are appointed by the District Governing Board based on recommendations from the CAC.

**Member Qualifications:** Members should have a demonstrated interest and experience in air-quality issues and in representing Valley residents and businesses, especially ethnic and low-income communities.

**Appointments:** The District will publicly notice openings on the EJAC, and the CAC will solicit "Applications of Interest" from throughout the Valley. The CAC will review all applications and interview the candidates qualified to fill any vacancies. Following the interview process, the CAC will make formal recommendations to the Governing Board on candidates to appoint to the EJAC. The Governing Board will have final approval of the appointments.

CAC should solicit applications to the EJAC from Environmental Justice organizations, ethnic Chambers of Commerce, ethnic community leaders and policy makers, and other stakeholder groups. The CAC should work to ensure that the membership of the EJAC adequately reflect the various geographical regions of the Valley.

**Reporting:** The EJAC shall formulate reports and recommendations to the CAC. The CAC will relay reports and recommendations to the Governing Board as needed.

### CAC

Citizens Advisory Committee

Approved via vote of the CAC members

By: \_\_\_\_\_

Dennis Tristao  
CAC Chair