



San Joaquin Valley

AIR POLLUTION CONTROL DISTRICT

GOVERNING BOARD

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Seyed Sadredin
Executive Director/
Air Pollution Control Officer

Northern Region Office
4800 Enterprise Way
Modesto, CA 95356-8718
(209) 557-6400
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Fresno, CA 93726-0244
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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, June 5, 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, April 3, 2007
3. APPROVE MINUTES OF TUESDAY, APRIL 3, 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. UPDATE: FAST TRACK TO ATTAINMENT
8. RULES UNDER DEVELOPMENT – George Heinen, Rule Development Supervisor
9. PUBLIC EDUCATION REPORT – Jaime Holt, Public Information Administrator
10. ARB COMMENTS – Presented by ARB representative.
11. CAC MEMBER COMMENTS AND CAC SUGGESTIONS TO BE INCLUDED IN THE PRESENTATION OF THE CAC REPORT DURING THE GOVERNING BOARD MEETING ON THURSDAY, JUNE 21, 2007
12. VOLUNTEER TO PRESENT CAC REPORT DURING GOVERNING BOARD MEETING, THURSDAY, JUNE 21, 2007 AT 9:00 A.M.
13. NEXT MEETING – The next CAC Meeting is scheduled on Tuesday, August 7, 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.
14. 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																								
Date (Begin)	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	
Primary (P)/Alternate (A) Members	P	A	P	A	P	A	P	A	P	A	P	A	P	A	P	A	P	A	P	A	P	A	P	A
Fresno County																								
(I/A) Manuel Cunha/Ryan Jacobsen			X	X	X	X					X			X		X	X			X	X			
(E) Kevin Hamilton/Sarah Sharpe			X	X	X			X	X			X			X	X			X	X	X			
(C) Amarpreet Dhaliwal/Rico Aguayo (June)			X					X				X				X			X					
Kern County																								
(I/A) Les Clark/Suzanne Noble			X		X	X	X					X	X	X		X	X							x
(E) Dana Karcher/				X	X			X				X				X								x
(C) Brent Green/			X		X			X								X								x
Kings County																								
(I/A) Riley Jones/Ryan Bertao			X									X		X		X								x
(E) Kelly Deming/Don Giacomazzi			X		X			X				X		X		X								x
(C) Dennis Tristao/Jim Wadsworth			X		X			X				X		X										x
Madera County																								
(I/A) Donald Horal/Ross Thornton			X		X			X				X			X									
(E) Lee Smith/Ron Flores					X			X				X		X			X							x
(C) Ron Harris/Sally Bompreszi			X		X			X																
Merced County																								
(I/A) Chris Dodson/Jack Mobley			X					X				X	X		X	X								x
(E) Mary-Michal Rawling/Colleen Trieweller			X		X			X				X				X								x
(C) Dean Wilson/			X									X		X		X								x
San Joaquin County																								
(I/A) Ron McManis/Roger Hoffdahl				X				X	X						X	X								
(E) Perfecto Munoz/								X				X				X								x
(C) Wade Broughton/Randall Blank			X		X			X				X	X			X	X							x
Stanislaus County																								
(I/A) Chris Savage/Andrew Van Allen			X		X			X						X										x
(E) L. D. "Denny" Hoeh/Steven Murov						X		X						X										
(C) Toni Hanson/																X								x
Tulare County																								
(I/A) David Harrald/Gary Rohman					X	X	X	X				X	X	X		X	X			X				x
(E) Christine Foster/Marvin Demmers			X									X		X		X								x
(C) Cameron Hamilton/Greg Kirkpatrick																								

No July Meeting

No November Meeting

CANCELLED

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.



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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, April 3, 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.

1. CALL TO ORDER – The Chair, Dennis Tristao, called the meeting to order at 10:00 a.m.

2. 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
	Ryan Jacobsen, Industry/Ag (A) *	Central
	Kevin Hamilton, Environmental (P)	Central
	Sarah Sharpe, Environmental (A)	Central
	Amarpreet Dhaliwal, City (P)—Vice Chair	Central
Kern	Suzanne Noble, Industry/Ag (A) *	South
	Dana Karcher, Environmental (P)	South
Kings	Riley Jones, Industry/Ag (P)	Central
	Kelly Deming, Environmental (P)	Central
	Dennis Tristao, City (P)—Chair	Central
Madera Merced	Donald Horal, Industry/Ag (P)	Central
	Chris Dodson, Industry /Ag (P) *	North
	Jack Mobley, Industry/Ag (A) *	North
	Mary-Michal Rawling, Environmental (P)	Central
	Dean Wilson, City (P) *	Central
San Joaquin	Roger Hoffdahl, Industry/Ag (A) *	North
	Perfecto Munoz, Environmental (P)	North
	Wade Broughton, City (P)	North
Stanislaus	Randall Blank, City (A) *	North
	Chris Savage, Industry/Ag (P)	North
Tulare	Toni Hanson, City (P)	North
	Gary Rohman, Industry/Ag (A)	Central
	Christine Foster, Environmental (P)	Central

* Arrived after Roll Call

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

Staff present in the Northern Region Office (Modesto) –Karen Morris, Administrative Analyst II.

Staff present in the Southern Region Office (Bakersfield) – Nanette Manzo, Senior Office Assistant.

3. APPROVE MINUTES OF TUESDAY, MARCH 6, 2007 – The Chair asked if there were any comments regarding the Minutes. Hearing no comments, the Chair declared the Minutes of Tuesday, March 6, 2007 approved as submitted.
4. PUBLIC COMMENTS – Sean Chriswell, Chris-Cross Time of Flight, presented a new V-Twin cylinder head he designed with his father that increases volumetric efficiency by 20%. Because of the better fuel efficiency, it significantly reduces emissions, as shown in an emissions test in Colorado. He would like to arrange a test with ARB. Manuel Cunha suggested Mr. Chriswell present his product to ARB's engine department. He added the CAC has no authority over this technology.
5. CHAIR COMMENTS –The Chair wanted to make everyone aware that the Supreme Court ruled greenhouse gasses and carbon dioxide are pollutants that can be regulated by EPA.
6. EXECUTIVE DIRECTOR/APCO COMMENTS – Seyed Sadredin, Executive Director/APCO, stated he was celebrating his one year anniversary as Executive Director/APCO of the District. He noted during his first year, he has increased the role of the CAC, and has made great progress in outreach to Environmental groups and the public. He also noted the District has implemented a company-wide work culture program, the S.T.A.R. Program (Service, Teamwork, Attitude, Respect). Mr. Sadredin stated the District has doubled the amount of grants they issue and have been able to maintain a reasonable permitting timeline, despite an increase in the number of permits they've issued. Additionally, the District has taken a more direct approach in compliance enforcement, and seeks to assist people and businesses in learning how to comply.

Mr. Sadredin added he is going to Washington D.C. with the medical/health advocacy groups to work on fundraising. He stated the District is working on the PM2.5 Plan due in April 2008, so staff incorporated a lot of the PM2.5 work into the Ozone Plan. Mr. Sadredin stated ARB attempted to extend the timeline for PM2.5, but the District opposed the extension for the reason that

it would take the pressure off of ARB to help the air districts with mobile source emissions.

CAC Member Comments:

Manual Cunha stated the fundraising issue is a long process. He explained the first step is to get the officials to approve the language and guidelines, and the second step is to secure funding. He stated if the District misses getting the funds for 2008, it will have to wait until 2010 to try again.

7. RULES UNDER DEVELOPMENT

George Heinen, Rule Development Supervisor, presented the report. He noted the summary included in the Agenda packet contains an error, and the date for the Socioeconomic Focus Group for the Organic Solvents Rule should read April 10, 2007.

CAC Member Comments: Chris Dodsens stated the gas turbine Rule includes a broad spectrum of all turbines and states the Rule is targeting Ozone and NOx emissions, but there is a significant reduction in CO, which doesn't contribute to Ozone. Mr. Heinen stated the District is looking at that, but added the District always strives to keep the criteria pollutants down. He added the District is still working on the Rule and has several other workshops to go through to refine it. Mr. Dodsens noted this Rule will cost industry a significant amount of money. Mr. Heinen noted the District will be looking at the associated costs. Mr. Dodsens warned Mr. Heinen when CO is reduced through the use of a catalyst, it becomes CO₂, which will cause a new set of problems.

Sarah Sharpe requested a clarification of the change in the Biosolids Rule from the March 15, 2007 Governing Board meeting. Mr. Heinen explained the major change dealt with the use of biosolids as alternative daily cover. One of the commentators was concerned the Rule would be adopted by other air districts, and the Governing Board was sensitive to their influence on other districts. Mr. Heinen stated the language added will be not to prohibit the use of biosolids as alternative daily cover, but require a twelve month advance notice to the District in the form of a permit application and will need to satisfy Best Available Control Technology and other requirements of the New Source Review Rule. Additionally, staff added clarifications in the report, that proven there is no significant impact to air quality when it comes to PM and ozone, waste-to-energy conversion plants can mitigate all of those emissions with an adequate safety ratio, and do not have to go through a special modeling exercise to prove their adherence to the Rule.

Kevin Hamilton thanked Mr. Sadredin and District staff for taking Valley resident's health into consideration over the political considerations other districts might have.

8. PUBLIC EDUCATION REPORT

Jaime Holt, Public Information Administrator, presented the report. She stated the Clean Green Yard Machine Program begins on Earth Day, April 21. She added the District received six proposals in response to the RFP process for the 2007-08 advertising contract year, and five of those six applicants will pass to the interview stage.

Ms. Holt stated the KVPT production on air quality issues and programs in the Valley will be available as a streaming video on District website, www.valleyair.org.

CAC Member Comments: Amarpreet Dhaliwal asked for clarification of what the ad agency does. Ms. Holt stated they design the advertising, but the District is responsible for the outreach.

Mary-Michal Rawling asked the Clerk to email the Clean Green Yard Machine information to the CAC when it becomes available.

Dean Wilson asked if the electric lawn mower is cordless. Ms. Holt confirmed it is a cordless lawnmower.

9. ACTION ITEM: DRAFT ENVIRONMENTAL JUSTICE STRATEGY POLICY

The Chair noted the CAC has had a few discussions on this policy, and their recommendation will be important for the Governing Board.

Seyed Sadredin, Executive Director/APCO, stated there is no legal mandate for the District to form an Environmental Justice policy or group, but he felt it was the right thing to do for the Valley. The Executive Order states Environmental Justice issues must be considered, but does not mandate a group dedicated to the topic. Mr. Sadredin noted there have been workshops on this topic, and several CAC discussions, and he listened to everyone's questions and concerns. He stated after CAC recommendations, the District would hold another workshop, and then take it to the Board. Mr. Sadredin stated the draft Resolution identifies the functions, the membership, qualifications, and appointment process. He stated this document will become a part of the Environmental Justice strategy document, and must be consistent with it. The advisory group will have no regulatory authority. Its responsibility will be to come up with suggestions and recommendations.

Mr. Sadredin presented the draft resolution.

CAC Member Comments: Wade Broughton questioned the use of "would," "will," and "shall" and asked if there had been a legal review. Mr. Sadredin stated there was no legal review, but the word choice was deliberate. Mr. Broughton wanted to make sure everyone was clear on the meaning of those words. The Chair stated "shall" is definitive, whereas "will" and "may" offer

latitude. Mr. Sadredin stated "will" was chosen because the Environmental Justice group may not always perform those functions listed. Mr. Broughton asked for clarification of "will" regarding membership, and asked if the number of members is not definitive? Mr. Sadredin stated "shall" may be more appropriate when referring to the number of members. Mr. Broughton asked for clarification regarding the use of "should" with regards to the member qualifications. Mr. Sadredin stated it was a purposeful choice not to limit qualifications, but is willing to be more firm. Mr. Broughton asked for clarification on the use of "will" with regards to the regulatory issues. It states the group "will" not have authority, but Mr. Broughton feels it should read "shall" not have authority. Mr. Sadredin agreed.

Chris Savage asked for clarification on the appointment process and who would sit on the interview panel. He recommended Mr. Sadredin, plus one representative from each CAC interest group form the selection panel. Mr. Sadredin agreed that was a reasonable solution.

Mary-Michal Rawling stated the draft resolution was a good compromise. She asked for clarification of the membership, and stated the two members who are not currently defined should be further defined. She stated language should be added to reflect: "The EJAC will assist the District in increasing meaningful community participation and capacity building." She added the Environmental Interest Group would like to change the wording under qualifications to reflect "and/or experience."

Mr. Sadredin stated the two extra members could come from either the CAC or the public. Christine Foster suggested the CAC membership in the Environmental Justice Group should be limited to three positions. Mr. Sadredin stated he did not recommend the resolution be so specific as the CAC membership may change over the years and be more inclusive.

Ryan Jacobsen stated several times in the document there is a reference to ethnic and low-income, and wondered if that was "and/or", or must they be both? Mr. Sadredin stated it is "and/or." Mr. Jacobsen added the EJAC should meet at least quarterly, but a presentation to the CAC should be on the CAC agenda every month. Mr. Jacobsen asked for clarification on who would interpret the qualifications. Mr. Sadredin stated the selection committee would. Mr. Savage stated the Environmental Justice group should meet as often as they feel necessary and report as frequently as necessary, not just annually. Mr. Sadredin stated the annual report mentioned in the draft resolution was referring to an annual overview, but he always intended more frequent reports.

Mr. Sadredin stated the District will take this to the Board as a pilot project, and it will be evaluated after a set length of time.

Dean Wilson stated the District needs to be aware they may need to open the facilities after-hours to accommodate the ethnic and low-income members of this new committee. He also added due to the steep learning curve, a two-year term may not be adequate. Mr. Sadredin stated the term is intentionally short to allow greater flexibility. Members may reapply for term extensions.

Gary Rohman stated he felt Environmental Justice should be for everyone, but the language targets specific groups. Mr. Sadredin stated the District acknowledges there is a sector that feels left out, and staff wants to address this issue.

Kelly Deming asked if the terms would be staggered. Mr. Sadredin stated it is undetermined at this time. The Chair suggested there could be a segment that serves one year, and a segment that serves two years. Manuel Cunha added a three year term would scare people away, but a two year term allows flexibility.

Public Comments:

Rey León, Latino Issues Forum, submitted written comments on the formation of the Environmental Justice group. He stated the District's proposal is good but could be stronger. The Chair advised the written comments can be used by the selection committee.

Colby Morrow, Southern California Gas Company, stated although she doesn't fit into the target category for the CAC, she does represent a company with a lot of resources. She felt the EJAC should have room for someone like her to bridge the gap between the ethnic/low income population and industry.

Mr. Sadredin stated the EJAC is not precluding people based on race.

Carolina Simunovic, Fresno Metro Ministry & Central Valley Air Quality Coalition, stated she agreed with Ms. Deming to stagger the terms, and with Ms. Foster regarding limiting the number of CAC members that could participate. She appreciated the work the CAC and staff had done in refining and improving the formation of an Environmental Justice group.

Jenny Sacklaw, Fresno Metro Ministry, wanted to make sure people of color are included in the final policy. She stated she felt the CAC was moving in the right direction.

Wade Broughton stated he had to leave the meeting.

Mr. Savage asked if the CAC would revisit the Environmental Justice issue, or if they be able to make a motion at this meeting. The Chair suggested the changes could be made and revisited at a future meeting. Mr. Sadredin

stated the District could make the revisions, and the CAC could vote at this meeting.

Daniella Simunovic, Center on Race, Poverty, and the Environment, thanked the staff for moving forward with Environmental Justice. She stated she supported Mr. León's comments as well as Ms. Foster's suggestion to limit the CAC membership in the Environmental Justice group. She stated the document wasn't made available to the public yet, but felt it should be. Mr. Sadredin stated for the record that the document was made available on the Internet at www.valleyair.org.

Margarita Guzman, Comité Asma, stated her organization represents the community on Environmental Justice issues. She stated the CAC should seek out the people and businesses in the communities that are most affected. She added staff should educate the communities, so they are aware of the issues. She stated in their parent workshops, they seek to inspire the youth to continue the work their group is doing.

Riley Jones would like to make sure Mr. Sadredin is comfortable making recommendations at this point without further review. Mr. Sadredin affirmed he is.

Mr. Sadredin went through the draft Resolution and noted the language changes. He stated due to a comment from Kelly Deming made to him outside of the CAC meeting, the Environmental Justice Advisory Committee, will be called the Environmental Justice Advisory Group, so all instances referring to EJAC will change to EJAG. The additional changes are shown below.

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

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 Group Committee (EJAGC).

Environmental Justice Advisory Committee

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

1. The EJAGC will assist the District in identifying opportunities for providing compliance assistance to businesses impacting ethnic and/or low-income communities.
2. The EJAGC 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 EJAGC will assist the District in increasing meaningful community participation and capacity building.
4. The EJAGC will facilitate communication with all Valley residents focusing on ethnic and low-income communities.
5. The EJAGC will assist the District in implementing public education and outreach programs for community members.
6. The EJAGC ~~shall~~ will compile and present an annual EJ strategic update to the CAC.
7. The EJAGC ~~shall~~ will meet at least quarterly.
8. The EJAGC shall report monthly to the CAC.
- ~~9.~~ The EJAGC ~~shall~~ will perform other duties as assigned by the CAC.

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

Membership: EJAGC 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/or 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 EJAGC representative position. EJAGC members shall be volunteer representatives. The EJAGC 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 ~~shall~~ will publicly notice openings on the EJAGC, and the CAC ~~shall~~ will solicit "Applications of Interest" from throughout the Valley. The CAC ~~shall~~ will review all applications and interview the candidates qualified to fill any vacancies. Following the interview process, the CAC ~~shall~~ will make formal recommendations to the Governing Board on candidates to appoint to the EJAGC. The Governing Board ~~shall~~ will have final approval of the appointments.

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

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

Chris Savage asked for a definition of "capacity building." Mr. Sadredin stated it means increased participation.

The Chair noted the edits are clarification edits.

Manuel Cunha moved the CAC move forward with staff's recommendation, including the changes.

Sarah Sharpe asked why the changes regarding limiting the number of CAC members that can serve on the EJAG were not included. Mr. Sadredin stated he is not comfortable with adding the restrictions, but it is up to the CAC.

Suzanne Noble stated she agrees with Mr. Sadredin's proposal.

Kelly Deming seconded the motion.

Mr. Wilson asked for clarification to specify the EJAG was not required to report monthly.

Kevin Hamilton asked if Mr. León's submitted document was included in the motion. The Chair stated it is not part of the motion, but is part of the record.

Moved: Manual Cunha
Seconded: Kelly Deming

Ayes: Cunha, Noble, Jones, Horal, Dodson, Savage, Rohman,
Hamilton, Karcher, Deming, Rawling, Munoz, Foster, Dhaliwal,
Tristao, Wilson, Hanson

Nays: NONE

Absent: Broughton

Motion unanimously carried to approve staff's draft resolution as amended.

10. ACTION ITEM: PROPOSED 8-HOUR OZONE PLAN

Don Hunsaker, Supervising Air Quality Planner, presented the report. He stated the Plan brings over 90% of the Valley's population into attainment by 2020, and the Arvin monitor site will show decreasing ozone levels, and decreasing number of days above the standard. He added the Plan calls for major investment from public and private sectors, demands major advancements in pollution-control and green technology, and provides for public accountability and regular progress.

Dr. Hunsaker stated the minimum requirements for a federally approvable Plan are:

- It must show enough reductions to reach attainment via EPA approved modeling
- Reductions must be from available technologies (except for the extreme classification)
- Incentive based reductions must be from funding sources that are currently secured
- The District must have legal authority for proposed control measures
- Reductions must be quantifiable and enforceable

Dr. Hunsaker stated the Extreme classification is the only option as a Plan under Serious or Severe is not approvable. He added the District is committed to achieve early attainment regardless of the official deadline.

Dr. Hunsaker detailed the consequences of failing to submit a federally approvable Plan. He stated there would be federal sanctions including a 2:1 offset ratio (de facto construction ban for new and expanding businesses wanting to locate in the Valley), loss of highway funds, and loss of local control.

Dr. Hunsaker added the cost of the Plan will be \$61 billion. He also stated with determination and focus, the District can beat the legal deadline.

Suzanne Noble and Dana Karcher left the meeting.

CAC Member Comments: Mr. Cunha stated he noticed when ARB passes Rules that impact the Valley, the District should have a bigger voice. He added the key to the Plan is funding.

Kevin Hamilton clarified the sanctions don't begin until after the first 18 months after the Plan due date, and agreed a federal implementation Plan is something the District would not want. He added there is a bill in the State that would bring \$500 million into the Valley if it passes. He added there is \$200 billion waiting for the school bus change out, which is a significant funding source. Mr. Hamilton stated the District should hold off turning in the Plan until the funding comes through.

Rick McVaigh, Deputy APCO, stated the extreme designation takes into consideration the technology deficiencies as well as the funding issues. He also added before the District can implement Rules, it has to show a necessity. The Plan shows the necessity for the Rules; therefore, delaying the Plan would delay the Rule development calendar.

Sarah Sharpe stated the Plan gives legislature a grim picture and may cause

them to think the Valley is hopeless, so they won't pass laws to help our air quality.

Mr. McVaigh emphasized that one-million Valley residents will reach attainment by 2015 under the Plan.

Mr. Cunha stated San Diego, Los Angeles, and the Bay Area typically get the biggest portion of funds, and the Valley will have to fight to get its fair share. He added the next level of clean engines for farmers isn't slated to be available until 2015. He also noted farmers pay 50% of the cost of the engines, and the government funds the other 50%.

Dean Wilson asked if the unconstrained analysis shows we are still short. Mr. McVaigh confirmed and stated the unconstrained incentive scenario is mislabeled in that it goes beyond the name as well. He stated if the District were to do the same things with regulations, the answer would be the same. For example, if every truck were to have Tier IV engines by 2017, either through State law (regulations) or through the District paying for them (incentives), the shortfall will still be there. Mr. McVaigh added new technologies are developed constantly. For example, Tier IV engines were not considered ten years ago. He also stated as new technology arrives, the Plan can be amended to reach attainment as soon as possible.

Mr. Hamilton stated the Plan should have attacked VOC's more, as well as include the diagrams that show the progress.

Mr. McVaigh stated in areas like Arvin, the VOC's have very little impact; however, VOC's are included in the Plan as they will help make other areas come into attainment quicker.

Scott Nester, Director of Planning, stated the District modeled four years, but only included 2020 in the final draft of the Plan. Mr. Hamilton asked for Mr. Nester to share the models with him.

Public Comment: Daniella Simunovic, Center on Race, Poverty, and the Environment, asked what the costs were for unconstrained analysis. Mr. Nester stated the cost for changing out cars was \$10,000 per vehicle. Ms. Simunovic asked what process the District came up with to replace cars. Mr. Nester said it was only an exercise, and staff did not look at the process. She asked how many vehicles were used in the model. He stated they estimated 2.6 million vehicles would need to be replaced based on replacing all non-ULEV vehicles with ULEV in the year 2012, and they included the natural turnover of cars. Ms. Simunovic stated everyone wants cleaner air for the Valley, but she believes if the District took more time to write the Plan, then they may find the funding sources they need, and it may cause more pressure on the State to do more to help the Valley's air.

Carolina Simunovic, Fresno Metro Ministry, stated she encouraged all CAC members to write a letter to ARB. She stated if the District reclassifies the Valley to extreme, then the sense of urgency at the State and Federal levels is lost.

Mr. Cunha moved to direct the CAC to support and accept Staff's recommendation to the Board.

Moved: Cunha
Seconded: Jones

Ayes: Cunha, Jones, Horal, Mobley,
Savage, Rohman, Deming, Tristao

Nays: Hoffdahl, Hamilton, Rawling, Munoz, Wilson
Foster, Dhaliwal, Harris, Hanson

Abstain: Blank

Absent: Noble, Dodsens, Karcher, Broughton

With a vote of eight "for" and nine "against," the Motion did not pass.

At the meeting, the Clerk stated in error that the vote was a tie. This did not affect the outcome of the vote.

Mary-Michal Rawling moved to recommend the Governing Board direct staff to develop an 8-hour Ozone Plan under the severe designation based on potential funding that may be passed by the state and federal legislations.

Mr. Wilson asked what the new recommendation accomplishes.

Ms. Rawling stated the Environmental Interest Group wanted to take full advantage of the funding that may be coming out of the state and federal government.

Toni Hanson and Jack Mobley left the meeting. With the exit of the members, the quorum was lost, so no vote could be made on the motion.

11. ARB COMMENTS

Jeff Lindberg, ARB representative, presented the report. He stated ARB has a workshop on April 10 in Fresno with the North and South offices participating via VTC. He noted an additional meeting in Bakersfield will be held in the evening. He stated for EPA final PM2.5 implementation Rule, the Valley is designated as non-attainment. Non-attainment areas need to

determine what new emission reductions will be needed to bring levels down no later than April 2015. The Valley does not meet the annual standard.

Manuel Cunha, Gary Rohman, Donald Horal and Riley Jones left from the Central Office. Roger Hoffdahl and Randall Blank left the meeting from the North Office.

Dean Wilson commented that several people have stated ARB is "dragging its feet" and asked for Mr. Lindberg's comments. Mr. Lindberg noted ARB has proposed aggressive measures. He added the public is welcome to come to the workshop on April 10th.

13. 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

Sarah Sharpe asked for the CAC to receive an update in the attendance requirements. The Clerk also asked the CAC members be reminded to state their name before leaving the meeting.

Christine Foster asked the EJAG discussion be included in their comments to the Board. The Chair asked for the motion made by Mary-Michal Rawling to include in his presentation to the Board. He added he will also present the Rule development update.

14. VOLUNTEER TO PRESENT CAC REPORT DURING GOVERNING BOARD MEETING, MONDAY, APRIL 30, 2007 AT 9:00 A.M.

Dennis Tristao volunteered to present the report.

NEXT MEETING – The next CAC Meeting is scheduled on Tuesday, May 1, 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 1:20 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

June 5, 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
Staff contacts can be reached at (559) 230-6000

RULES AND PLANS ADOPTED IN MAY 2007

Rule 4103 (Open Burning): Amendments to Rule 4103 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 was also developed to supplement the current interim schedule. Estimated emissions reduction are about 644 tons NOx/year, 811 tons VOC/year, and 938 tons PM10/year. Contact: Joven Nazareno. **Status: Adopted by the Governing Board on May 17, 2007.**

RULES AND PLANS UNDER DEVELOPMENT

JUNE 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. There is no emissions reduction for this rule project. Contact: Morgan Lambert. Status: First workshops were held on January 25 and 26, 2007. **Status: Governing Board Hearing: June 21, 2007.**

Rule 4354 (Glass Melting Furnaces): Amendments to Rule 4354 would implement a NOx control measure in the Ozone Plan. Amendments would lower existing NOx limits, reduce the allowable duration of time of start-up and shutdown, reduce the emissions averaging measurement period, and establish new limits for SOx and PM emissions. Contact: Sandra Lowe Leseth. Status: Scoping meeting scheduled for June 4 and 5, 2007. Governing Board Hearing: Third Quarter 2008

Rule 46xx Organic Solvents: Amendments to the existing District coating rules would implement a VOC control measure in the 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 about 1,204 tons/year. Contact: Sandra Lowe-Leseth. Status: Second workshops were held on April 9 and 10, 2007. The Socioeconomic Focus Group meeting was held on April 11, 2007. The final workshop scheduled for June 18 and 20, 2007. Socioeconomic Analysis Report presentation is scheduled for June 20, 2007. Governing Board Hearing: Third Quarter 2007.

Rule 4651 (Soil Decontamination): Amendments to Rule 4651 would implement a VOC control measure in the 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. Estimated VOC emissions reduction is about 10 tons/year. Contact: Koshoua Thao. Status: The second workshop was held on April 26, 2007. Final workshop tentatively scheduled for late June 2007. Governing Board Hearing: Third Quarter 2007.

SUMMARY OF DRAFT RULES AND PLANS

June 5, 2007

JUNE 2007 (continued)

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 Extreme Ozone Plan estimated VOC emissions reduction is about 36 tons/year. Contact: Manuel Salinas. Status: First workshop was held on April 12, 2007. Second workshop scheduled for late June 2007. Governing Board Hearing: Third Quarter 2007.

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

JULY 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 Extreme 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. Estimated VOC emissions reduction is about 300 tons/year. Contact: Laura Weber. Status: Second workshop was held on April 4, 2007. The Socioeconomic Focus Group meeting was held on April 5, 2007. The final workshop is tentatively scheduled for July 2007. Governing Board Hearing: Third Quarter 2007.

Aviation Fuel Transfer: Control of emissions from aviation fuel transfer would implement a VOC control measure in the one-hour Extreme Ozone Plan. Instead of developing a separate new rule, the VOC control requirements for aviation fuel transfer would be addressed as part of the rule development project to amend Rule 4621, which currently in progress. The amendments to Rule 4621 would include provisions to reduce VOC emissions during aircraft refueling operations by requiring Phase I emission control system. Phase I control would regulate filling aviation fuel bulk storage tanks using primary fuel delivery trucks as wells as filling an airport's fuel delivery trucks from bulk storage tanks. It does not include filling an aircraft's on-board fuel tanks. The one-hour Extreme Ozone Plan estimated VOC emissions reduction is about 18 tons/year. Contact: Manuel Salinas. Status: Final workshop for Rule 4621 is tentatively scheduled for July 2007. Governing Board Hearing: Third Quarter 2007.