

Amended Action Summary Minutes
San Joaquin Valley Unified Air Pollution Control District

CITIZENS ADVISORY COMMITTEE

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

Tuesday, May 3, 2011
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, VTC Room, 2700 M Street, Bakersfield and the Northern Region Office, VTC Room, 4800 Enterprise Way, Modesto. The CAC Meeting was webcast.

1. Call to Order - The Chair, Manuel Cunha, called the meeting to order at 10:01 a.m.
2. Roll Call - was taken and a quorum was present.

<u>County</u>	<u>Member Name/Interest Group</u>	<u>Location</u>
Fresno	Manuel Cunha/IAIG (P)	Central
	Ryan Jacobson/IAIG (A)	Central
	Kevin Hamilton/EIG (P)*	Central
	Amarpreet Dhaliwal/CIG (P)	Central
Kern	Carolyn Temple/EIG (P)	South
	Brent Green/CIG (P)	South
Kings	Riley Jones/IAIG (P)	Central
	Kelly Deming/EIG (P)**	Central
	Dennis Tristao/CIG (P)	Central
Madera	Donald Horal/IAIG (P)	North
Merced	Tim Durham/IAIG (P)	North
	Wade Broughton/CIG (P)	North
	Richard Jaunts/CIG (P)	North
San Joaquin	Randall Blank/CIG (A)	Central
	Roger Hoffdahl/IAIG (P)****	North
Stanislaus	Richard Gibson/EIG (P)	North
	David Geer/CIG (A)	North
	Pamela Neronha/EIG (A)	North
Tulare	Derek Williams/IAIG (P)	Central
	Mike Santana/CIG (P)	Central
	Ed Needham/IAIG (A)***	South

*Mr. Hamilton arrived at 10:30 a.m.

**Ms. Deming arrived at 10:08 a.m.

***Mr. Needham arrived at 10:30 a.m.

****Mr. Hoffdahl arrived at 10:06 a.m.

(P)=Primary, (A)=Alternate, IAIG=Industry/Ag Interest Group, EIG=Environmental Interest Group, CIG-City Interest Group

Staff Present in Central Region Office (Fresno) – Rick McVaigh, Deputy APCO; George Heinen, Supervising Air Quality Engineer; Cathy Blevins, Network Systems Analyst; Michelle Franco, Deputy Clerk of the Boards; Jaime Holt, Chief Communications Officer ; Dave Warner, Director of Permits Services; Samir Sheikh, Director of Strategies and Incentives Program; David Lighthall, Health Science Advisor; Jessica Fierro, Supervising Air Quality Specialist; Maricela Velasquez, Senior Air Quality Education Representative; Errol Villegas, Program Manager for Strategies and Incentives; Scott Nester, Senior Projects Manager; Carol Flores, Operations and Program Support Supervisor

Staff Present in the Northern Region Office (Modesto) – Theresa Haywood, Senior Office Assistant

Staff Present in the Southern Region Office (Bakersfield) –Nannette Diaz, Senior Office Assistant

3. Approve Minutes of April 5, 2011 – The Minutes were approved with no changes.
4. Public Comments – None
5. Chair Comments – Mr. Cunha made a point of order to have Agenda Item Number 10 - Health Risk-Based Approach be presented before Agenda Item Number 8 - Rules Under Development.
6. Executive Director/APCO Comments – Rick McVaigh, Deputy Air Pollution Control Officer, reported that Seyed Sadredin, APCO is in Washington D.C. with a coalition of advocates for the Valley. Mr. McVaigh explained the Public Hearing for the 2011-12 Budget will be included in the Governing Board meeting on Thursday, May 19, 2011. Mr. McVaigh reported that the Board will also be considering the adoption of Rule 3170 (Ozone Nonattainment Fee). He reported that the Proposition 1B incentive program had a deadline to submit applications on April 29, 2011 and received over 2000 applications. He commented that there is a Voucher Incentive Program available for small fleets. Mr. McVaigh reported the District's Economic Work Group will have their second meeting later today. He stated this group will forward recommendations to improve the District's economic analysis for new and modified regulations. Mr. McVaigh stated the persons in this group can be contacted with suggestions for improving the District's cost effectiveness analysis or the socio economic impact analysis.

Mr. Cunha thanked Mr. Sadredin and staff for their efforts in attempting to secure funding. Mr. Jones asked the status of Mr. Sadredin's comment on improving the knowledge of residents of the Valley of the effectiveness of the measures that are being taken to clean the air. Mr. McVaigh responded that it is an ongoing process for the District's Outreach and Communication staff.

He reported currently there are scheduled meetings with each city and county throughout the Valley.

Public Comment: None

7. Appoint Vice-Chair to the Citizens Advisory Committee And Appoint CAC City Interest Group Alternate and Appoint CAC Industry/Agricultural Interest Group Alternate to the Environmental Justice Advisory Group (EJAG)– Mr. Cunha explained that the Vice-Chair of the CAC will be Mr. Chris Savage as Chair of the Industry/Ag Group according to the bylaws of the CAC. Michelle Franco, Deputy Clerk of the Boards, reported that in previous meetings the City and Industry/Ag interest groups were directed to speak to their members and ask for volunteers to be alternates to the EJAG. Mr. Tristao requested the dates for the EJAG meetings. Ms. Franco explained the group meets the fourth Tuesday of every month at 5:30 pm (not to exceed 3 hours in length). Mr. McVaigh commented that there is a proposal to reduce the maximum length of the EJAG meeting to 2 hours. Mr. Williams volunteered to contact Mr. Needham and ask if he's available to be a CAC Industry/Agricultural Interest Group Alternate to EJAG.

Public Comment: None

Mr. Cunha requested a roll call vote to appoint Chris Savage as the Vice-Chair to the CAC.

Ayes: Cunha, Jones, Horal, Durham, Williams, Temple, Deming, Gibson, Dhaliwal, Green, Tristao, Jantz, Broughton, Santana

Nays: None

Motion unanimously carried to appoint Chris Savage as Vice-Chair to the Citizens Advisory Committee.

Mr. Tristao volunteered for the CAC City Interest Group Alternate to the EJAG.

Mr. Cunha requested a roll call vote to appoint Dennis Tristao as the CAC City Interest Group Alternate to the EJAG.

Ayes: Cunha, Jones, Horal, Durham, Williams, Temple, Deming, Gibson, Dhaliwal, Green, Tristao, Jantz, Broughton, Santana

Nays: None

Motion unanimously carried to appoint Dennis Tristao as the CAC City Interest Group Alternate to the EJAG.

Mr. Needham agreed to be the CAC Industry/Agricultural Interest Group Alternate to the EJG.

Mr. Cunha requested a roll call vote to appoint Ed Needham as the CAC Industry/Agricultural Interest Group Alternate to the EJAG.

Ayes: Cunha, Jones, Horal, Durham, Williams, Hamilton, Temple, Deming, Gibson, Dhaliwal, Green, Tristao, Broughton, Santana

Nays: None

Motion unanimously carried to appoint Ed Needham as the CAC Industry/Agricultural Interest Group Alternate to the EJAG.

10. Health Risk-Based Approach – Samir Sheikh, Director of Strategies and Incentives, reported that upcoming EPA standards will require significant additional reductions but expected attainment deadlines are many years away. He explained the Board adopted a risk-based strategy concept to prioritize expeditious health benefits. He stated research increasingly points to the significant health impacts associated with exposure to specific types of pollutants. David Lighthall, Health Science Advisor, reviewed District-funded health effects research and the recent headlines on air pollution risk. He gave the basis as to why a risk-based approach is becoming a better method of measure to protect public health rather than a mass-based approach. Mr. Lighthall explained the compositions of PM2.5, ultrafine particles and bio-aerosols. Mr. Sheikh explained the implementation of public health risk-based strategy.

Mr. Williams suggested there be promotion for legislation for wall or tree barriers on highways, freeways and schools. Mr. Sheikh stated staff will follow up on the suggestion of promoting legislation for wall or tree barriers. Mr. Hamilton asked if there is a conceptual strategy for approaching ozone. Mr. Hamilton clarified the prioritization would depend on the health impact regardless of attainment level. Mr. Sheikh explained that from a policy perspective ozone is different than particulates and due to these differences there needs to be a plan to achieve the quickest ozone reductions possible.

Mr. Hamilton asked if at some point the District will become involved in decisions regarding land use and not only be in an advisory role. Mr. Sheikh explained that the District has increasingly become more involved in land use decisions. Mr. McVaigh added that this is not only a land use issue. He explained the reduction of fireplace emissions gave a health benefit in those neighborhoods. Mr. Hamilton clarified that due to those being area sources there was more legal support through health and safety code. Mr. Lighthall commented that this issue is not just about regulation it is also about the public education role and the incentive programs. Mr. Jones commented that possibly another item that would be useful for public education would be information on the number of days over the threshold under the current standards.

Mr. Gibson asked if leaf blowers were a problem. Mr. Lighthall responded indeed they are due to amount of ultrafine particles coming from the engines

but the greater issue is the users don't know how to minimize public health impact. He gave the example of leaf blowers users often walk down the street blowing the dust into the street instead of corralling debris. Mr. Lighthall reported that the District is sponsoring a conference early next year on the future of lawn care in the Valley. Mr. Jantz commented that public education and the incentive programs should continue. Ms. Temple commented that it was a helpful and informative presentation and thanked Mr. Sheikh and Mr. Lighthall.

Public Comment: None

8. Rules Under Development – Mr. George Heinen, Supervising Air Quality Engineer, gave the presentation on current rules under development. He reported Rule 2201, New and Modified Stationary Source Review Rule was adopted to include PM2.5. Mr. Heinen listed the rules that are going to go before the Board for adoption as well as what minor technical changes were made to them.

Mr. Tristao motioned to recommend support Rule 4307 (Boilers, Steam Generators, and Process Heaters – 2-5 MMBtu/hr). Mr. Durham agreed with the recommendation to adopt the rule.

Public Comment - None

Moved: Mr. Tristao
Seconded: Ms. Deming
Ayes: Cunha, Jones, Horal, Durham, Williams, Hamilton, Temple, Deming, Gibson, Dhaliwal, Green, Tristao, Jantz, Broughton, Santana
Nays: None

Motion unanimously carried to recommend support Rule 4307 (Boilers, Steam Generators, and Process Heaters – 2-5 MMBtu/hr) to the Governing Board.

Mr. Tristao motioned to recommend the adoption of the amendments to Rule 3170 (Federally Mandated Ozone Nonattainment Fee) to the Board as a group. Mr. Hamilton asked for clarification of the amendment regarding vehicle registration fees. Mr. McVaigh clarified the vehicle registration fee has already been adopted. He explained this amendment would be to adopt the remaining amount of fees on the industries that do not have best available control technology.

Public Comment - None

Moved: Mr. Tristao
Seconded: Mr. Durham

Ayes: Cunha, Jones, Horal, Durham, Williams, Hamilton, Temple, Deming, Gibson, Dhaliwal, Green, Tristao, Jantz, Broughton, Santana
Nays: None

Motion unanimously carried to recommend for adoption Rule 3170 (Federally Mandated Ozone Nonattainment Fee) to the Governing Board.

Mr. McVaigh explained that the presentation to the Board will reflect the votes to these motions. Mr. Tristao motioned that the CAC notes to the Board that the CAC appreciates the staff's work and forward thinking on the PM2.5 Plan and the efforts that have been made in this progress report. Mr. Hamilton asked if there was a presentation on this report. Mr. Cunha explained that there had been a presentation in February. Mr. Sheikh explained the 2008 PM2.5 Plan Progress Report is a summary of the progress being made in the 2008 PM2.5 Plan including the eleven control measures that have been adopted. He commented the report also explains the trends that have been noted for PM2.5 throughout the Valley and the ongoing challenges of meeting the PM2.5 standards and upcoming standards.

Public Comment - None

Moved: Mr. Tristao
Seconded: Mr. Williams
Ayes: Cunha, Jones, Horal, Durham, Williams, Hamilton, Temple, Deming, Gibson, Dhaliwal, Green, Tristao, Jantz, Broughton, Santana
Nays: None

Motion unanimously carried to note the CAC appreciates staffs' work and forward thinking on the 2008 PM2.5 Plan Progress Report to the Governing Board.

Mr. Tristao left at 10:47 a.m.

9. Verbal Report from California Air Resources Board (ARB) – Elizabeth Melgoza, Air Resources Board (ARB) representative explained that due to restricted travel she will be presenting her report via telephone. Ms. Melgoza reported the ARB met on April 28th where three items were considered. The first item was staff updating the Board on activities affecting the use of renewable energy in California. She reported Governor Brown signed a bill which transferred the ownership of the Renewable Energy Standard to the CA Energy Commission and the CA Public Utilities Commission. She explained the bill still requires utilities to obtain 33% of the retail sales from renewable resources by 2020. Ms. Melgoza reported the second item the Board adopted consisted of proposed revisions to the Carl Moyer Incentive

Program guidelines to address increased regulatory activity and changes in the economy that have slowed implementation of this program. She explained the proposed revisions would provide additional funding opportunities while ensuring that the Carl Moyer program continues to successfully reduce surplus emissions. Ms. Melgoza reported the third item approved by the Board addressed several updates to the State Implementation Plan needed to support US EPA's approval of the 2007 South Coast and the 2008 San Joaquin Valley PM2.5 plans. Ms. Melgoza reported on Tuesday, June 7, 2011 ARB will be conducting a course in Fresno on Diesel Exhaust After-treatment Devices and registration is available online.

Mr. Williams asked for the location of the training. Mr. Cunha responded that it will be at the District.

Public Comments: None

11. Environmental Justice Advisory Group (EJAG) Business – Ms. Pamela Neronha reported the Group unanimously approved the Grants Recommendation Committee be an ongoing standing committee of EJAG. District staff will provide support to ensure the public has adequate notice and an opportunity for input at these meetings. Ms. Neronha explained the 2011 Goals and Objectives were approved and will be forwarded for Mr. Sadredin for review and consideration. Ms. Neronha reported that Nancy McKeever, Air Pollution Specialist with the ARB gave a presentation regarding various air quality programs including the Sustainable Communities and Climate Protection Act of 2008, Cap and Trade regulation and implementation of AB32.

Mr. Williams stated that he requested the ARB representative to provide documentation of the economic impact of both AB32 and Cap and Trade on the members of EJAG communities. Mr. Williams stated the ARB representatives will provide the information requested. Mr. Jones asked when the documentation will be provided. Mr. Williams responded that the ARB representatives will attempt to provide the information at the next EJAG meeting. Ms. Neronha commented the ARB representatives did not confirm a date and the information will most likely be a verbal report. Mr. Cunha requested Ms. Melgoza to ensure the documentation be distributed to the EJAG members at least a week before their next meeting. Ms. Melgoza responded she will comply.

Public Comment: None

13. Outreach and Communications – Jaime Holt, Chief Communications Officer reported the Earth Day Outreach activities have been completed. Ms. Holt reported that upcoming events include Bike to Work in May. She explained a few of the summer outreach activities include Air Friendly Fridays and the launch of the Air Alert program. Ms. Holt reported the 4-Reel Video Contest

submission deadline is at the end of May. Mr. Williams suggested incentive monies be utilized for internships of high school and college aged persons to assist in outreach communications. Ms. Holt stated she will research the suggestion.

Public Comment: None

Mr. Broughton left at 12:00 p.m.

14. Member Comments and Suggestions to be Included in the Presentation of the CAC Report During the Governing Board Meeting on May 19, 2011 – Mr. Cunha thanked all the CAC members for exhibiting cooperation.

Mr. Williams asked if the CAC members would like to have ARB give their presentation on the Cap and Trade regulation and implementation of AB32. Mr. Jones responded an update would be appropriate. Mr. Williams requested that ARB be contacted to give the presentation.

15. Volunteer to Present Report During Governing Board Meeting – Mr. Cunha stated he will present the report.

Meeting adjourned at 12:02 p.m.

Next Meeting – The next meeting is scheduled on June 7, 2011. The meeting will be held via video teleconference (VTC), with the Central Region Office (Fresno), the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield) participating.