

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

October 2, 2012
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, Amarpreet Dhaliwal, called the meeting to order at 10:04 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	Amarpreet Dhaliwal/CIG (P)	Central
Kern	Brent Green/CIG (P)	South
Kings	Kelly Deming/EIG (P)*	Central
	Dennis Tristao/CIG (P)	Central
Madera	Donald Horal/IAIG (P)	Central
	Lee Smith/EIG (P)	North
Merced	Tim Durham/IAIG (P)	North
	Mary-Michal Rawling/EIG (P)	Central
San Joaquin	Roger Hoffdahl/IAIG (P)**	North
	Wade Broughton/CIG (P)	North
Stanislaus	Richard Gibson/EIG (P)	North
Tulare	Derek Williams/IAIG (P)	Central

**Ms. Deming arrived at 10:08 am*

***Mr. Hoffdahl at 10:40 am*

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

Staff Present in Central Region Office (Fresno) – Seyed Sadredin, Executive Director/APCO; Cathy Blevins, Network Systems Analyst; Michelle Franco, Deputy Clerk of the Boards; Heather Heinks, Supervising Air Quality Education Rep; Maricela Velasquez, Senior Outreach and Communications Rep; Sheri Bohigian, Outreach and Communications Rep; Errol Villegas, Strategies and Incentives Program Manager; Tom Jordan, Senior Policy Advisor; Jessi Fierro, Supervising Air Quality Specialist; 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 September 4, 2012 –CAC Minutes for September 4, 2012 were approved, with no changes.
4. Public Comments – None
5. Chair Comments – None
6. Executive Director/APCO Comments – Seyed Sadredin, Executive Director/APCO updated CAC members on his recent trip to Washington D.C. He stated he was initially invited by the House Committee on Energy and Environment, which was holding a number of forums on the Clean Air Act but the forum was postponed until later this year. He commented due to arrangements already made he continued on the trip with three items on his agenda: transportation budget conformity issues, reexamination of the Clean Air Act and to ensure future funding.

Mr. Sadredin briefly explained each item on his agenda. He stated the transportation conformity issue concerns \$1.5 billion worth of transportation projects in the eight counties that are at risk because of concerns with transportation emissions budgets. He reported there is bipartisan support to ensure the necessary flexibility to see these projects through. He stated the issue results from Federal Highway Administration guidance that could be interpreted as changing the scoring system midway through the process of attempting to show conformity with the plan budgets. Mr. Sadredin explained how each air quality plan has a budget of emissions for each county and every time the county applies for transportation funding, the county must meet the conformity requirements or lose funding.

Mr. Sadredin stated another item on his agenda was the reexamination of outdated Clean Air Act provisions. He commented some of the regulations that no longer make sense can be changed by administrative action from EPA. He noted there is bipartisan support for reevaluating the requirements for contingency measures, which should not apply in areas where all feasible measure are already being implemented. Mr. Sadredin explained the contingency measures are in place in case the plan does not achieve its goal or a deadline is missed. He added in areas such as the Valley and South Coast that are in extreme non-attainment for ozone, there are no contingencies left.

Mr. Sadredin reported the last item on his agenda was to focus on the Farm Bill which could provide quite a bit of money to replace high emissions engines and reduce emissions from other farm activities.

Mr. Sadredin commented that ozone season is almost over and was happy to report that despite August and September being the hottest months on record, the Valley is doing better than last year with regards to air quality. He noted if the Valley did not violate the 1-Hour Ozone Standard on the meeting date then it would be the first year of three showing compliance which is required to eliminate the penalty forced upon the Valley. He asked CAC members to take action and reduce emissions where possible. Mr. Sadredin stated the full report will be forthcoming.

Mr. Sadredin reported that there are a number of vacancies on the Hearing Boards and noted a subcommittee will be created by CAC to interview and recommend appointments.

Mr. Dhaliwal asked if the Hearing Board Members receive a stipend for participating. Michelle Franco, Deputy Clerk of the Boards, responded affirmatively explaining the members receive a \$150 stipend per meeting.

Mr. Tristao asked the status of SB1468 regarding fireworks. Mr. Sadredin reported the bill was dropped.

Mr. Dhaliwal commented it was commendable that a congressional committee asked Mr. Sadredin to testify on behalf of the District.

Public Comment: None

7. Rule and Plan Updates – Errol Villegas, Strategies and Incentives Program Manager, briefly reviewed the status of the proposed amendment to Rule 1020 (Definitions). Mr. Villegas explained the 2012 PM2.5 Plan update will be presented later in the meeting. He reported a new rule was added to the list of projects, Rule 9610 (SIP-Creditability of Incentives). He explained the District's successful incentive-based measures have been reducing pollutant emissions, above and beyond the reductions being achieved through traditional regulations. He continued, historically, EPA has not granted credit for incentive-based reductions for use in State Implementation Plans (SIPs) to meet Clean Air Act obligations. He added this new District rule will establish appropriate mechanisms for the District to take SIP credit for eligible incentive programs. Mr. Villegas explained once given credit, SIP-creditable incentive-based emissions reductions would be used alongside regulatory measures to meet federal Clean Air Act requirements, such as requirements for contingency reductions and reasonable further progress.

Ms. Rawling asked why EPA is allowing credits since historically EPA has not. Mr. Villegas explained that EPA has not historically given SIP credit because there is no mechanism for those reductions to be accounted for in the SIP. He added those reductions are occurring and are currently being implemented into emissions inventories. He explained attainment plan requirements mandate emissions reductions for contingency, and so the mechanism of being able to obtain SIP credits for reductions will be achieved through incentive programs and demonstrate compliance with those contingencies. Mr. Sadredin added this was not an easy undertaking with EPA and it has taken plenty of education. He noted there is an agreement on a framework that needs to be pursued in Rule 9610 (SIP-Creditability of Incentives) to ensure credits received from incentive based measures are real, permanent, surplus, et cetera. Mr. Sadredin explained this is really a California phenomenon where there is actual major investment by the public in cleaning the air including voting for \$1 billion in Prop 1B, reducing truck and rail emissions, DMV fees and the Carl Moyer funding. He added until EPA was educated on this issue, they were historically looking at these programs as voluntary measures that were not eligible for credit. Ms. Rawling asked if other air districts were planning on a rule such as this one. Mr. Sadredin responded South Coast may be planning to take credit for incentive in their SIP.

Public Comment: *The following persons provided testimony on this item:*

- Elizabeth Jonasson, Coalition for Clean Air

8. Verbal Report from California Air Resources Board (ARB) – Patricia Velasco, Air Resources Board (ARB) representative, reported the Board last met on September 20, 2012. Ms. Velasco stated the Board approved amendments to the Green House Gas Emissions Mandatory Reporting Regulations as well as Conforming Definition Changes in the AB32 Cost of Implementation Fee Regulation and the Cap-and-Trade Regulation. She commented the revisions were minor and were designed to harmonize ARB regulations with the U.S. EPA national Green House Gas (GHG) reporting rule to ensure sufficient accuracy and completeness in the reported data. Ms. Velasco reported the Board also heard presentations from staff and representatives from the California Fuel Cell Partnership, the Plug-In Electric Vehicle Collaborative and the California Energy Commission on the status of zero emission vehicle infrastructure development in preparation for commercialization. She added the Board also heard a staff presentation on the implementation of the Cap-and-Trade Regulation and approved a resolution providing direction to the staff on program implementation. Ms. Velasco reported ARB issued a public notice for California's first Cap-and-Trade Green House Gas Allowance Auction to be held on November 14th. She added ARB staff will be presenting a re-training course on the

requirements of the In-use Off-Road Diesel Vehicle Regulation in Selma on October 23rd.

Public Comment: None

9. Building A Grand Coalition to Reauthorize State Funding for the Moyer Grant Program – Mr. Sadredin reviewed the importance of the funding to the clean air efforts. He explained the Moyer 923 funding will expire in 2015 unless it is re-authorized by legislature. He added the Coalition developed a piece of legislation to re-authorize the Moyer Grant and AB118 and also to reduce requirements on major oil companies for alternative fuel outlets. He noted there is support from the business community, environmental community, air districts and other government agencies. Mr. Sadredin stated there would not be a tax increase; legislature would reauthorize existing funding from DMV surcharge.

Public Comment: *The following persons provided testimony on this item:*

- Elizabeth Jonasson, Coalition for Clean Air

10. Update on the Development of the 2012 PM2.5 Plan – Errol Villegas, Strategies and Incentives Program Manager and Jessi Fierro, Supervising Air Quality Specialist gave the presentation on this item. Ms. Fierro reviewed the plan is to address EPA's 2006 PM2.5 standard and is due to EPA in December of 2012. She briefly summarized the plan and noted the extensive effort to involve the public over the past year. Ms. Fierro noted information is posted on the District website. She reviewed the scientific basis for the plan and the attainment challenge. Mr. Villegas briefly explained the proposed plan control measures. Mr. Sadredin requested feedback on possibly targeting incentive and regulatory measures to specific areas. Ms. Fierro briefly explained transportation conformity issues. She reviewed the next steps in the development process of the PM2.5 plan.

Ms. Rawling commented that at the last Governing Board meeting there was a debate regarding where fees should be utilized in terms of grant making. She added there are very strong opinions that the air is everywhere and the money should be divided equally versus the money should go to where it is needed to clean the air. She expressed her opinion that monies should be utilized to clean the air where necessary so the Valley can reach attainment.

Mr. Tristao asked if the District has speciation data for those exceedances that are used as a design value. Ms. Fierro responded that from a technical level staff is looking at the species contributions to the current and future design values.

Mr. Williams praised staff's efforts regarding the material on the District's website which he commented is very comprehensive. He suggested the different committees should place a link on their respective social networks to promote outreach.

Public Comment: None.

11. Environmental Justice Advisory Group (EJAG) Business –
 - a. Appoint CAC City Interest Alternate Member to EJAG – This item was tabled due to no volunteers.
12. Outreach and Communications Report – Sheri Bohigian, Outreach and Communications Representative introduced Heather Heinks, Supervising Air Quality Education Representative. Ms. Bohigian reported the Kids Calendars entries are due October 8th. She stated there is an Air Alert in effect and advertisements for it are in the local paper. Ms. Bohigian noted staff is currently working on the 2012 Annual Report. Mr. Sadredin noted 2012 is the 20th anniversary of the District's formation and there will be a historic perspective included in the Report. Ms. Bohigian reported the District is a partner with a new community based television network that has been formed. She explained this will allow the District to air in-house created videos and give better opportunities for producing air quality messages and outreach videos.

Public Comment: None
13. CAC Member Comments; CAC Member Suggestions To Be Included In The Presentation Of The CAC Report During The Governing Board Meeting on October 18, 2012 – None.
14. Volunteer to Present Report During Governing Board Meeting – Mr. Dhaliwal volunteered to present the report during the Governing Board meeting.

Meeting adjourned at 11:19 a.m.

Next Meeting – The next meeting is scheduled on December 4, 2012. 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.