

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

January 8, 2013
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 Vice Chair, Dennis Tristao, 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
	Kevin Hamilton/EIG (A)	Central
Kern	Nicholas Ortiz/IAIG (A)	South
	Brent Green/CIG (P)	South
Kings	Dennis Tristao/CIG (P)	Central
	Riley E. Jones/IAIG (P)	Central
	Kelly Deming/EIG (P)*	Central
Madera	Lee Smith/EIG (P)	North
Merced	Tim Durham/IAIG (P)	North
Stanislaus	David Geer/CIG (A)	North
	Chris Savage/IAIG (P)	North
Tulare	Derek Williams/IAIG (P)	Central
	Christine Foster/EIG (P)	South

**Ms. Deming arrived at 10:13 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; Aleksandr Krivobok, Network Systems Analyst; Michelle Franco, Deputy Clerk of the Boards; Samir Sheikh, Director of Strategies and Incentives; Jamie Holt, Chief Communications Officer; Errol Villegas, Strategies and Incentives Program Manager; Jessi Fierro, Supervising Air Quality Specialist

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 December 4, 2012 –CAC Minutes for December 4, 2012 were approved, with no changes.
4. Public Comments – None
5. Chair Comments – None
6. Executive Director/APCO Comments – Rick McVaigh, Deputy APCO reported the Governing Board adopted the 2012 PM2.5 Plan at the December 20th meeting. He explained the next step is approval of the Plan at a California Air Resources Board (CARB) public hearing in Bakersfield on January 24, 2013 at the Kern County Board of Supervisors Chambers. He commented the CARB approved Plan would then be submitted to EPA for their consideration. Mr. McVaigh explained a measure included in the Plan is a more stringent Fire place Rule due to a proposed amendment to reduce the PM 2.5 threshold and would result in increased curtailment days. He added the original plan for changes was to take place in 2016 but after discussion the Board consistent with the District's Risk Based Strategy requested to accelerate the amendment to be completed in 2014 and to include provisions to incentivize new cleaner burning devices. Mr. McVaigh stated the implementation of the Plan will begin with added control measures to the District's rule development schedule.

Mr. McVaigh reported the Board also approved proposals for the Public Benefits Grant Program which will provide funding for traffic reduction, bus rapid transit and bicycle infrastructure throughout the Valley.

Mr. McVaigh reported there are three new Governing Board members replacing supervisors from San Joaquin, Madera and Kern counties. He commented the confirmations of the new Board members have not been made as of this date, however the nominees are: Supervisor Bob Elliott in San Joaquin County, Supervisor Tom Wheeler from Madera County and Supervisor David Couch from Kern County.

Mr. McVaigh stated the main topic of the January Governing Board Meeting will be the Legislative Platform. He added the agenda will also include the District acceptance of \$50,000 in additional technology advancement funding through a grant from EPA and an item to receive and file

Amendments to Rule 1020 (Definitions) that will be discussed later in this meeting.

Mr. Jones asked for the reasoning behind the lowering of the threshold for the Fire place Rule. Mr. McVaigh explained the proposed amendment is a measure in the Plan that will bring the most health benefits.

Mr. Tristao asked the amount of time EPA has to make a determination on the Plan. Mr. Sheikh responded EPA has a timeframe of 18 months.

7. Rule and Plan Updates – Errol Villegas, Strategies and Incentives Program Manager, reported a detailed presentation will be provided on Rule 1020 (Definitions). Mr. Villegas explained new Rule 9610 (SIP-Creditability of Incentives) will establish a mechanism to obtain SIP-approved credits for the District incentive programs. He briefly explained proposed amendments to Rules 4621 and 4622 (Gasoline Dispensing Facilities) and Rule 4308 (Boilers, Steam Generators, and Process Heaters 03075 to <2 MMBtu/hr).

Mr. Hamilton asked if EPA has approved credit for incentive-based reduction for use in SIPs. Mr. McVaigh responded EPA has approved the framework for achieving SIP credibility of incentives. Mr. Villegas stated the District will be going through a full rule development process including holding public workshops.

Public Comment: None

8. Verbal Report from California Air Resources Board (ARB) – Elizabeth Melgoza, Air Resources Board (ARB) representative, reviewed the new process to address the CAC needs related to the ARB update. She stated ARB is proposing members of the CAC send six topics to be discussed at future meetings by appropriate staff. She added every quarter ARB will request more topics CAC wishes to discuss and Ms. Melgoza will provide a schedule of when the topics will be discussed. Ms. Melgoza asked if the ARB Board item summary is beneficial to CAC members. She requested comment and feedback on the new process. Mr. McVaigh reported Seyed Sadredin, Executive Officer/APCO, discussed the new process with Lynn Terry, Deputy Executive Officer of ARB and expressed both are interested in finding ways to better serve this committee.

Mr. Savage commented CAC can attempt the process of providing topics to be discussed by ARB and modify the process at a later time if needed. He added the ARB Board item summary is beneficial and would encourage the report to be a standing agenda item.

Mr. Geer requested information from Ms. Melgoza regarding a newspaper article "Judge: Rework Off Road Rules". Ms. Melgoza responded she did not have information at this time.

Mr. Ortiz commented he agreed with Mr. Savage's comments regarding the ARB Board item summary being beneficial to CAC members. He expressed his appreciation for Mr. Sadredin communicating with ARB.

Mr. Cunha thanked Ms. Melgoza, Mr. Sadredin and Ms. Terry for addressing the needs of the CAC. He asked how many CACs are there out of the 34 APCDs in California. Ms. Melgoza responded to her knowledge San Joaquin Valley is the only one. Mr. Cunha commented having only one CAC will be easier for ARB to address. He suggested receiving the ARB Board item summary prior to the CAC meeting. Mr. Cunha expressed his concerns for not having an appropriate ARB representative available at the CAC meetings.

Mr. Hamilton thanked Ms. Melgoza for her assistance in obtaining a process that will result in better communication that meets the needs of the CAC. He expressed a concern regarding submitting topics for discussion explaining the majority of the questions arise from previous ARB meetings. He noted ARB has depth and capacity and commented he did not think it unreasonable to have persons on stand-by for this monthly meeting to answer questions. He added he did not think CAC members were requiring education on topics. He stated he would like information from ARB on more than what they thought was pertinent to the Valley.

Mr. Tristao summarized the discussion stating the CAC would prefer a written synopsis of the Board item summary with the agenda packet. He requested the Michelle Franco, Deputy Clerk of the Boards send a request to CAC members asking for topics for discussion by ARB. Mr. Hamilton suggested three topics to be discussed: Goods Movement, Cap and Trade and New Truck Rules. Mr. Tristao requested the topics be ranked. Mr. Cunha commented there are topics that cannot wait to be discussed for months. He added other topics to add to the list are the High Speed Rail and Off Road Vehicle Rules. Mr. Cunha asserted ARB staff should be available to discuss all topics noted in February. Mr. Tristao expressed his concern at having six or seven ARB staff members attend the next CAC meeting. Ms. Deming suggested forwarding the topics to ARB, CAC members receiving a brief summary update on each topic and then have the CAC members decide which topic to have an ARB representative available for the next meeting.

Mr. Tristao concluded the discussion stating the CAC would prefer a written synopsis of the ARB Board items summary and requested the Deputy Clerk

of the Boards send a request to CAC members requesting topics for discussion and ranking the topics. Michelle Franco, Deputy Clerk of the Boards, asked Ms. Melgoza the time frame needed to prepare the documents. Ms. Melgoza responded two weeks would be sufficient. Mr. Williams encouraged CAC members to be specific when suggesting topics to discuss.

Public Comment: None

9. Consider Recommendation on Proposed Amendments to District Rule 1020 (Definitions) – Mr. Villegas gave the presentation on this item. He explained the reasons for the amendments to the Rule including the proposition of adding two compounds to the volatile organic compounds (VOC) exemption list and clarify existing requirements for other exempt compounds. He briefly reviewed the two compounds, Dimethyl Carbonate (DMC) and Propylene Carbonate (PC). He noted the District conducted a thorough analysis to ensure the exemptions would not cause adverse health impacts. He noted the District's permitting process will evaluate health risk from all new and modified operations to ensure no significant health impacts. Mr. Villegas requested support for adoption of amendments to Rule 1020 (Definitions).

Mr. Ortiz asked for an example of where the compounds may be found. Mr. Villegas responded MF is a compound that may replace other compounds in coating operations. He added PC may be found in various cosmetics.

Public Comment: None

Mr. Cunha made a motion to support the recommended proposed amendments to District Rule 1020 (Definitions).

Moved: Cunha
Seconded: Deming
Ayes: Cunha, Ortiz, Jones, Durham, Savage, Williams, Hamilton, Deming, Smith, Foster, Green, Tristao, Geer

Motion unanimously carried to support proposed amendments to District Rule 1020 (Definitions).

10. New Healthy Air Living iPhone App – Jaime Holt, Chief Communications Officer, gave the presentation on this item. She reviewed the enhanced outreach application providing step by step instructions for each accessible program including RAAN, Check Before You Burn and Notifications. She noted additional outreach included Facebook, Twitter and videos in Doctors' offices.

Mr. Cunha explained there was a survey taken on farm employees that have access to a phone to assist with gathering information on heat illness. He commented 83% of the workforce had a phone system capable of sending and receiving information. Mr. Cunha expressed his appreciation for the District's efforts.

Public Comments: None

11. Environmental Justice Advisory Group (EJAG) Business –

- a. Verbal Report on EJAG Activities for December – Derek Williams, Tulare County At-Large Representative, reported District staff made a presentation on the 2012 PM2.5 Plan development and EJAG reviewed the 2013 Annual Goals and Objectives. He stated the 2012 Accomplishment list will be available at the next CAC meeting.
- b. Consultation on EJAG Action Items – Mr. McVaigh explained EJAG members annually develop goals and objectives into an action plan that is reviewed by the APCO. He added the action plan is brought before the CAC members for consultation. Mr. McVaigh reviewed each goal and objective and requested comments.

Mr. Savage asked how EJAG would utilize updates on Cap-and-Trade. Mr. McVaigh noted that the Cap-and-Trade regulations include provisions for using funding to benefit disadvantaged communities. Mr. Savage expressed his concern for EJAG and staff devoting time to update EJAG members on Cap-and-Trade because there is not a localized impact. Mr. Hamilton commented EJAG requested updates on Cap-and-Trade to assist in supporting any proposals for additional funding.

Mr. Cunha requested Mr. Sadredin present the final goals and objectives for the EJAG at the February CAC meeting. Mr. Williams requested the final goals and objectives be returned to the EJAG prior to their January 24 meeting.

Mr. Tristao reviewed the suggestions from CAC members as comments regarding the EJAG goals and objectives be submitted by January 15, 2013 to the APCO.

Public Comment: None

12. Outreach and Communications Report – Ms. Holt reported there are a few 2013 Kids Calendars left and she reviewed the educational items being sent to schools. She added the Ag Show is scheduled in February. Ms. Holt reported the District in conjunction with Fresno State will offer a certificate in the Air Quality Management Course.

Mr. Williams asked if it would be beneficial to have either EJAG or CAC members at the Ag Show. Ms. Holt responded there are District representatives available and there's not a necessity for EJAG or CAC members, however, they are welcome to attend.

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 January 17, 2013 – Mr. Savage requested the Board be updated on the discussion with ARB regarding having appropriate representatives available.
14. Volunteer to Present Report During Governing Board Meeting – Mr. Cunha stated if Mr. Dhaliwal is unavailable he would volunteer to present the report.

Meeting adjourned at 11:52 a.m.

Next Meeting – The next meeting is scheduled on February 5, 2013. 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.