

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 7, 2014.
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, Kaweah 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 10:04 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	Manuel Cunha/IAIG (P)*	Central
	Sarah Sharpe/EIG (P)***	Central
Kern	Les Clark/IAIG (P)	South
	Brent Green/CIG (P)	South
Kings	Diane Friend/IAIG (A)	Central
	Alene Taylor/EIG (A)	Central
	Dennis Tristao/CIG (P)	Central
Madera	Lee Smith/EIG (P)	Central
	Donald Horal/IAIG (P)	Central
Merced	Jack Lemen/CIG (P)	Central
San Joaquin	Roger Hoffdahl/IAIG (P)	North
Stanislaus	Chris Savage/IAIG (P)**	North
	Richard Gibson/EIG (P)	North
Tulare	Michael Brown/EIG (P)****	Central
	Derek Williams/IAIG (P)	Central

*Mr. Cunha arrived at 10:07 a.m.

**Mr. Savage arrived at 10:07 a.m.

***Ms. Sharpe arrived at 10:21 a.m.

****Mr. Brown arrived at 10:33 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; Samir Sheikh, Director of Strategies and Incentives; Tom Jordan, Senior Policy Advisor; Jaime Holt, Chief Communications Officer; Mehri Barati, Director of Administrative Services; Anna Myers, Senior Air Quality Specialist; Cathy Blevins, Network Systems Analyst; Michelle Franco; Deputy Clerk of the Boards

Staff Present in the Northern Region Office (Modesto) – Ann Marie Collins, Office Services Manager

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

3. Approve Minutes of December 3, 2013 –The Minutes were approved with the proposed wording changes to the verbal report from the California Air Resources Board, as follows: “Ms. Velasco commended the District for having had zero exceedences of the 1-hour Ozone Standard in 2013”.
4. Public Comments – None
5. Chair Comments – None
6. Executive Director/APCO Comments – Rick McVaigh, Deputy APCO, reported at their December 2013 meeting, the Governing Board approved the District’s 2014 Legislative Platform which will be presented later in the meeting. He added the Governing Board also approved \$5 million in Public Benefit Grant Funding to alternate fuel infrastructure, specifically for CNG and LNG fueling stations. Mr. McVaigh reported the Governing Board also authorized another \$8 million for a new Public Benefit Grant Program for 2014 aimed at mass transit, park and ride and alternate commute projects.

Mr. McVaigh reported the January 2014 Governing Board meeting will have a presentation of the draft Annual Report to the Community. He added there will also be a presentation on recent air quality issues associated with the dry stagnant weather.

Mr. Cunha expressed concern for the possibility of a penalty for the dry conditions and poor air quality. He requested a presentation on the air quality issues related to the weather conditions.

Ms. Taylor expressed concern at projects by Cal Trans due to the creation of dust. Mr. McVaigh stated projects by Cal Trans are regulated by the District.

Mr. Tristao asked if District meteorological staff foresee rain in the future. Mr. McVaigh responded staff does not forecast rain occurring in the near future.

He added reports from the Department of Water Resources through the USDA Ag Air Quality Task Force have indicated no significant rain event in the near future.

Public Comment: None

7. Rule Updates – Anna Myers, Senior Air Quality Specialist, updated the CAC on past rule actions. She reported the Governing Board approved amendments to Rule 4621 and 4622 (Gasoline Dispensing Facilities). Ms. Myers reviewed the upcoming rule projects and public workshops.

Mr. Savage asked if the District had received any response from EPA on whether the District must continue to focus on VOC reduction in future plans. Samir Sheikh, Director of Strategies and Incentives, explained EPA proposed an implementation rule for the 8-hour Ozone standard that has not been finalized. He stated staff has provided comments on the proposed implementation rule describing how VOCs might be addressed considering the ineffectiveness of VOCs as a control strategy for ozone in the Valley. Mr. Savage asked for an estimated time the clarification from EPA will be obtained. Mr. Sheikh explained we do not know when a revised proposal will be received from EPA.

Ms. Friend asked if the emission inventory information will be available before the public workshops on the new ozone plan. Mr. Sheikh explained a draft will be published and staff will seek public comment on emission inventory data.

Mr. Tristao requested an update on any issues regarding the transportation conformity. Mr. Sheikh explained staff is working with Councils of Government and ARB to ensure there are no issues. Mr. Tristao requested more information regarding Rule 2020 (Exemptions). Mr. McVaigh explained staff is developing changes that will clarify how portable equipment may be operated at stationary sources and when permitting is required.

Public Comment: None

Michelle Franco, Deputy Clerk to the Boards, announced she received notification from the Tulare County Clerk's Office that Michael Brown has been appointed by the Tulare County Board of Supervisors as the Tulare County Environmental Interest Group Primary Member. Mr. Brown introduced himself and joined the other members at the dais.

8. Verbal Report from California Air Resources Board (ARB)

ARB Board Meeting Summary – Elizabeth Melgoza, ARB representative, reported the Air Resources Board approved five regulations or regulatory amendments related to on-road medium- and heavy-duty engines and vehicles. She added the Board also approved a proposed 2014-2015 Research Plan which includes 14 projects needed to support attainment of air quality standards and meet greenhouse gas reduction goals. Ms. Melgoza stated there is an upcoming workshop for the Assembly Bill 118 Air Quality Improvement Program Fiscal Year 2013-14 Funding Plan.

Mr. Cunha acknowledged Mr. Dhaliwal for sending a letter to ARB discussing the concerns of the truck and bus regulation. He noted this action was unanimously agreed upon by the CAC members at the December 3, 2013 meeting. Mr. Cunha requested a discussion on the Cap and Trade funding that will be used for high-speed rail instead of assisting owner/operators of small fleets.

Mr. Tristao asked for an ad-hoc subcommittee to be created for research and recommendations on the Cap and Trade funding allocations to the CAC and asked Mr. Cunha to represent the Industry/Ag Interest Group. Mr. Tristao volunteered to represent the City Interest group. Mr. Brown volunteered to represent the Environmental Interest Group.

Public Comment: None

9. Elect Environmental Interest Group Chair and Vice-Chair – Ms. Franco explained that due to CAC membership changes it has become necessary to elect a new Chair and Vice Chair for the Environmental Interest Group. She added only the members of the Environmental Interest Group will vote on this item. Ms. Franco reported there is a nomination of Mr. Smith for Chair and Ms. Sharpe for Vice Chair.

Moved: Taylor

Seconded: Brown

Ayes: Sharpe, Taylor, Smith, Gibson, Brown

Motion unanimously carried to elect Lee Smith as the Chair of the Environmental Interest Group and Sarah Sharpe as the Vice Chair of the Environmental Interest Group.

10. Elect Citizens Advisory Committee Chair for a Period of Two Years – Ms. Franco explained the By-Laws of the CAC regarding the election of the Chair. She included there is a rotation schedule and it is the turn of the Environmental Interest Group to hold the chairmanship. Mr. Cunha nominated Mr. Smith for Chair of the CAC.

Moved: Cunha

Seconded: Tristao

Ayes: Cunha, Clark, Friend, Horal, Hoffdahl, Savage,
Williams, Sharpe, Taylor, Smith, Gibson, Brown
Green, Tristao, Lemen

Motion unanimously carried to elect Lee Smith as the Chair of the Citizens Advisory Group.

11. Recognition of Outgoing CAC Member: Riley Jones – Mr. Tristao acknowledged Mr. Jones for his years of service on CAC. He noted Mr. Jones will receive a plaque from the District.
12. The District's 2014 Legislative Platform – Tom Jordan, District Senior Policy Advisor, presented the District's 2014 Legislative Platform. Mr. Jordan noted the Governing Board approved this item at their December 2013 meeting. He explained the platform provides guidance in the District's efforts to inform legislators at both the state and federal level of air quality challenges that the Valley faces and the need for additional resources and policy tools to continue to bring cleaner air to Valley residents. He reviewed the legislative priorities including seeking common sense improvements to the Federal Clean Air Act (CAA). Mr. Jordan discussed the priorities for the Cap and Trade program funding including the proposal the Governing Board added for funding for small fleet owners. He noted the opposition to greenhouse gas measures detrimental to public health and the support for streamlining the California Environmental Quality Act (CEQA). He discussed the support of the establishment of an Air Quality Health Empowerment Zone designation. He added the District continues to seek funding to install and operate additional air quality monitoring instruments. Mr. Jordan stated there are efforts to provide for cost-effective alternatives to agricultural burning. He discussed support for adequate resources and policies to reduce the impact of wildfires. He noted the support for funding in the Farm Bill designed to accelerate the replacement of agricultural equipment.

Mr. Cunha requested a summit to discuss air quality issues including the upcoming water shortage.

Mr. Williams asked for the funding amount from the Farm Bill. Mr. Cunha explained the amount is at the discretion of the Secretary and Chief of

Natural Resources Conservation Service (NRCS). Mr. Williams asked if a part of the funding will be allocated to the EJAG communities. Mr. Cunha responded affirmatively.

Ms. Friend asked if the District had evaluated the exemption from the CEQA for high-speed rail. Mr. McVaigh explained that the District believes that the emissions from the construction of high-speed rail should be fully mitigated and staff is working with the High-Speed Rail Authority and the State of California to ensure they are. Mr. Sheikh responded affirmatively and will forward documentation. Ms. Friend commended the District on the attention to the disadvantaged communities.

Ms. Sharpe asked if the funding received from DMV fees and stationary sources can be used for truck replacement programs. Mr. McVaigh explained the funding is currently being used for incentive programs including truck replacement programs. Ms. Sharpe expressed concern about the potential loss of section 185 penalty fees. Mr. Jordan explained the Governing Board took the position that targeting stationary sources to pay penalties is unfair after their massive investments of resources to improve air quality. He added most of the Valley's emissions are from mobile sources. He added the determination of whether to keep the fees in place should be a local decision.

Ms. Taylor asked if the support for high-speed rail had to be included in the document. Mr. Jordan stated the District has the position of support. Ms. Taylor asked if the logging of dead and dying trees is allowed. Mr. Jordan explained there are several requirements by the land agencies and some allow logging.

Mr. Clark left at 10:55 a.m.

13. Environmental Justice Advisory Group (EJAG) Business

- a. *Verbal Report on EJAG Activities for September* – Derek Williams, Tulare County At-Large Representative, reported EJAG members heard an overview presentation of the truck grants programs. He noted the EJAG unanimously supports the CAC in its concerns regarding small fleets achieving compliance with the Truck and Bus regulation. He added EJAG requested an EJ community economic impact component and an air quality benefit component be included in any rules and regulations.

Mr. Cunha asked if a letter reflecting of EJAG support could be forwarded to ARB. Mr. McVaigh stated this information can be provided as comments to ARB.

- b. *Appoint CAC IAIG Representative to EJAG* – Mr. Williams reported Ms. Friend volunteered for this position.

Moved: Williams
Seconded: Cunha
Ayes: Cunha, Friend, Horal, Hoffdahl, Savage, Williams, Sharpe, Taylor, Smith, Gibson, Brown, Green, Tristao, Lemen

Motion unanimously carried to elect Diane Friend as the CAC Industry/Ag Representative to the Environmental Justice Advisory Group.

14. Outreach and Communications Report – Jaime Holt, Chief Communications Officer, reported there has been a strong focus on the poor air quality and the wood burning rule. She added there was additional targeted outreach through Spanish and Punjabi radio stations for the truck incentive program. She noted District staff assisted several owner/operators to complete applications. Ms. Holt stated staff has been promoting the Burn Cleaner woodstove replacement program. She added the Kids Calendars are available at all regions. She reported staff is working on the District's Annual Report. She reported there has been an increase in staff purchasing or leasing electric vehicles and she encouraged CAC members to research the incentive programs available.

Mr. Cunha commended and thanked staff for assisting owners/operators in completing incentive applications and providing information on the Truck and Bus regulation. He added an acknowledgment to Alberto Ayala, Air Resources Board Deputy Executive Officer, for assisting an owner who was not able to use the ARB website due to failing eyesight.

Mr. Horal commented that before purchasing an electrical vehicle, persons should ensure their home is set up for charging. He asked if a housing code could be put in place to accommodate charging an electric vehicle. Mr. Sheikh stated an electric vehicle plan will be presented to the Board later this year to assist with these issues.

Ms. Friend asked how many owner/operators submitted Prop 1B applications. Mr. Sheikh stated 945 applications were received from small fleet owner/operators for the Prop 1B program. He added half of those are likely to get funds. He noted there are an estimated 10-15 thousand trucks in the Valley that are in the small fleet category. Mr. Sheikh added these owner/operators are either replacing the truck without grant funding or are in a situation where they are not able to take advantage of the Good Faith Effort program ARB created. Ms. Friend asked if the number of applications

submitted has been forwarded to ARB. Mr. Sheikh stated he has communicated these issues with ARB representatives including the concerns from CAC.

Public Comment: None.

15. CAC Member Comments; CAC Member Suggestions To Be Included In The Presentation Of The CAC Report During The Governing Board Meeting on January 16, 2014 – Mr. Tristao requested the following be included during the report to the Governing Board:
 - EJAG comments
 - CAC Ad-Hoc Subcommittee formed to discuss Cap and Trade funds
 - Recommended a summit with the District, ARB and EPA to discuss the Truck and Bus regulation and associated issues
 - Acknowledgement of District staff and ARB for assistance with the completion of Prop 1B applications
 - Introduce new Chair and Vice Chair

16. Volunteer to Present Report During Governing Board Meeting – Mr. Smith volunteered to present the report during the Governing Board meeting.

Meeting adjourned at 11:52 a.m.

Next Meeting –The next meeting is scheduled on February 4, 2014. 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.