

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 6, 2015
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, 34946 Flyover Court, Bakersfield and teleconference in the Northern Region Office, VTC Room, 4800 Enterprise Way, Modesto. The CAC Meeting was webcast.

1. Call to Order – The Chair, Lee Smith, called the meeting to order at 10:02 a.m.
2. Roll Call – was taken and a quorum was present to hold a meeting.

County	Member Name/Interest Group	Location
Fresno	Manuel Cunha/IAIG (P)	Central
	Kevin Hamilton/EIG (A)	Central
Kern	Les Clark/IAIG (P)	South
	Brent Green/CIG (P)	South
Kings	Kelly Deming/EIG (P)	Central
	Dennis Tristao/CIG (P)	Central
Madera	Don Horal/IAIG (P)	Central
	Lee Smith/EIG (P)	Central
Merced	Tim Durham/IAIG (P)	North
	Jack Lemen/CIG (P)	Central
San Joaquin	Roger Hoffdahl/IAIG (P)	North
	David Phippen/IAIG (A)	North
	Katelyn Roedner/EIG (P)	North
	Wade Broughton/CIG (P)	North
Tulare	Michael Brown/EIG (P)	South
	Derek Williams/IAIG (P)	Central

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

Staff Present in Central Region Office (Fresno) – Dave Warner, Deputy APCO; Samir Sheikh, Deputy APCO; Morgan Lambert, Deputy APCO; Mehri Barati, Director of Administrative Services; Sheraz Gill, Director of Strategies and Incentives; Errol Villegas, Strategies and Incentives Program Manager; Jim Swaney, Permit Services Manager; Todd DeYoung, Strategies and

Incentives Program Manager; Anna Myers, Senior Air Quality Specialist; Brandon Swedblom, 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 for December 2, 2014 – The Chair asked if there were any member or public comments regarding the CAC Minutes for September 2, 2014. Hearing no comments, the Chair declared the Minutes approved as submitted.
4. Public Comments – None
5. Chair Comments – The Chair, Lee Smith, welcomed members and wished them a happy New Year. He requested members who may be unable to attend future CAC meetings to communicate with their alternates to assure there is adequate representation from all interest groups at future CAC meetings.
6. Executive Director/APCO Comments – Morgan Lambert, Deputy APCO, gave the presentation on this item. He wished members a happy New Year and noted the District is looking forward to another great year. Mr. Lambert reported that in December the Board approved proposed amendments to Rule 2020 (Exemptions). Consistent with the District's permit streamlining and continuous improvement efforts, he noted the rule was amended in four areas: clarifying alignment of District Rule 2020 with the ARB's Portable Equipment Registration Program (PERP), exempting certain oil field tanks with insignificant emissions, clarifying applicability of current exemption levels for internal combustion engines rated at 50 horsepower or less, and updating standardized testing provisions. He said there was no air quality impacts associated with these rule amendments.

Mr. Lambert also shared the District was awarded the Achievement of Excellence in Financial Reporting by the Government Finance Officers Association (GFOA) of the United States and Canada for its Comprehensive Financial Report (CAFR) for fiscal year 2012-13. He said this is the highest form of recognition in governmental accounting and financial reporting and noted this is the first year the District has been given this prestigious award. He commented this represents a significant achievement for the District, as well as the commitment of the District's Governing Board to meet the highest levels accountability and transparency, as stated in the District's Core Values.

Mr. Tristao congratulated the District on the prestigious award, and said he upholds the District's annual budget for use as a guideline for other boards that he serves on because it is very clear and easy to understand. Mr. Cunha congratulated the District on a job well done.

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

- Cesar Campos, Central California Environmental Justice Network

This item was presented out of order at the Chair's prerogative

12. ENVIRONMENTAL JUSTICE ADVISORY GROUP (EJAG) BUSINESS

- a. *Approve Recommended Members of the Public for Appointment and Reappointment to the EJAG* – Derek Williams, EJAG Chair reported the following persons were recommended for appointment/reappointment to EJAG: Cesar Campos as the Fresno County At-large Representative and LeRoy Candler, Jr as an Ethnic, Small-business Owner Representative; and to reappoint Derek Williams (Tulare County At-large Representative), Esperanza Vielma (San Joaquin County At-large Representative), Maricela Mares-Alatorre (Kings County At-large Representative), Marvin Dean (Ethnic, Small-business Owner), Melissa Kelly-Ortega (Merced County At-large Representative), Michelle Garcia (Madera County At-large Representative) and Robert Smith (Kern County At-large Representative).

Public Comment: None

Moved: Williams
Seconded: Hamilton
Ayes: Cunha, Clark, Horal, Durham, Hoffdahl, Williams, Hamilton, Deming, Smith, Roedner, Brown, Green, Tristao, Lemen, Broughton
Nays: None

Motion unanimously carried to approve recommended members of the public for appointment and reappointment to the EJAG.

- b. *Recruit and Appoint CAC Member to EJAG (representing Environmental Interest Group)* – The CAC was unable to reach consensus on the appointment of the CAC Environmental Group Representative to the EJAG. Although both nominees, Kevin Hamilton and Michael Brown, received majority support from the committee, neither received the prerequisite number of votes for action by CAC.

Public Comment: None

7. Rule Updates – Anna Myers, Senior Air Quality Specialist, gave the presentation on this item. She reported as a result of a court ruling, EPA is now requiring states and air districts to demonstrate compliance with CAA subpart 4 requirements. Due to the extreme weather conditions experienced in 2013-14, she noted the Valley will not reach attainment of the 1997 PM2.5 standard by the 2014 attainment date under the current “moderate” classification. She reported the District submitted a request to EPA for reclassification from “moderate” to “serious” nonattainment in September 2014, which EPA plans to publish in the Federal Register in the near future. She said the District will present a new attainment plan for the 1997 PM2.5 standard for Board consideration in the spring of 2015. In addition, she noted the District expects to bring a new attainment plan for the 2006 PM2.5 standard demonstrating attainment as a “serious” region under subpart 4 in mid-2016.

She also reported the 2008 ozone standard of 75 ppb is the most recent national standard for ozone. She said the District is in the preliminary stages of preparing for this plan, including working with ARB to further refine the emissions inventory for the Valley, and reviewing reasonably available control technologies in the Valley. In addition, she reported staff is working on proposed amendments to Rule 4692 (Commercial Charbroiling) which would extend the applicability to include under-fire charbroilers, which would achieve additional emission reductions of directly emitted PM2.5 and would assist the Valley with obtaining federal PM2.5 standards.

Samir Sheikh, Deputy APCO, reported that EPA has taken several actions with respect to the District's State Implementation Plans for 1997 and 2006 PM2.5 standards. Comments will be accepted by EPA for 45 days from the date of publication in the Federal Register, expected to be in February. He said he would provide detailed information related to EPA's actions to CAC members.

Public Comment: None

8. Verbal Report from California Air Resources Board (ARB)
 - a. ARB Board Meeting Summary – Patricia Velasco, ARB representative, reported the Board met on December 18, 2014 and approved the proposed 2015-2016 Research Plan. Ms. Velasco stated staff updated the Board on international coordination and presented proposed amendments to the Cap and Trade Regulation. She added staff updated the Board on the Technology and Fuels Assessment and on the Joint ARB/California Air Pollution Control Officers Association

Assembly Bill 8 Carl Moyer Program Evaluation. Ms. Velasco also reviewed the upcoming workshops.

Mr. Cunha requested information on ARB's outreach and education to EJAG communities. Ms. Velasco said ARB management is aware and working to get that information for members. Mr. Hamilton requested a status update on the funds allocated to EJAG communities from Cap and Trade. Ms. Velasco stated efforts are being made to ensure legislative requirements are met and will forward appropriate contact information for the specific question. Mr. Smith and Mr. Tristao also asked for information on the District's efforts to obtain this funding.

Mr. Sheikh responded ARB recently developed two guidance documents to provide the framework on how to use CalEnviroScreen at the state agency level to distribute Cap and Trade funding in a way that satisfies their obligation in regards to EJAG communities. He stated District staff is communicating with other relevant state agencies, including the CEC. Mr. Tristao voiced appreciation for the District's efforts in obtaining Cap and Trade funding.

9. UPDATE ON DISTRICT'S SELECTION FOR COMPETITIVE EPA DIESEL EMISSION REDUCTION ACT GRANT AWARD - Todd DeYoung, Strategies and Incentives Program Manager provided CAC with an update on the District's recent award of \$677,214 in federal funding from U.S. EPA to fund the replacement of approximately 48 medium duty trucks within the San Joaquin Valley. Due to the District's successful advocacy efforts and reputation for administering successful and effective voluntary incentive programs, the District was selected for full funding through a highly competitive Diesel Emission Reduction Act (DERA) fiscal year 2014 National Clean Diesel Funding Assistance Program. This award represents over half of the available funding for this program in EPA Region 9 and will be utilized for the replacement of medium duty trucks that will provide many years of much-needed surplus emission reductions in the Valley.

Mr. Brown asked about the funding process and if there was any way to ensure these funds were not consumed by one large fleet. Mr. DeYoung responded this funding source is first-come first-served basis. He said the voucher process is designed to be extremely quick and efficient and distributed through local dealers. He added that this program is targeted at small businesses as defined by the state. Mr. Cunha asked about equal distribution amongst all counties in the Valley. Mr. Sheikh noted staff expects to see broad participation from across the Valley. Mr. Cunha

congratulated staff for the hard work required to receive such a large grant award.

Public Comment - None

10. UPDATE ON BURN CLEANER INCENTIVE PROGRAM – Mr. DeYoung, also provided an update on implementation of the District's Burn Cleaner incentive program. He explained this voluntary incentive program is a critical part of the District's strategy to address the impacts of residential wood burning and provides Valley residents with funding to replace their old, high polluting open hearth fireplaces or uncertified devices with new, cleaner certified units. Public response to the program has been tremendous with the District receiving thousands of applications from Valley residents wanting to upgrade their older dirty devices to new devices which are 20 to 50 times cleaner. The initial \$2.1 million funding allocation for this program was exhausted shortly after the program re-launch in September, 2014.

To meet the high demand in this program, Mr. DeYoung reported at the November 2014 Governing Board meeting, the District Governing Board authorized an additional \$2 million in funding bringing the total investment in this important program to \$4.1 million. This additional funding was again quickly exhausted. Interest in this program has remained extremely strong with waiting lists established in all counties of the District. Given this program's critical role, the Governing Board approved at the December 2014 Governing Board meeting an additional \$3.6 million of funding. Along with the additional funding, the Board approved several programmatic changes to ensure that the program would remain successful and accessible to the maximum number of Valley residents. These changes included lowering the voucher incentive amount for non-low-income applicants from \$1,500 to \$1,000 to ensure that this popular program is available to as many Valley residents as possible. The District will continue to provide a larger incentive of \$2,500 for low-income residents. The District will also continue to provide an additional \$500 for natural gas fired devices. CAC members reiterated their support of the Burn Cleaner incentive program, highlighting the importance of partnering with Valley residents in reducing pollution.

Ms. Roedner asked what percentage of the Burn Cleaner applications are from low-income residents. Mr. DeYoung responded that roughly 20% of applications are coming from low-income households, which represents a significant increase from prior years. Mr. Hamilton congratulated staff for such a highly successful program and creating the low-income provisions that have greatly helped small communities in the Valley. Mr. Cunha gave accolades to staff for their tremendous efforts on behalf of low-income Valley residents. He noted this is one of the most outstanding programs, next to the District's Tune in Tune Up program. Mr. Hamilton commented on the positive health effects of this program.

Public Comment - None

11. PROPOSED RULE 4905 AMENDMENTS - Errol Villegas, Strategies and Incentives Program Manager, provided this presentation on proposed changes to Rule 4905, the District's point of sale rule for natural gas-fired, fan-type, residential central furnaces. He explained the proposed amendments will satisfy commitments in the District's 2008 and 2012 PM2.5 attainment plans. For this rule amendment, he reported the Governing Board will consider lowering the NOx emission limit for units currently subject to rule requirements, expanding rule applicability to include units installed in commercial buildings and manufactured homes, and adding an emission fee compliance option for manufacturers to ensure a sufficient supply of compliant units during the initial phase of implementation.

Public Comment: None

Moved: Cunha
Seconded: Hamilton
Ayes: Cunha, Horal, Durham, Hoffdahl, Williams,
Hamilton, Deming, Smith, Roedner, Brown,
Tristao, Lemen, Broughton
Nays: Green
Abstain: Clark

Motion carried to recommend approval of proposed amendments to Rule 4905 to the District's Governing Board.

13. OUTREACH AND COMMUNICATIONS REPORT – Jaime Holt, Chief Communications Officer, gave the presentation on this item. She reminded CAC members that the District's 2015 Kids Calendars are still available for distribution. She reported staff is working on the upcoming Transboundary Ozone Conference, to be held March 31 - April 2nd at Tenaya Lodge and encouraged interested members to attend. She also noted staff is working on outreach regarding the changes to the Burn Cleaner program as explained earlier. Lastly, she noted the Check Before You Burn program is at its height and staff is working feverishly on communicating the new burning thresholds to Valley residents, and explaining the ongoing registration process. She encouraged members to direct their contacts in the chimney sweep industry to check the District's website soon to get information about becoming a District qualified professional with regard to the registration program. She also noted the Tulare International Ag Show is upcoming and staff will be in attendance. Lastly, she reported the District's Annual Report will be distributed in the next couple of months.

14. CAC MEMBER COMMENTS; CAC MEMBER SUGGESTIONS TO BE INCLUDED IN THE PRESENTATION OF THE CAC REPORT DURING THE GOVERNING BOARD MEETING ON JANUARY 22, 2015 – None
15. VOLUNTEER TO PRESENT REPORT DURING GOVERNING BOARD MEETING - Mr. Cunha volunteered to present the report at the Governing Board meeting on January 22nd.

Meeting adjourned at 12:06 p.m.

Next Meeting –The next meeting is scheduled on February 3, 2015. 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.