



San Joaquin Valley Air Pollution Control District

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Action Summary Minutes for the Citizens Advisory Committee Meeting San Joaquin Valley Unified Air Pollution Control District Central Region Office, 1990 E. Gettysburg Avenue Governing Board Room, Fresno, CA.

**Tuesday, June 1, 2004
10:00 a.m.**

Meeting held via video teleconferencing (VTC) at the Central Region Office (Fresno) with the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield) participating via VTC.

1. **Call Meeting to Order** – The Chair, Les Clark, called the meeting to order at 10:01 a.m.

2. **Roll Call was taken and a quorum was present.**

(P) designates Primary Member and (A) designates Alternate Member

<u>County</u>	<u>Member Name/Interest Group</u>	<u>Regional Office</u>
<u>Fresno</u>	Paul Betancourt, Industry/Agriculture (P)	Central
"	Donald Ikemiya, City (P)	Central
<u>Kern</u>	Les Clark, Industry/Agriculture (P) Chair	Central
"	Dana Karcher, Environmental (A)	Southern
<u>Kings</u>	Dennis Tristao, City (P)	Central
<u>Madera</u>	Donald Horal, Industry/Agriculture (P)	Central
"	Lee Smith, Environmental (P)	Northern
<u>Merced</u>	Linda Falasco, Industry/Agriculture (P)	Northern
"	(*) Mary-Michael Rawling, Environmental (P)	Central
"	Colleen Trieweiler, Environmental (A)	Central
"	Dean Wilson, City (A)	Central
<u>San Joaquin</u>	Wade Broughton, City (P)	Northern
<u>Stanislaus</u>	Chris Savage, Industry/Ag (P) Vice Chair	Northern
<u>Tulare</u>	Christine Foster, Environmental (P)	Central
"	(*) Mike Smith, City (P)	Central

(*) Arrived after Roll Call

The Chair announced the following CAC appointments:

Kern County

Rafael Melendez, City Primary Member
Harvey L. Hall, City Alternate Member

Merced County

Lorraine Bocks, City Primary Member
Dean Wilson, City Alternate Member

Also present in the Central Region Office (Fresno) – David L. Crow, Executive Director/APCO, Roger McCoy, Director of Administrative Services, Dave Jones, Director of Planning, Kelly Malay, Senior Air Quality Ed Rep, Jaime Holt, Public Educator Administrator, Tom Jordan, Planning Manager, George Heinen, Supervising Air Quality Engineer, Jennifer Barba, Air Quality Specialist, Rich Burt, Communication Systems Analyst, Colby Morrow, Southern California Gas Company, Carolina Simunovic, Fresno Metro Ministry, Sissy Smith, Clerk to the Board and Daphne Garcia, Senior Air Quality Assistant.

Also present in the Northern Region Office (Modesto) – Ravi Ramalingam, ARB representative and Dottie Shoffner, Senior Office Assistant.

Also present in the Southern Region Office (Bakersfield) – Linda Phillips, Administrative Analyst.

3. **Approve Minutes of Tuesday, May 4, 2004** – The Chair asked if there were any corrections to the Minutes. Hearing no comments, the Chair declared the Minutes of May 4, 2004 approved as submitted.
4. **Chair Comments** – The Chair announced one of the rules we will be discussing over the next few months is Rule 4307 (Small Boilers, Steam Generators, and Process Heaters). The Chair urged the CAC that represent different folks in different areas, need to make sure they know this rule has the potential to impact a lot of different businesses.

The Chair noted that he spoke to the Clerk about an item that was requested to be on the CAC agenda in respect to web casting of Governing Board Meetings. The Chair stated staff has not had the opportunity to work on this item. The Chair requested this item be put on the August 3, 2004 CAC Agenda. The Chair announced the CAC will not meet during the month of July 2004.

5. **APCO Comments** – David L. Crow, Executive Director/APCO, briefed the CAC on District, federal and state activities.

6. **Public Comments** – No Comments.
7. **ARB Report** – ARB report made by Ravi Ramalingam, ARB representative and District Liaison.
8. **Possible Report on Kings County Project: Waste Plastic Converted to Ultra-Low Sulfur Diesel Fuel** – Dennis Tristao volunteered to write a letter to the individuals involved in this project inviting them to make a presentation to this committee at the August 3, 2004 CAC meeting.
9. **Election of City Interest Group Chair** – The Chair indicated this election will take place at the August 3, 2004 meeting.

Lee Smith stated that the last time we had elections for Interest Group Chairs we started the meeting a little early so the CAC could break out into Interest Groups to elect their chairs.

The Chair stated that the August 3, 2004 meeting will start at 9:30 a.m. in order for the City Interest Group to elect a chair for their Interest Group. The Chair requested the City Interest Group members receive a notification of the pending election.

The Chair noted that the regular CAC meeting will start at 10:00 a.m.

Chris Savage requested that the names of the current chairs of the Industry/Agriculture Interest Group and the Environmental Interest Group be provided to the CAC.

The Chair stated that Item 9 will be continued to the August 3, 2004 CAC Meeting.

Moved down on the Agenda

10. **Report from CAC Technical Rule Review Subcommittee**
11. **Public Education Report** – Kelly Malay reported on the activities of the Public Education Division.

Ms. Malay announced that Janis Parker will be leaving the District's Public Education Division to accept a new position. Ms. Malay noted that Ms. Parker will be missed by all at the District.

The Chair requested Ms. Malay convey to Ms. Parker that the CAC wishes her the best.

12. **Rules Under Development** – George Heinen, Supervising Air Quality Engineer, provided the status of Rules Under Development.
10. **Report from CAC Technical Rule Review Subcommittee** – Chris Savage, provided the CAC with the Technical Rule Review Subcommittee Status Sheet. Mr. Savage requested volunteers for Rule Liaisons. The following CAC members volunteered to serve as Rule Liaisons:

Rule Number 4101, Visible Emissions:
Dennis Tristao and Paul Betancourt

Rule Number 4406, Sulfur Compounds from Oil Field Steam Generators in Kern County:
Les Clark and Suzanne Noble

Rule Number 4623, Storage of Organic Liquids:
Les Clark and Suzanne Noble

Rule Number 4307, Small Boilers, Steam Generators and Process Heaters:
Suzanne Noble, Les Clark and Lee Smith

Rule Number 4409, Components at Light Crude Oil Production, Natural Gas Production, and Natural Gas Process Facilities:
Les Clark and Suzanne Noble

Rule Number Regulation VIII, Fugitive PM10 Prohibitions:
Dennis Tristao, Paul Betancourt and Chris Savage

Rule Number 9510, Indirect Source Mitigation Rule:
Dana Karcher and Mary-Michal Rawling

Rule Number 9310, School Bus Fleet, Mary-Michal Rawling

Mr. Savage briefed the CAC on recent activities pertaining to the development of Rule 4694, Wine Fermentation and Storage Tanks.

Mr. Crow noted that while the District is in the process of rulemaking the CAC participation in rule development through workshops, etc., would be very important and very meaningful in terms of the ultimate outcome of the recommendations that are made to the District's Governing Board. Mr. Crow suggested that the CAC Liaison assigned to a rule, or their substitute, be required to attend all scoping meetings and workshops pertaining to that rule. Mr. Crow explained that workshops and scoping meetings are the forum where technical and cost effectiveness issues are discussed, and where a strong appreciation for the breathe and scope of the rules applicability, as well as what types of sources may be impacted. Mr. Crow stated that it is through those workshops that he comes to conclusions with respect to his recommendation to the Governing Board on a specific rule.

Mr. Savage stated he agreed with Mr. Crow's comments.

Mr. Crow stated that the CAC has had some discussion with respect to the Interest Groups and the role they would play in any ultimate recommendation to the Board on any policy matter. Mr. Crow stated that a copy of the CAC bylaws that has been approved by the Governing Board explains what's called upon in terms of the Interest Group participation and policy recommendations.

Dave Jones read the following into the official record:

Resolution No. 96-11-02

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OPERATION OF THE CITIZENS ADVISORY COMMITTEE: The District desires that policy recommendations by the CAC to the District carry the unanimous endorsement of the three (3) Sub-Committees. To that end, the Interest Subcommittees are expected to exercise professional courtesy, diligence, and compromise to maximum extent possible. CAC and Interest Sub-Committee Chairs shall provide sufficient notice of meeting dates, times, place, and agenda to all CAC members to ensure maximum attendance and participation. Meetings of the CAC shall require a quorum of at least nine (9) members. Meetings of the Interest Sub-Committees shall require a quorum of at least fifty percent (50%) of their membership plus one member. all meetings of the CAC, the Interest Sub-Committees, all other sub-committees, and the CAC's Executive Committee, shall be open to the public. CAC meetings, activities, notices, and agendas are subject to the requirements of the Ralph M. Brown Act (§54950, et. seq.).

The CAC asked for a ruling regarding noticing requirements for subcommittee meetings from District Counsel.

Mr. Crow indicated he would request a ruling from Philip M. Jay, District Counsel on the applicability of the CAC resolution language in respect to the noticing requirements for meetings of the CAC Technical Rule Sub-Committee.

Dennis Tristao requested that Mr. Jay also address the issue of conference call participation in those meetings.

Mr. Savage indicated there will be a setup of conference call meetings, as well as, two face to face meetings of the subcommittee throughout the course of the next twelve months.

Colby Morrow, Southern California Gas Company, stated that regarding Rule 4307 Southern California Gas Company will be actively involved in that rule on behalf of their customers. Ms. Morrow indicated that she would be more than happy to contact PG & E regarding Rule 4307.

The Chair stated that would be a good idea, and thanked Ms. Morrow for her assistance.

13. **Rule Update** – Rule 9310 (School Bus Fleets), Rule 9510 (Indirect Source Review), Rule 3180 (Indirect Source Review Fee).

George Heinen provided an update in respect to Rule 9310.
Jennifer Barba provided an update in respect to Rules 9510 and 3180.

14. **CAC Member Comments** – Chris Savage made comments in respect to his CAC Report to the Governing Board at the May 20, 2004 meeting. Mr. Savage stated the CAC Technical Rule Subcommittee report was very well received by the Board and the Board was very appreciative of what the CAC has been doing in context to rule development.

Dennis Tristao thanked District staff for their participation in the Great Valley Center's Symposium.

Mr. Crow indicated the staff person who participated in the symposium was Tom Jordan.

Don Ikemiya stated that as a new CAC member he is grappling with his role on the CAC. Mr. Ikemiya stated he hopes when the City Interest Group comes together next month that issue will be discussed.

15. **CAC Member Comments and Suggestions for CAC Report at Governing Board Meeting** – CAC follow-up on Technical Rule Subcommittee.

16. **Volunteer to present CAC Report, Thursday, June 17, 2004 at 9:00 a.m., Governing Board Meeting** – Dennis Tristao volunteered to make the report.

17. **Next Meeting** – Tuesday, August 3, 2004 at 9:30 for Election of chairs for the City Interest Group and Industry/Agriculture Interest Group. The regular CAC meeting will start at 10:00 a.m. The meeting will be held via video teleconferencing (VTC), Central Region Office (Fresno) with the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield).

18. **Adjourn** – The Chair adjourned the meeting at 11:48 a.m.

Meeting Clerked by Daphne Garcia,
Senior Office Assistant, Minutes prepared
by Sissy Smith, Clerk to the Board
Citizens Advisory Committee
San Joaquin Valley Unified APCD