



San Joaquin Valley Air Pollution Control District

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Action Summary Minutes Citizens Advisory Committee (CAC) Meeting San Joaquin Valley Unified Air Pollution Control District Central Region Office, 1990 E. Gettysburg Avenue Governing Board Room, Video Teleconferencing (VTC) Fresno, CA.

Tuesday, August 6, 2002
9:30 a.m.

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

- Call Meeting to Order** – The Chair, Lee Smith, called the meeting to order at 9:32 a.m.
- 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>
Fresno	Roger Isom, Industry/Agriculture (P)	Central
"	Jack Grisanti, Environmental (P)	Central
Kern	Ann Williams, Environmental (P)	Southern
Kings	Dennis Tristao, Industry/Agriculture (P)	Central
Madera	Ron Flores, Industry/Agriculture (P)	Central
"	Lee Smith, Environmental, (P), Chair	Central
"	Donald Horal, Environmental (A)	Central
"	Glenn Igo, City (P)	Central
Merced	Linda Falasco, Industry/Agriculture (P)	Northern
San Joaquin	Robert Sarvey, Industry/Agriculture (P)	Northern
"	Patrick Stockar, Industry/Agriculture (A)	Northern
"	Wade Broughton, City (P)	Northern
Stanislaus	Chris Savage, Industry/Agriculture (A)	Northern
"	L. D. "Denny" Hoeh, Environmental (P)	Northern

2. **Roll Call cont.**

<u>County</u>	<u>Member Name/Interest Group</u>	<u>Regional Office</u>
Stanislaus	Mike Burns, City (P)	Northern
"	Farrell Jackson, City (A)	Northern
Tulare	David Harrald, Industry/Agriculture (P)	Central
"	Ray Millard, City (P)	Central

Also present in the Central Region Office (Fresno) – Dave Jones, Planning Manager, Josette Merced Bello, Public Education Administrator, Rich Burt, Communication Systems Analyst II, Joe Nazareno, Senior Air Quality Engineer, Pheakdey Preciado, Merced/Mariposa Co. Asthma Coalition, Cathy Crosby, Fresno County, Carol J. Dias, Kathy Fibes, CSUF, Manuel Cunha, Nisei Farmers League, Jason Baldwin, Madera Farm Bureau and Sissy Smith, Clerk to the Board.

Also present in the Northern Region Office (Modesto) – Ravi Ramalingam, ARB Representative and ARB Liaison for the Valley Air District, Sean Edgar, California Refuse Removal Council (CRRC) and Karen Morris, Administrative Analyst.

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

3. **Chair Comments** – No Comments.

4. **APCO Comments** – Dave Jones, Planner Manager, noted that Dave Crow, Executive Director/APCO was in Sacramento at the Smog Check II hearing. Mr. Jones stated that he would provide the APCO Comments.

Dave Jones advised the CAC that a District video teleconferencing (VTC) upgrade has been planned over the next month. The VTC system may not be available for the September 3, 2002 CAC meeting. Mr. Jones noted that on that date the CAC may want to meet in Fresno or cancel the September meeting.

The Chair noted that this will be discussed during item 13. **Next Meeting.**

Mr. Jones proceeded with his comments. Mr. Jones reported on the highlights of the Governing Board during their June 20, 2002 meeting. Mr. Jones briefed the CAC on the Board's August 15, 2002 agenda.

5. **Approve Minutes of Tuesday, June 4, 2002** – The Chair asked if there were any corrections, additions or comments regarding the Minutes of June 4, 2002.

The CAC did not have any corrections, additions or comments. The Chair declared that the Minutes of June 4, 2002 were approved as submitted.

6. **Public Education** – Josette Merced Bello, Public Education Administrator, reported on *Spare the Air (STA)* activities. Ms. Bello provided the CAC with a booklet titled Status report to the community.

Roger Isom noted that he wanted to make a comment and thank Ms. Bello. Mr. Isom noted that an article was published in the Merced Sun-Star that took something that Ms. Bello had stated out of context regarding ERCs. Mr. Isom stated that Ms. Bello wrote a follow up letter to the editor to clarify the issue. Mr. Isom stated that Ms. Bello's letter was very well written and he really appreciated her response.

The CAC requested additional information on the number of *STA* days as well as the new parameters to call a *STA* Day compared to last year.

Ms. Bello provided the CAC with a *STA* Summary as of 8/6/02. Ms. Bello noted that she would provide the request for information in respect to parameter comparisons in the near future.

7. **Rules Under Development** – Presentation made by Joe Nazareno, Senior Air Quality Engineer.

Mr. Nazareno reported on the following Summary of Draft Rules:

- Rule 2020 (Exemptions)
- Rule 2201 (New and Modified Stationary Source Review Rule)
- Rule 4313 (Lime Kilns)
- Rule 4351 (Boilers, Steam Generators, and Process Heaters – Phase 1)
- Rule 4305 (Boilers, Steam Generators, and Process Heaters – Phase 2)
- Rule 4306 (Boilers, Steam Generators, and Process Heaters – Phase 3)
- Rule 4408 (Glycol Dehydration)
- Rule 4701 (Stationary Internal Combustion Engines – Phase 1)
- Rule 4702 (Stationary Internal Combustion Engines – Phase 2)
- Rule 4610 (Glass Coating Operations)
- Rule 4622 (Gasoline Transfer into Vehicle Fuel Tanks)
- Rule 4901 (Residential Wood Combustion)

8. **Discussion: EPA, Proposed Settlement Agreement 67 FR 35812** – Presentation made by Dennis Tristao. Mr. Tristao made comments in respect to the recent negative publicity regarding agriculture. Mr. Tristao noted that the negative publicity is a result of the Association of Residents (AIR) and

Earthjustice and their lawsuit against the EPA for their decision to defer for three years the status of agricultural exemption.

Mr. Tristao asked the CAC to make a recommendation to the District's Governing Board in essence to pay attention to the air quality benefits that crops provide to the Valley as opposed to the negative impacts that are being expressed in the media.

A motion was made by Roger Isom to adopt a resolution requesting that the Governing Board recognize the benefits of agriculture ozone absorption. The motion was seconded by Ray Millard.

Mr. Tristao noted that the CAC has a copy of Resolution No. 02-080 adopted June 18, 2002 by the Kings County Board of Supervisors. Mr. Tristao suggested that the CAC recognize the significant reductions that have occurred from the Carl Moyer Program and that the agricultural industry be recognized for crops that scrub the air. Mr. Tristao continued that the District should also recognize the reductions that have occurred through the voluntarily participation in the USDA Environmental Quality Incentives Program a copy of which has been provided to the CAC.

The Chair asked Mr. Isom if he would like to amend his motion to include Mr. Tristao's comments. Mr. Isom and Mr. Millard were agreeable to the amendment.

Mr. Tristao stated that he would like to hear comments from members of the audience.

Linda Falasco stated that she thinks that its great to recognize the agricultural industry but she would like to see other industries included.

Wade Broughton noted that he has concerns that the CAC is identifying one particular emission that of the reduction of ozone. Obviously there are other areas that are involved in crop reduction that may be higher than normal. Mr. Broughton stated that he was a little hesitant to proceed until the CAC looks at a broader picture.

Ms. Falasco requested that a draft resolution on this issue be prepared and returned to the next CAC meeting for action.

The Chair stated that the CAC needed to vote on the pending motion.

Ray Millard stated that agriculture should be recognized. Mr. Millard noted that a lot of farmers are in trouble.

Mr. Tristao stated that he would like to direct a question to a member of the audience. Mr. Tristao noted that Jason Baldwin, Executive Director for the Madera County Farm Bureau was in attendance. Mr. Tristao asked Mr. Baldwin if the Farm Bureau has a stance on this issue.

Jason Baldwin, Executive Director for the Madera County Farm Bureau, stated that he could not speak for every farm bureau in the Valley or for the State Farm Bureau. Mr. Baldwin stated that a request has been formally made to County Board of Supervisors to pass a resolution recognizing the benefits of ozone scrubbing effects of agricultural crops. Mr. Baldwin stated that in general county farm bureaus support this recognition.

Manuel Cunha, Nisei Farmers League, asked the CAC to support this resolution.

Ann Williams stated that she would need more information before she could support this resolution of recognition for agricultural.

The CAC attempted to utilize the Kings County Resolution No. 02-080 with the assistance of the Chair, Dennis Tristao, Wade Broughton, Linda Falasco, Chris Savage and David Harrald.

Chris Savage stated that he was not sure that he was entirely comfortable with building this resolution. Mr. Savage suggested that the CAC take the recommendation of Mr. Isom's to recognize the benefits of agricultural groups and the Carl Moyer Program. And, create our own resolution with our own wording that reflects our interests and not the interest of Kings County. Mr. Savage noted that he thinks that is the correct approach versus taking a resolution from someplace else and trying to modify it to fit our needs. Mr. Savage explained that he thinks the intent is correct but he did not think the process they were trying to use was entirely correct. Mr. Savage stated that if we are looking for a public relations opportunity he agrees that there is a sense of urgency about doing that. Mr. Savage suggested that the CAC make another motion flat out recognizing the benefits and tie it to the study that's identified in the information packet we received. And, then following up that part of the motion will be that a formal resolution will be created that will formalize the CAC's position.

Dennis Tristao stated that he agreed in concept with Mr. Savage's point about trying to revise Kings County's resolution. Mr. Tristao noted that agricultural should be recognized for the ozone scrubbing effect. Mr. Tristao continued that the second and third points were the benefits of the Carl Moyer Program for all industries that participated and the additional point was that the voluntary incentive based strategy has worked well in generating emission reductions. Mr. Tristao noted that those are the main points. And if anything comes out of today

it would be that that a resolution be passed on to the Governing Board and then we can work on cleaning up the language for a follow up if we wish to become more detailed.

Mr. Tristao stated that we don't want to miss the opportunity here to at least give those points recognition and our recommendation to the Board.

Mr. Savage stated that he agrees with Mr. Tristao and the best procedure would be for Mr. Isom to withdraw his previous motion. And, then have Mr. Tristao restate what he just said and make that the motion to vote on.

Mr. Isom withdrew his previous motion.

Mr. Tristao made a motion to develop a resolution with the three (3) points he mentioned above. Mr. Harrauld seconded the motion.

Mr. Broughton asked if the motion was for a resolution or recommendation.

The Chair noted that Mr. Tristao's motion was for a resolution.

A discussion took place regarding if Mr. Tristao's motion was a resolution or a recommendation.

Ms. Falasco stated that we are not voting on a resolution because it has not been prepared.

Ms. Falasco stated that she is prepared to support the following: We as a CAC feel very strongly recommend that:

- (1) Agricultural should be recognized for the benefits that crop production affords in the absorption of ozone**
- (2) All Carl Moyer industries should be recognized for their contributions to emission reductions**
- (3) Voluntary incentive programs have had a positive effect on reducing air emissions that have been beneficial to the District and should be encouraged.**

Mr. Tristao amended his motion to take a recommendation to the Board using Ms. Falasco's three (3) points. Mr. Harrald was agreeable to the amendment. The motion carried with the following Roll Call Vote:

Ayes: Roger Isom, Jack Grisanti, Dennis Tristao, Ron Flores, Lee Smith, Glenn Igo, Linda Falasco, Robert Sarvey, Wade Broughton, Chris Savage, Denny Hoeh, Mike Burns, David Harrald and Ray Millard.

Noes: Ann Williams.

Absent: Joseph Rhodes, Les Clark, Les Clark III and David Brown.

Therefore, the CAC makes the following recommendation to the Governing Board:

We as a CAC make a strong recommendation that:

- (1) **Agricultural should be recognized for the benefits that crop production affords in the absorption of ozone**
 - (2) **All Carl Moyer industries should be recognized for their contributions to emission reductions**
 - (3) **Voluntary incentive programs have had a positive effect on reducing air emissions that have been beneficial to the District and should be encouraged.**
9. **ARB Comments** – Ravi Ramalingam, ARB representative and ARB Liaison for the Valley Air District, made the ARB Board Meeting Report. Mr. Ramalingam briefed the CAC on a report that the ARB received at their July 25, 2002 meeting. The report presented by ARB staff was a Health Update on repetitive ozone exposure. Mr. Ramalingam noted that the report is based on a recent study performed by investigators with Johns Hopkins University and the National Heart, Lung and Blood Institute.

A few CAC members requested a copy of that report. Mr. Ramalingam stated that he would send them a copy.

Skipped Item 10.

11. **CAC Member Comments** – Mike Burns stated that as we head into the agricultural harvesting season it is nice that we show that agricultural has done their part. But, he thinks they let it slide on the dust control. Mr. Burns noted that as they start harvesting the almonds around here it really is dusty. Mr. Burns

stated that he would like to see agricultural take some steps voluntarily to do something about that.

Dennis Tristao stated that he had a comment to address Mr. Burns comments. In about three weeks there will be an additional round of studies on the PM 10 emissions from almond harvesting that will be conducted up North. Mr. Tristao noted that the manufacturers for the almond harvesting equipment have instituted design changes to control PM 10 emissions off of that operation. Mr. Tristao stated that he thinks it's good and perhaps next meeting bring back the results of what has been implemented from that. Mr. Tristao noted the study has been ongoing for three going on four years now and the manufacturer has been working on implementing many changes for two going on three years now.

The Chair asked who would have the results of that study.

Dennis Tristao stated that it is the Agricultural Technical Advisory Committee to the District. We could get a report from that body to this Committee.

The Chair asked Mr. Tristao if he would request that information. The Chair stated that he thinks it would be a good idea.

10. **Volunteer to present CAC Report Thursday, August 15, 2002 at 9:00 a.m., Governing Board Meeting** – The Chair (Lee Smith) volunteered to make that report.

Skipped Item 12

13. **Next Meeting** – The next CAC meeting is scheduled for Tuesday, September 3, 2002 at 9:30 a.m. **At the start of today's CAC Meeting the CAC was advised that the District's video teleconferencing (VTC) system would be down for a planned upgrade during the September 3 CAC Meeting.**

Ray Millard made a motion to cancel the September 3, 2002 CAC Meeting. The motion was seconded by Mike Burns. The motion failed with the following Roll Call Vote:

Ayes: Ron Flores, Glenn Igo, Mike Burns and Ray Millard.

Noes: Jack Grisanti, Ann Williams, Dennis Tristao, Lee Smith, Glenn Igo, Linda Falasco, Robert Sarvey, Wade Broughton, Chris Savage, Denny Hoeh and David Harrald.

Absent: Roger Isom, Joseph Rhodes, Les Clark, Les Clark III and David Brown.

David Harrald made a motion to hold the meeting on September 3, 2002 and encourage people to attend in Fresno and to connect by phone (if possible) for those unable to be in Fresno. The motion was seconded by Linda Falasco and carried unanimously with the following Roll Call Vote:

Ayes: Jack Grisanti, Ann Williams, Dennis Tristao, Ron Flores, Lee Smith, Glenn Igo, Linda Falasco, Robert Sarvey, Wade Broughton, Chris Savage, Denny Hoeh, Mike Burns, David Harrald and Ray Millard.

Absent: Roger Isom, Joseph Rhodes, Les Clark, Les Clark III and David Brown.

12. **Public Comments and/or Reports** – **Sean Edgar, California Refuse Removal Council (CRRC)**, stated that he would like to have the opportunity regarding the extreme status. Mr. Edgar requested an update from staff on what's the status of the development of the economic analysis that was directed by the Governing Board at the June 20, 2002 meeting.

Mr. Jones responded that the District has not put together a report regarding that issue for the Board we are still working on the information.

Mr. Edgar asked if Mr. Jones had any indication of a timeline for this information.

Mr. Jones responded that the District does not have a timeline at this date.

Linda Falasco requested a standing item be listed on the CAC agenda regarding:

Status Report: District update with moving from severe to extreme.

14. **Adjourn** – The Chair adjourned the meeting at 10:58 a.m.

Sissy Smith, Clerk to the Board
Citizens Advisory Committee (CAC)
San Joaquin Valley Unified APCD