



San Joaquin Valley Air Pollution Control District

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David L. Crow
Executive Director/
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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, Fresno, CA.

Tuesday, May 6, 2003
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, Lee Smith, called the meeting to order at 10:00 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>
Fresno	Paul Betancourt, Industry/Agriculture (P)	Central
"	Jeffrey Harris, Industry/Agriculture (A)	Central
"	Bruce Rudd, Environmental (A)	Central
Kern	Dana Karcher, Environmental (A)	Southern
Kings	Riley Jones, Industry/Agriculture (P)	Central
"	Theo DeHaan, Environmental (A)	Central
"	Dennis Tristao, City (P)	Central
Madera	Donald Horal, Industry/Agriculture (P)	Central
"	Lee Smith, Environmental (P) Chair	Central
"	Al Lucchesi, City (A)	Northern
Merced	Terry Priest, Industry/Agriculture (A)	Northern
"	Mary-Michal Erwin-Loschke, Environmental (P)	Central
"	Carrie Tai, City (P)	Central
San Joaquin	Edward Gable, Industry/Agriculture (P)	Central
"	Roger Hoffdahl, Industry/Agriculture (A)	Northern
"	David Brown, Environmental (P)	Northern
"	Wade Broughton, City (P)	Northern

2. **Roll Call cont.**

<u>County</u>	<u>Member Name/Interest Group</u>	<u>Regional Office</u>
Stanislaus	Andrew Van Allen, Industry/Agriculture (A)	Northern
"	Mike Burns, City (P)	Northern
Tulare	Mike Smith, City (P)	Central

Also present in the Central Region Office (Fresno) – David L. Crow, Executive Director/APCO, Dave Jones, Director of Planning, George Heinen, Rule Development Supervisor, Alex Krivobok, Communication Systems Analyst, Josette Merced Bello, Public Education Administrator, Joe Nazareno, Senior Air Quality Engineer, Roger McCoy, Director of Administrative Services, Colby Morrow, Southern California Gas Co. and Sissy Smith, Clerk to the Board.

Also present in the Northern Region Office (Modesto) – Jan Ennenga, Manufacturers Council of the Central Valley and Karen Morris, Administrative Analyst.

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

3. **Chair Comments** – The Chair asked the Clerk to announce any new CAC Membership activities:

Ms. Smith announced the following appointments:

Merced County

Mary-Michal Erwin-Loschke, Environmental, Primary Member
Carrie Tai, City, Primary Member

San Joaquin County

Roger Hoffdahl, Industry/Agriculture, Alternate Member

Tulare County

Mike Smith, City, Primary Member
Charlie Norman, City, Alternate Member

4. **APCO Comments** – David L. Crow, Executive Director/APCO, made comments in respect to District, State and Federal activities.

The Board at their April 17, 2003 Governing Board Meeting:

- Proclaimed the month of May as “Clean Air Month”

- Received a verbal report on Emission Reduction Credits (ERCs)
- Received a presentation by staff on Trends in Ozone Air Quality and Precursor Emissions by County for the San Joaquin Valley Air Basin
- Approved contract with @doc for Electronic Document Management System Consulting Services
- Approved contract with Sonoma Technology Inc., for Emission Inventory Improvements and Control Measure Assessments for Selected Source Categories
- Adopted amendments to Rule 4610 (Glass Coating Operations) that would delay the compliance deadline by six months. The compliance extension would allow time for the company affected by Rule 4610 to convert their mirror coating line to a powder coating process, thereby virtually eliminating VO emissions.

Mr. Crow reported the Board at their next meeting (May 15, 2003) will focus on a Special Budget Hearing to receive comments on the District' 2003-04 Budget.

Mr. Crow noted the regular meeting of the Board will take place immediately after the Special Budget Hearing and one of the items on that agenda will be for the Board to receive and file the 2003 PM10 Plan with a recommendation to set June 19, 2003 for the Public Hearing for that consideration to adopt.

Mr. Crow reported the final round of workshops for Rule 4901 (Residential Wood Combustion) will be held on May 5, 6, and 7, 2003.

Mr. Crow also reported that the Boiler rule hearing will be held at the August 21, 2003 Governing Board Meeting. At the August Board meeting staff will also initiate discussions again with the Board on the Extreme versus Severe issue.

Mr. Crow reported that the Bay Area Air Quality Management District (Bay Area) made a proposal to ARB to change the allocation of the Carl Moyer Memorial Air Quality Standards Attainment Program Funds. This would have diverted \$1.2 million from the San Joaquin Valley needs and increased the Bay Area by \$1.6 million. And also the Coastal Air Basins that are basically in attainment or flirting with attainment would have received more Moyer money and the inland air basins ourselves prominent among them along with Sacramento and Mojave would have received reductions. The Bay Area after much discussion withdrew their request.

Mr. Crow reported on Legislative activities and noted at the State level many bills are involving air pollution at this point. Mr. Crow highlighted the status of two of Senator Dean Florez's bills introduced as an outgrowth of the Senate Select Committee on Air Quality: SB 709 is a bill that addresses some additional authorities for the District particularly in mobile on the fleet side. Mr. Crow noted it's basically a reiteration of some of the authority that we believe we

clearly have and it adds some of the authorities and the language that the South Coast Air Quality Management District has for dealing with fleet vehicles. Mr. Crow explained it also restores the District's authority to deal with trip reduction. Mr. Crow noted SB 709 would also add another dollar to the four dollar Department of Motor Vehicle fee the District utilizes now to sustain some of those incentive programs.

Mr. Crow reported that one of Senator Florez' "700 Series" of bills would have added three members to the District's Governing Board. After discussions and testimony the Senator received in the Air Quality Hearings he has agreed to drop that provision. Mr. Crow reported that however, there is a similar measure SB 999 from Senator Mike Machado, Linden, in the Northern part of the Valley that would add four positions to the District's Governing Board. The four additional members being appointed by statewide officials, has passed the Senate and is now in the Assembly.

Mr. Crow reported SB 703 by Florez is an important bill for agriculture. Mr. Crow explained SB 703 would eliminate demand charges for electric agricultural pumps, passed the Senate Energy, Utilities & Communication Committee. Mr. Crow noted the District supports this legislation, which will encourage farmers and ranchers to replace their diesel engines with cleaner electric motors. Mr. Crow noted Assembly Member Reyes who chairs the Assembly Utility Committee is moving a similar bill.

Mr. Crow reported that AB 1317 by Assembly Member Parra extends the Biomass-to-Energy Incentive Grant Program, passed two Assembly policy committees and is now in the Assembly Appropriations Committee.

Mr. Crow noted that SB 207 by Senator Ackerman would provide that any defect or malfunction of a vapor emission control system does not constitute a violation of any air pollution control law unless the defect is not corrected with 21 days of detection, has been withdrawn.

Mr. Crow reported that SB 705 by Senator Flores would prohibit, beginning June 1, 2005, the issuance of any permit to burn agricultural waste in an area that is designated nonattainment for ozone, carbon monoxide or particulate matter. Mr. Crow noted this bill initially had an end date of 2005 and that is now a 2010 end date but it has interim time frames in it for the cessation of open field crops in 2005, prunnings in 2007 and then the balance in 2010.

Mr. Crow briefed the CAC on the District's 2003-04 Budget. Mr. Crow highlighted the Budget:

- Expansion of Public Education outreach effort
- One staff position in Public Education upgraded to a senior level to

- assume some coordination and media tasks
- Increasing the Compliance Division by adding nine positions

Mr. Crow noted the Board will receive the Budget at the Special Budget Hearing on May 15, 2003 for the exclusive purpose of reviewing the 2003-04 budget and act upon it at their June 19, 2003 meeting. Mr. Crow noted that the District has had one across the Board fee increase in ten years and that was 5% in 1995, no fee increases are called for in this budget.

Mr. Crow introduced George Heinen the new Rule Development Supervisor to the CAC.

The Chair asked Mr. Crow about the agenda for the June 3, 2003 CAC Orientation meeting.

Mr. Crow indicated that this has been discussed at past CAC meeting where we have talked about the desirability to do an orientation meeting and he thinks that desirability is enhanced now with the number of new CAC members added to the committee.

Mr. Crow noted that at the April 1, 2003 CAC meeting the Chair talked about the CAC Committee identifying topics that the CAC would like to have discussed. Mr. Crow stated that would be a good place to start and the other thing was holding it on a regular CAC meeting day and starting at 9:00 a.m.

8. **CAC Comments/Questions re: 2003 Legislative Regulatory Platform** – Mr. Crow explained that this is the District's Board 2003 Legislative Platform. Mr. Crow noted this is a cumulative document that the Board has taken and developed legislative principals and guidelines going back over a decade. Mr. Crow noted that every two years when a session begins or sooner if needed the Board considers it's legislative platform in the context of what are the issues before them in the legislature. Mr. Crow stated that the platform is the Board's direction to staff and the Board has retained a lobbyist to provide them with recent activities in regard to legislative issues.

Mr. Crow excused himself for the remainder of the meeting and noted that Dave Jones, Director of Planning, would be available for questions and comments.

5. **Approve Minutes of Tuesday, April 1, 2003** – The Chair asked if there were any corrections, additions or comments regarding the Minutes of April 1, 2003.

Dennis Tristao asked if the recommendations that the CAC made in respect to the following items was followed through with the Governing Board

Item 10. Coordination with Governing Board, Subcommittee

- Item 13. Report from CAC Subcommittee/Sustainable Incentives**
- Item 14. CAC Discussion/Action pertaining to SB 703 (Introduced by Senators Florez, Denham and Poochigian) Electrical corporations: agriculture tariffs**
- Item 16. CAC Review and Recommendation of Draft Letter to EPA regarding the EPA ERC Issue**

The Chair stated this would need to be put on the Governing Board's agenda before their next meeting and we can talk to the Clerk about that. The Chair noted the Board did not want to act on the CAC requests because they were not on their agenda for that day.

Riley Jones stated he thought that's what the CAC did at their April 1, 2003 meeting with requesting items be added to the Governing Board Meeting Agenda of April 17, 2003.

The Chair stated that he raised the issue but the Board decided they couldn't do anything with it because it wasn't actually on their agenda so it wasn't publicly noticed. The Chair stated that what he actually did was make it a report rather than asked them to actually put items on their agenda. The Chair noted this time we will make sure to actually get it on their agenda.

Dennis Tristao asked about the status of **Item 16. – CAC Review and Recommendation of Draft Letter to EPA regarding the EPA ERC Issue.** Mr. Tristao asked if the letter was mailed to EPA.

The Chair stated we were told at some point that it made more sense just to support the District's letter and we did not send out our own. The CAC Subcommittee discussed it and instead supported the letter by the District.

Dennis Tristao asked if the District letter was sent to local county agencies, economic development corporations, etc.

The Chair stated none of that was done because the CAC Subcommittee chose to support the District's letter and we decided not to draft a new letter.

Dennis Tristao noted that was an action taken by the CAC. Mr. Tristao stated the issue was to make sure local county agencies and economic development corporations, etc. received a copy of that letter.

The Chair stated he would make sure a copy of the letter gets sent to those folks.

The Chair stated he would work with Mr. Crow regarding CAC items for the District's Governing Board Meeting Agenda of May 15, 2003.

Dennis Tristao reiterated the CAC items for the Governing Board Agenda:

- establish a Governing Board Ad Hoc Subcommittee to meet with a CAC subcommittee
- CAC recommendation re: Sustainable Incentives
- CAC recommendation re: Support of SB 703

The Chair declared the Minutes of April 1, 2003 approved as submitted.

6. **Public Education** – Josette Merced Bello, Public Education Administrator, stated Public Education (Pub. Ed.) has been busy with the *Spare the Air Kickoff*. The kickoff date will held on June 10, Drill Day. Ms. Bello announced in conjunction with *Spare the Air Kickoff* we are also doing a promotion with Amtrak. A special promotion this year Pub. Ed. prepared 1,000 travel bags we will giving away on June 5th to the 7th to any child traveling on the San Joaquin Line for the Amtrak. The District will also be teaming up with Amtrak for a joint advertising campaign. In addition to what they're doing and in addition to what we're doing we are going to do an ad campaign jointly together. Ms. Bello announced that Pub. Ed. will kickoff their program for *Spare the Air* in June.

Ms. Bello noted Pub. Ed. will do a Public Outreach to our Hmong population for the first time and we will do primarily radio spots.

Riley Jones asked what percent of the Hmong population does the District hope to reach?

Ms. Bello responded she would report back to Mr. Jones with that information.

Jeffrey Harris noted on the issue of traveling by Amtrak to Sacramento is a good idea but it is very challenging to get to where you want to go after you arrive in Sacramento. Mr. Harris suggested Pub. Ed. look at someway of encouraging a listing of taxi services or the like to complete that loop.

Mr. Harris noted as it relates to school classes riding Amtrak he encouraged Pub. Ed. to look at contacting the Transportation Department and work with them in respect to utilizing Amtrak for class room field trips.

Ms. Bello announced the District will be doing tray liners with Taco Bell again this year. Ms. Bello stated we did a program last year with Taco Bell and we did a million tray liners and they were gone within a couple of weeks. Ms. Bello noted there are 103 Taco Bells restaurants within our District. Ms. Bello explained that last year the tray liner for kids was game/puzzle that you put together. Ms. Bello

reported that Pub. Ed. had tremendous response regarding the tray liners and based on that response Taco Bell came back to us and asked if we wanted to expand the program and do something with adults as well. Ms. Bello reported this year we are doing a one million tray liners for kids and a one million for adults.

Ms. Bello stated Pub. Ed. will also be doing a joint program with Fresno Area Express with bus passes available to employers in the Fresno area. Ms. Bello noted Pub. Ed. is also exploring this same program with other transit districts in the Valley.

7. **Rules Under Development** - Joe Nazareno, Senior Air Quality Engineer, reported on the following rules:

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 4403 (Components Serving light Crude Oil or Gases at Light Crude Oil and Gas Production Facilities and Components at Natural Gas Processing Facilities)
Rule 4451 (Valves, Pressure Relief Valves, Flanges, Threaded Connections and Process Drains at Petroleum Refineries and Chemical Plants)
Rule 4452 (Pump and Compressor Seals at Petroleum Refineries and Chemical Plants)
Rule 4604 (Can and Coil Coating Operations)
Rule 4701 (Stationary Internal Combustion Engines – Phase 1)
Rule 4702 (Stationary Internal Combustion Engines – Phase 2)
Rule 4901 (Residential Wood Combustion)

8. **CAC Comments/Questions re: 2003 Legislative Regulatory Platform** – No Comments.

9. **PM10 Plan Status** – Dave Jones, Director of Planning, briefed the CAC on the PM10 Plan Status. Mr. Jones noted the release date is one week behind. The Plan will be available on the website Monday, May 12, 2003. Mr. Jones noted the Plan will not be available for mailing until after the Governing Board Packet goes out in the mail but it will be released before the Board meeting. Mr. Jones noted the Board will receive and file the 2003 PM10 Plan on the May 15, 2003 Board Agenda with June 19, 2003 set for consideration to adopt.

10. **Bump-up Status** – Dave Jones, Director of Planning, noted the bump-up status will be going to the Board on August 21, 2003 and September 18, 2003. Staff will present something to the Board in August so that people have some time to think about it before taking any action and come back in September for Board action. Mr. Jones pointed out the main reason for going in September is that we

are facing a sanction clock of two to one offsets which occurs in March 2004 if we don't bump-up. We still can't show attainment in 2005 of the ozone standard and we would be facing by September 2004 next year highway sanctions and a federal implementation plan.

11. **June Orientation Meeting** – The Chair noted that the idea of a orientation meeting is that staff will bring the CAC up to date and in particular for the new members of the CAC to get an idea of what's going on overall. The Chair requested that if anybody has any specific suggestions of what topics they want to have discussed they should contact him or the Clerk.

Dennis Tristao requested a discussion on the rule making process would be in order and an orientation on the organization of the CAC would be in order.

Jeffrey Harris requested a glossary of key terms and a overview of the Board adopted Legislative Platform.

Dennis Tristao noted that on the organization of the CAC, since we do have new members, the CAC does have the ability as called for in the by laws, to organize into caucuses and to elect a leader for the caucus.

Riley Jones echoed Mr. Harris' suggestion to provide a glossary of acronyms and he would appreciate that being distributed to probably all the members as well as the new member meeting.

The Chair urged the CAC if they have any other items to let him or the Clerk know and we will get those included on the agenda.

Dennis Tristao asked is the June Orientation meeting is this before our regularly scheduled meeting or as an adjunct to.

The Chair stated that we really haven't decided but he would assume that maybe we would have the orientation meeting and maybe have a short meeting to cover some specific items.

Dennis Tristao wanted to know if these meetings would be on the same day.

The Chair responded affirmative. The Chair noted that this will be a public meeting in any event and he encouraged the CAC to invite whomever they want. The Chair stated this would be a good opportunity for the public as well for them to get an idea what's going on in the District. The Chair stated he would talk to Mr. Crow about that. The Chair encouraged the CAC to invite any of their constituents to get a better background on what's going on.

12. **ARB Comments** - Ravi Ramalingam, California Air Resources Board (ARB)

representative and ARB Liaison for the Valley Air District. Mr. Ramalingam reported on the ARB meeting held on April 24, 2003. Mr. Ramalingam noted the key agenda item was the Board's consideration and approval of modifications to the Zero Emission Vehicle (ZEV) regulation.

13. **CAC Member Comments** – Riley Jones reported that in Tracy last Saturday the company that he works for GWF Power Systems as a part of a air quality community benefit package provided Tracy with \$150,000 worth of rebates for electric lawn mowers. Mr. Jones noted that it is exactly the same thing that the Valley Air District does with the lawn mower trade in program. Mr. Jones noted that it was a huge success with 575 lawn mowers traded in.
14. **Public Comments and/or Reports** – No Public Comments and/or Reports.
15. **Volunteer to present CAC Report, Thursday, May 15, 2003 at 9:00 a.m., Governing Board Meeting** – The Chair asked for a volunteer to make the report. The Chair noted there is a possibility he will not be available that day.
16. **Next Meeting** – Tuesday, June 3, 2003 at **9:00 a.m.**, via video teleconferencing (VTC), Central Region Office (Fresno) with the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield) participating via VTC.
17. **Adjourn** – The Chair adjourned the meeting at 11:46 a.m.

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