



San Joaquin Valley Air Pollution Control District

GOVERNING BOARD

Barbara Patrick, Chair
Supervisor, Kern County

Thomas W. Mayfield, Vice Chair
Supervisor, Stanislaus County

Mike Maggard
Councilmember, City of Bakersfield

Judith G. Case
Supervisor, Fresno County

Tony Barba
Supervisor, Kings County

Ronn Dominici,
Supervisor, Madera County

Sam Armentrout
Councilmember, City of Madera

Dan Prince
Councilmember, City of Ripon

Michael G. Nelson
Supervisor, Merced County

Jack A. Sieglock
Supervisor, San Joaquin County

J. Steven Worthley
Supervisor, Tulare County

David L. Crow
Executive Director/
Air Pollution Control Officer

Northern Region Office
4230 Kiernan Avenue, Suite 130
Modesto, CA 95356-9322
(209) 557-6400
FAX (209) 557-6475

Central Region Office
1990 East Gettysburg Avenue
Fresno, CA 93726-0244
(559) 230-6000
FAX (559) 230-6061

Southern Region Office
2700 M Street, Suite 275
Bakersfield, CA 93301-2370
(661) 326-6900
FAX (661) 326-6985

www.valleyair.org

Action Summary Minutes 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, March 2, 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 10:02 a.m.
2. **Roll Call was taken and a quorum was present.**

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

County	Member Name/Interest Group	Regional Office
<u>Fresno</u>	Paul Betancourt, Industry/Agriculture (P)	Central
"	Jeffrey Harris, Industry/Agriculture (A)	Central
"	Kevin Hamilton, Environmental (P)	Central
"	Donald Ikemiya, City (P)	Central
<u>Kern</u>	Les Clark, Industry/Agriculture (P), Chair	Central
<u>Kings</u>	Riley Jones, Industry/Agriculture (P)	Central
"	Kelly Deming, Environmental (P)	Central
"	Dennis Tristao City (P)	Central
<u>Madera</u>	Donald Horal, Industry/Agriculture (P)	Central
"	Lee Smith, Environmental (P)	Northern
"	John Wells, City (P)	Central
<u>Merced</u>	Mary-Michal Erwin-Loschke, Environmental (P)	Central
"	Colleen Trieweiler, Environmental (A)	Central
<u>San Joaquin</u>	Edward Gable, Industry/Agriculture (P)	Northern
"	Wade Broughton, City (P)	Northern

2. **Roll Call cont.**

<u>County</u>	<u>Member Name/Industry Group</u>	<u>Regional Office</u>
<u>Stanislaus</u>	(*) Chris Savage, Industry/Agriculture (P), Vice Chair	Northern
<u>Tulare</u>	Ted Dinkler, Industry/Agriculture (A)	Central
"	Christine Foster, Environmental (P)	Central
"	Mike Smith, City (P)	Central

(*) Arrived during Item # 7

Sissy Smith, Clerk to the Board, announced a new Citizens Advisory Committee Member, Mr. Donald Ikemiya, Councilmember, City of Reedley representing the City Interest Group for Fresno County as the Primary Member. Ms. Smith noted that the City Selection Committee appointed Councilmember Ikemiya on January 29, 2004. Ms. Smith stated that Councilmember Ikemiya attended the February 3, 2004 CAC Meeting but was not listed on the Attendance Record that record has been corrected to reflect Councilmember Ikemiya's attendance during the February 3, 2004 CAC Meeting.

The Chair welcomed Councilmember Ikemiya to the CAC.

Also present in the Central Region Office (Fresno) - David L. Crow, Executive Director/APCO, Dave Jones, Director of Planning, Seyed Sadredin, Director of Permit Services, Janis Parker, Air Quality Education Rep., Joe Nazareno, Supervising Air Quality Engineer, Roger McCoy, Director of Administrative Services, Scott Nester, Planning Manager, George Heinen, Supervising Air Quality Engineer, Alex Krivobok, Communication Systems Analyst and Sissy Smith, Clerk to the Board.

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

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

3. **Approve Minutes of Tuesday, February 3, 2004** – The Chair asked if there were any comments concerning the Minutes. Hearing no comments the Chair declared the Minutes of February 3, 2004 approved as submitted.
4. **Chair Comments** – No Chair Comments.
5. **APCO Comments** – David L. Crow, Executive Director/APCO, reported on the draft Governing Board agenda for March 25, 2004.

6. **Public Comments – Colby Morrow, Southern California Gas Company,** requested additional information from staff on the Community Health Air Pollution Information System (CHAPIS) that ARB will be releasing in April. Ms. Morrow noted that ARB released a draft to interested stakeholders with comments due on March 12.

District staff deferred Ms. Colby's request to ARB representative Ravi Ramalingam.

7. **ARB Report – Ravi Ramalingam, California Air Resources Board (ARB) representative and ARB Liaison for the Valley Air District.** Mr. Ramalingam stated that he was not prepared to report on CHAPIS at this time. Mr. Ramalingam noted that he would look into the issue and provide his findings to the Clerk for her to transmit to the CAC.

Mr. Ramalingam addressed implementation of the federal 8-hour ozone standard. Mr. Ramalingam reported last July, States were required to submit to U.S. EPA a list of those areas they proposed to be designated nonattainment for the eight-hour standard. In a December 3, 2003 letter, the U. S. EPA notified Governor Schwarzenegger of its intent to modify California's July 15, 2003 recommendations for area designations under the federal eight-hour ozone air quality standard. The ARB is responding on behalf of the State of California.

Mr. Ramalingam reported U.S. EPA concurs with the majority of ARB's recommendations. ARB is asking U. S. EPA to change some proposed area designations and boundaries consistent with the most recent air quality data, and to clarify some area descriptions. ARB also requested U.S. EPA's help on a transportation conformity issue that is vital to the new rural areas that will be designated nonattainment for the first time under the eight-hour ozone standard.

Mr. Ramalingam reported that ARB recommends the San Francisco Bay Area should be added to the list of nonattainment areas because the region recorded violations of the standard in 2003. This is a change to ARB's previous recommendation that was based on data through 2002.

Mr. Ramalingam reported ARB is in agreement on which air districts in California violate the eight-hour ozone standard. The remaining issue involve U.S. EPA's proposal to consolidate a number of air districts into single nonattainment areas. This would affect five air districts in the Mountain Counties Air Basin and one air district in the Mojave Desert of Southern California.

Mr. Ramalingam reported U.S. EPA proposes to consolidate the Amador, Calaveras, Tuolumne, and Mariposa air districts with the San Joaquin Valley into one very large nonattainment area. Mr. Ramalingam reported ARB

recommended separate nonattainment areas for the Central Mountain Counties (Amador and Calaveras) and Southern Mountain Counties (Tuolumne and Mariposa). Mr. Ramalingam noted that ARB won't know for sure what position U.S. EPA will take on the Mountain Counties issue until designations are finalized this April, but ARB is optimistic that we will prevail.

Mr. Crow noted that the District's Board Chair wrote correspondence to EPA and ARB in opposition to EPA's proposal to consolidate the Mountain Counties into the San Joaquin Valley Air Basin.

8. **Report from CAC Technical Rule Review Subcommittee – Chris Savage** commented that at the last CAC Meeting he requested that folks who had interest in the various rules that are under development to give him a call so we could assign a CAC Liaison to these rules as we discussed. Mr. Savage noted he has not received any phone calls to date. Mr. Savage stated he wanted to put folks on notice that he would be making some phone calls in the next week or two to try and get people engaged in the process and get some folks to follow these various rules as they develop through the process.

Mr. Savage noted the second comment he had relates to the Indirect Source Review Rule (ISR) which came out about two weeks ago. Mr. Savage stated that when that rule came out we had less than a week to respond with any comments. Mr. Savage stated that fortunately, Lee Smith, managed to carry the mantle on that and provided some comments back to the District. Mr. Savage stated it was his understanding from our meeting with staff that we discussed giving the CAC Subcommittee more time to review these rules before they went out for broader public input. Mr. Savage stated a week is simply not enough time. Mr. Savage requested Mr. Crow comment on that.

Mr. Crow stated he would ask Mr. Jones to comment and he would follow-up.

Mr. Jones noted staff did not have a whole lot of time on this rule. Mr. Jones noted the upcoming workshops are the first in a series of workshops regarding the ISR Rule. Mr. Jones explained the ISR Rule is still very much a draft rule and there will be two more rounds of workshops before it will be final. Mr. Jones pointed out there is still plenty of opportunity to comment. Mr. Jones noted the District received two comments one from Lee Smith and one from Jeff Harris. Mr. Jones indicated the District's process in putting out a rule is very involved.

Staff requested the names of the CAC Technical Rules Subcommittee members:

CAC Technical Rule Review Subcommittee:

Chris Savage
Linda Falasco
Lee Smith
Mary-Michal Erwin-Loschke
Christine Foster
Paul Betancourt
Kelly Deming
Dennis Tristao and
the Chair, Les Clark

Mr. Savage stated he will confer with staff between now and the next CAC meeting to obtain a complete list of all the rules under consideration. And, hopefully, by the next CAC meeting we will have CAC individuals assigned for each of those rules and he can report on that at the next meeting.

Mr. Crow spoke to the point of timing regarding the release of draft rules. Mr. Crow explained to the CAC that staff does the very best we can in getting rules under development to the CAC. Mr. Crow noted that with the calendar that we have it is imperative we serve what the Board has out for adoption and a lot precedes it. Mr. Crow noted that Mr. Jones and he were just conferring and it seems it is very difficult for your subcommittee to get together physically to go through something like this. Mr. Crow suggested that maybe we could offer up a conference call the CAC subcommittee can get on a phone line and staff could walk down through what we have when we have it. Mr. Crow stated that might be a way to expedite the process and it would just take an hour or so with people calling in and we could try to handle some communications that way. Mr. Crow assured the Committee the District's efforts are to get draft rules to the CAC as timely as possible but the realities of what goes into the front end of these things and the various considerations is complex.

Mr. Crow stated he would emphasize, as he always has, that if we have Committee members with a keen interest in a particular rule it's really important for them to likewise make time to participate in the public workshop process.

Lee Smith noted the CAC subcommittee needs to get together really soon because the first public workshop is March 11.

9. **Public Education Report – Janis Parker, Air Quality Education Rep.**, reported the wood burning season ended February 29 and provided the CAC with some statistical information in regards to the wood burning season.

Ms. Parker stated Pub. Ed. is in the process of gearing up for the Spare the Air Season which kicks off on June 8 with hopefully a joint kick off with the Clean Green Yard Machine.

Ms. Parker announced Pub. Ed. is in the process for final selection of an advertising agency for the English and Spanish portion of the Spare the Air and Wood Burning campaigns.

Ms. Parker noted that in regards to staffing the District has just completed oral examines for the Pub. Ed. representative in the Southern Region Office and a final selection should be made by the next meeting. Ms. Parker also stated the initial screening process for the Public Education Administrator has just finished and the oral examines and final selection will take place shortly.

Kevin Hamilton stated staff did an outstanding job in raising public awareness in respect to the wood burning program.

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

February 2004

- Rule 4409 (Components at Light Crude Oil Production, Natural Gas Production, and Natural Gas Processing Facilities)
- Rule 4455 (Components at Petroleum Refineries, and Gas Liquids Processing Facilities, and Chemical Plants)

March 2004

- Rule 4550 (Agricultural Conservation Management Practice Program)
- Rule 9510 (Indirect Source Mitigation Program)
- Rule 3180 (Indirect Source Mitigation Fee)
- Reg. VIII (Fugitive PM10 Prohibitions)

April 2004

- Rule 4002 (National Emission Standards for Hazardous Air Pollutants)
- Rule 4204 (Cotton Gins)
- Rule 4623 (Storage of Organic Liquids)
- Rule 4702 (Internal Combustion Engines-Phase 2)

- Rule 4101 (Visible Emissions)
- Rule 9310 (School Bus Fleets)

May 2004

Rule 4694 (Wine Fermentation and Storage Tanks)

11. **Rule Update** – Rule 9310 (School Bus Fleets), Rule 9510 (Indirect Source Mitigation Program) and Rule 3180 (Indirect Source Mitigation Fee).

Joe Nazareno, updated the CAC on Rule 9310 (School Bus Fleets), is under development and scheduled for workshop in late April.

Dave Jones briefed the CAC on Rule 3180 (Indirect Source Mitigation Fee) and Rule 9510 (Indirect Source Mitigation Program). Mr. Jones indicated that the rules are a work in progress and there is still a lot that needs to be done.

Mr. Jones announced the workshops will be presented in-person and via video teleconferencing (VTC) at the following times and locations:

Source-specific On-site Mitigation Measures	March 11, 2004 (Thursday) 1:30 pm In-person workshop: Modesto VTC: Bakersfield and Fresno
Administrative Procedures	March 15, 2004 (Monday) 1:30 pm In-person workshop: Fresno VTC: Bakersfield and Modesto
Off-site Mitigation Measures	March 24, 2004 (Wednesday) 10:30 am In-person workshop: Bakersfield VTC: Fresno and Modesto
General Overview	March 31, 2004 (Wednesday) 6:30 pm In-person workshop: Fresno VTC: Bakersfield and Modesto

Bakersfield: VTC Room, SJVUAPCD Office, 2700 M Street, Suite 275

Fresno: VTC Room, SJVUAPCD Office, 1990 E. Gettysburg Ave.

Modesto: VTC Room, SJVUAPCD Office, 4230 Kiernan Av., Suite 130

Lee Smith asked staff what sources would be impacted by Rule 4002.

The Chair requested a list of sources be provided to the CAC that will be impacted by Rule 4002.

Staff indicated they will supply that information to the CAC.

12. **CAC Member Comments – Chris Savage** ask if there were any updates on the pre 1990's ERC issue.

Mr. Crow indicated the staff member involved in that issue was not in attendance at the moment but if the CAC would precede with the meeting that individual would be called to the Board Room.

Dennis Tristao stated he took the liberty of putting together some information for the CAC regarding fuel cell technology. The CAC was provided with a copy of that information. Mr. Tristao noted the point in providing copies to the CAC today is for their review. Mr. Tristao stated that perhaps at the next meeting we could have a presentation from a member of District staff on what the District is leaning toward as far as fuel cell development and hydrogen powered cars and so forth.

Mr. Crow stated there are a number of organizations that are very much involved in the Governor's hydrogen highway proposal and the various ways in which that might be accomplished. Mr. Crow noted that in the District Board's perspective they've always been interested in diversity of choices particularly in the fuel side of things. Mr. Crow stated that it looks like from the information that Mr. Tristao provided you have a pretty complete package here. Mr. Crow stated staff would be happy to see what we can do to contribute any additional information on the hydrogen highway program.

Seyed Sadredin, Director of Permit Services, joined the meeting and provided the CAC with information regarding the pre 1990 ERC issue with EPA. Mr. Sadredin stated EPA approved our PM10 Plan that is they have proposed to approve it. The big part of that was the whole accounting methodology and nothing has changed at the EPA policy level since.

Mr. Sadredin stated that was is important to note that a couple of power plants that were in the pipeline and should they be approved by CEC that action would put a great demand on the debit side of our equivalency demonstration with EPA. Mr. Sadredin noted that those two power plants were approved by CEC so its not looking good for equivalency for this year. We still have to look at the numbers and obviously based on the number of projects that we get and the type of credits that we have at the end we still have to figure out if we meet the equivalency demonstration or not. Mr. Sadredin announced that we will be putting together a workshop with stakeholder in the next few weeks to talk about this issue and come up with a possible remedial action to take care of the shortfall.

Mr. Crow announced the Board is considering having a symposium in the Bakersfield area late September early October. Mr. Crow indicated it has been a number of years since the District hosted a symposium. Mr. Crow reported that Supervisor Barbara Patrick, the Board's present Chair, believes it's a good time to discuss a number of significant issues that will effect the District and the community at large. Mr. Crow indicated that a particular date or location has not been settled on at this time.

The Chair stated a District symposium would be a good idea. The CAC should be aware of this and it is sometime they might like to attend because the District's symposiums are very informative.

13. **CAC Member Comments and Suggestions for CAC Report at Governing Board Meeting** – No Comments or suggestions.
14. **Volunteer to present CAC Report, Thursday, March 25, 2004 at 9:00 a.m., Governing Board Meeting** – Kevin Hamilton volunteered to present the CAC Report at the Governing Board Meeting on March 25.
15. **Next Meeting** – Tuesday, April 6, 2004 at 10:00 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.
16. **Adjourn** – The Chair adjourned the meeting at 11:31 a.m.

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