



San Joaquin Valley Air Pollution Control District

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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 (CAC) Meeting San Joaquin Valley Unified Air Pollution Control District Central Region Office, 1990 E. Gettysburg Avenue Governing Board Room, Fresno, CA.

Tuesday, June 3, 2003
9:00 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.

- Call Meeting to Order** – The Chair, Lee Smith, called the meeting to order at 9:03 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 Central	(* Paul Betancourt, Industry/Agriculture (P)	
Kern	Les Clark, Industry/Agriculture (P)	Central
"	(* Suzanne Noble, Industry/Agriculture (A)	Central
"	(* Pauline Larwood, Environmental (P)	Southern
"	Dana Karcher, Environmental (A)	Southern
Kings	Riley Jones, Industry/Agriculture (P)	Central
"	Kelly Deming, Environmental (P)	Central
"	Dennis Tristao, City (P)	Central
Madera	Donald Horal, Industry/Agriculture (P)	Central
"	Lee Smith, Environmental (P) (Chair)	Central
"	Glenn Igo, City (P)	Central
Merced	Linda Falasco, Industry/Agriculture (P)	Central
"	Mary-Michal Erwin-Loschke, Environmental (P)	Central
"	(* Carrie Tai, City (P)	Central
San Joaquin	(* Edward Gable, Industry/Agriculture (P)	Central
"	David Brown, Environmental (P)	Northern
"	Wade Broughton, City (P)	Northern
Stanislaus	L. D. Denny Hoeh, Environmental (P)	Northern
"	John Honnette, Environmental (A)	Northern

2. **Roll Call cont.**

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

(*) Arrived after Roll Call

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, Roger McCoy, Director of Administrative Services, Josette Merced Bello, Public Education Administrator, Dave Mitchell, Planning Manager, Don Hunsaker, Supervising Air Quality Planner, George Heinen, Supervising Air Quality Engineer, Joe Nazareno, Senior Air Quality Engineer, Rich Burt, Communication Systems Analyst, Colby Morrow, So. Cal. Gas., Joe Selgrath, Petrotech, Scott Sill, Lone Star Gas, Jason Baldwin, Madera County Farm Bureau and Sissy Smith, Clerk to the Board.

Also present in the Northern Region Office (Modesto) - Ravi Ramalingam, California Air Resources Board (ARB) representative and ARB Liaison for the Valley Air District and, Jerry Jackman, member of the Sierra Club and Karen Morris, Administrative Analyst.

Also present in the Southern Region Office (Bakersfield) – Betty Coppersmith, Chevron Texaco, Jerry Frost, Kern Oil and Linda Phillips, Administrative Analyst.

3. **Chair Comments** – The Chair announced that the CAC had two meetings today, the Regular Meeting and the Orientation Meeting. The Chair noted that it was suggested that once we get to 12:00 p.m. we will see where we are on the meetings and if we are not finished with both meetings we will decide how we want to proceed at that point.

Skip to Item # 5 and Item # 6

5. **Approve Minutes of Tuesday, May 6, 2003** – The Chair asked if there were any corrections, additions or comments regarding the Minutes of May 6, 2003. Hearing no comments the Chair declared the Minutes of May 6, 2003 approved as submitted.

6. **Public Education** – Josette Merced Bello, reported on the District's Spare the Air Program which kicks off on Friday, June 6, 2003. Ms. Bello announced that the CAC should look in their local newspapers for special ads to promote not only the kick off but also special promotions some of the Spare the Air Partners are doing for the kick off.

Ms. Bello noted the District has had some rare health advisories in the past week and she asked the CAC for their help. Ms. Bello stated the District has been very successful adding to our list to notify the public schools because we get those lists from the County Office of Education and the School Districts. Ms. Bello noted an area the District has not been successful with because there is no central repository for that information is the preschool and day care centers. Ms. Bello urged the CAC if they know of a preschool or day care center and would like for them to get this information please have them contact us.

4. **APCO Comments** – David L. Crow, Executive Director/APCO, reported the Governing Board took the following actions at their May 15, 2003 meeting:

In response to a request from the Citizens Advisory Committee (CAC) the Governing Board Chair appointed an Ad Hoc Subcommittee consisting of three members one from each region to meet with the CAC and talk about issues of common interests to them: Supervisor Thomas W. Mayfield representing the Northern Region, Supervisor Judith G. Case representing the Central Region and Supervisor Barbara Patrick representing the Southern Region.

Also in response from the CAC the Board directed staff to look at the Sustainable Incentives concept that the CAC has reviewed. The Board directed staff to look into that and to go back to the Governing Board with a Policy Statement as to the applicability and the implement ability of that concept.

The Board received and filed the 2003 PM10 Plan and set that for discussion on June 19, 2003 for possible action by the Governing Board. Mr. Crow noted that one collateral suggestion at receive and file phase was that the Transportation Planning Agencies be invited to comment from a Valleywide perspective on their Transportation Control Measures that they have incorporated. Mr. Crow reported the District staff is facilitating a meeting so that people that are interested in a more in-depth understanding of what the counties experience to develop the control measures for transportation have an opportunity to discuss those.

Mr. Crow noted the Board will hold a Public Meeting on the Recommended 2003-04 District Budget and the 2003 PM10 Plan at the June 19, 2003 meeting.

Mr. Crow noted in July the Board will take up Rule 4901 (Wood Burning Fireplaces and Wood Burning Heaters). Mr. Crow explained that this action is

necessary to satisfy the EPA requirements to strengthen the District's fireplace rule that has a September sanction deadline.

Mr. Crow reported that in the August timeframe the Board will re-engage in discussion and anticipated action on severe/extreme ozone designations. Mr. Crow explained this is something the Board discussed about a year ago and directed us to move forward and develop a extreme ozone attainment demonstration plan after acknowledgement that we are not going to be able to make the November 2005 ozone deadline under the present severe classification. So the Board will re-engage in that discussion in August.

Mr. Crow mentioned that most of you and concerned stakeholders have been following very carefully some of the legislation in Sacramento coming out of the Senate Select Committee on Air Pollution in the San Joaquin Valley. Mr. Crow explained that those measures are moving along and they are still subject to a great deal of investigation and discussion in the legislative process. Mr. Crow stated it is worth your continued interest and participation, there are still some changes being made on a very regular basis as those measures work through the California Legislature.

Mr. Crow stated you have probably read and heard reports of the Northern portion of the District specifically San Joaquin County over the last nine or ten months expressing interest in their air quality status versus the balance of the Valley. Mr. Crow noted they are looking first at the feasibility of a portion of the District may be just one county and may be two or three extending down through Stanislaus, San Joaquin and Merced counties separating from the District and forming a separate District. Mr. Crow explained they retained consultants to look at that and the conclusion after a extensive review is that it probably isn't the way that they would elect to go. Mr. Crow noted another option that is continuing to be explored is to create a separate planning area for the Northern Valley recognizing that their air is better than the balance of the Valley. The San Joaquin COG presented the idea of the separate planning area for the Northern Valley to the San Joaquin County Board of Supervisors about a week ago and the Board of Supervisors took no action to approve and move that forward. Mr. Crow pointed out the San Joaquin County Board of Supervisors had a number of questions and high among those was had this idea ever been agendized and discussed by the San Joaquin Valley Air District Board. Mr. Crow stated the answer is no. We've encouraged that to take place over the last nine or ten months and here to date that has not occurred so that may be something that you will see/hear in the future.

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 4623 (Storage of Organic Liquids)
- Rule 4701 (Stationary Internal Combustion Engines – Phase 1)
- Rule 4702 (Stationary Internal Combustion Engines – Phase 2)
- Rule 4901 (Wood Burning Fireplaces and Wood Burning Heaters) *formerly named (Residential Wood Combustion)*

Roger McCoy, Director of Administrative Services – stated the District will be proposing some amendments to Regulation III which includes the District's fee rules. Mr. McCoy stated the amendments are administrative changes regarding billing and collections regarding the following rules:

- Amend Rule 3010 (Permit Fee)
- Amend Rule 3070 (Other Charges)
- Amend Rule 3080 (Atmospheric Acidity Protection Program Fee)
- Amend Rule 3090 (California Clean Air Act Fees)
- Amend Rule 3110 (Air Toxics Fees)
- Amend Rule 3150 (Fees for Portable Equipment Registration)
- Amend Rule 3170 (Federally Mandated Ozone Nonattainment Fee)

8. **ARB Comments** – Ravi Ramalingam, California Air Resources Board (ARB) representative and ARB Liaison for the Valley Air District. Mr. Ramalingam commented on the ARB Board at their May 22 and 23, 2003 meeting pertaining to an item on amendments to the Ozone Transport Mitigation Regulations. Mr. Ramalingam noted that in 2001 the Board directed staff to propose amendments to strengthen the mitigation regulation. Mr. Ramalingam explained that as a result the ARB staff evaluated several strategies two of which were developed into regulatory proposals. Mr. Ramalingam stated the ARB Board voted to adopt staff's proposed modifications to the transport mitigation regulation.
9. **CAC Member Comments** – The Chair stated since the Governing Board has setup there Ad Hoc Subcommittee to meet with the CAC it is time to setup the CAC Ad Hoc Subcommittee. The Chair asked for volunteers:

The following CAC Members volunteered to serve on the CAC Ad Hoc Subcommittee:

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

Northern Region

Edward Gable	Industry/Agriculture (P)	San Joaquin County
Linda Falasco	Industry/Agriculture (P)	Merced County
John Honnette	Environmental (A)	Stanislaus County
Mike Burns	City (P)	Stanislaus County
(*)Carrie Tai	City (A)	Merced County

Central Region

(**) David Harrald	Industry/Agriculture (P)	Tulare County
Mary-Michal Erwin-Loschke	Environmental (P)	Merced County
Lee Smith	Environmental (P)	Madera County, Chair CAC
Dennis Tristao	City (P)	Kings County

(*) Alternate for Dennis Tristao

(**) Alternate for Linda Falasco

Governing Board Ad Hoc Subcommittee consisting of three members one from each region to meet with the CAC and talk about issues of common interests to them:

Supervisor Thomas W. Mayfield representing the Northern Region

Supervisor Judith G. Case representing the Central Region

Supervisor Barbara Patrick representing the Southern Region

Dennis Tristao, noted the CAC Agenda states the CAC will not meet during the month of July 2003. Mr. Tristao asked if the Governing Board would be meeting in July.

Mr. Crow responded the Governing Board will meet in July. Mr. Crow noted that they typically don't meet during the month of July. The meeting for July is special in that the Board will be hearing the fireplace rule.

Mr. Tristao stated that there is a lot of issues on the table here. Mr. Tristao recommended that after the Orientation meeting (*Mr. Tristao asked if the Orientation Meeting was a public meeting also.*) (*The Clerk responded that all CAC meetings are public meetings.*) Mr. Tristao continued that when we get to the item of the Organization of the Citizens Advisory Committee (CAC). He thinks that after we are reappraised of what we have to do here and he is going towards the caucus that can be devised. That we may have the opportunity if there is other interest for a meeting in July for two reasons:

(1) to work on the organization of the CAC and (2) at the very least the subcommittee work on meeting with the subcommittee of the Governing Board and the two issues for that are on sustainable incentives and throw it out to any other comments that would like to be brought up to the Governing Board. Mr.

Tristao stated that he has sustainable incentives but another issue is the PM10 Plan.

The Chair suggested Mr. Tristao make a motion now for CAC consideration.

The Clerk noted that a matter not on the agenda may be added as provided by law, discussed and voted on that the need to take action arose subsequent to the agenda being posted.

MOTION TO ADD ITEM TO THE AGENDA – Dennis Tristao made the motion to add an item to the Agenda that the CAC would meet during the month of July 2003. Seconded by Linda Falasco and carried unanimously with the following Roll Call Vote:

Ayes: Paul Betancourt, Les Clark, Pauline Larwood, Riley Jones, Kelly Deming, Dennis Tristao, Don Horal, Lee Smith, Glenn Igo, Linda Falasco, Mary-Michal Erwin-Loschke, Carrie Tai, Edward Gable, David Brown, Wade Broughton, Denny Hoeh, Mike Burns and David Harrald.

Absent: Jack Grisanti, Joseph Rhodes, Les Clark III, Chris Savage, Mike Smith.

MOTION TO MEET ON JULY 1, 2003 – Dennis Tristao made the motion that the CAC would meet on July 1, 2003 at 10:00 a.m. Seconded by Linda Falasco and carried unanimously with the following Roll Call Vote:

Ayes: Paul Betancourt, Les Clark, Pauline Larwood, Riley Jones, Kelly Deming, Dennis Tristao, Don Horal, Lee Smith, Glenn Igo, Linda Falasco, Mary-Michael Erwin-Loschke, Carrie, Tai, Edward Gable, David Brown, Wade Broughton, Denny Hoeh, Mike Burns and David Harrald.

Absent: Jack Grisanti, Joseph Rhodes, Les Clark III, Chris Savage and Mike Smith.

The Chair clarified with Mr. Tristao that he suggested that the Ad Hoc Subcommittee be on the agenda for that meeting as well as the sustainable incentives concept.

Mr. Tristao stated that he would request that the issue be brought before the Governing Board Ad Hoc Subcommittee meeting on that day.

The Chair noted that the problem again is that when he discussed this with the Board is that Tuesday is not something they can do because of there commitment with their respective Board of Supervisors. The Chair suggested the CAC reconsider the date of the meeting. The Chair

suggested we set the meeting for the second week in July if agreeable by motion and coordinate with the Governing Board Ad Hoc Subcommittee.

MOTION TO SET JULY CAC MEETING FOR THE SECOND WEEK IN JULY – Linda Falasco made the motion to set the second week in July for the CAC meeting depending on what day the CAC can coordinate with the Governing Board Ad Hoc Subcommittee. Seconded by Dennis Tristao and carried unanimously with the following Roll Call Vote:

Ayes: Paul Betancourt, Les Clark, Pauline Larwood, Riley Jones, Kelly Deming, Dennis Tristao, Don Horal, Lee Smith, Glenn Igo, Linda Falasco, Mary-Michal Erwin-Loschke, Carrie Tai, Edward Gable, David Brown, Wade Broughton, Denny Hoeh, Mike Burns and David Harrald.

Absent: Jack Grisanti, Joseph Rhodes, Les Clark III, Chris Savage and Mike Smith.

Dennis Tristao requested an item be put on the July CAC Agenda in respect to timelines for utilities to convert diesel powered IC engines over to electricity.
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10. **Public Comments and/or Reports** – No Public Comments and/or Reports.
11. **Volunteer to present CAC Report, Thursday, June 19, 2003 at 9:00 a.m., Governing Board Meeting** – Les Clark volunteered to present the CAC Report at the June 19, 2003 Governing Board Meeting.
12. **Next Meeting** – currently scheduled for the second week in July depending on scheduling of Governing Board Members. ***(Subsequent to the June 3, 2003 CAC meeting it was determined that the CAC meeting in July would be held on Tuesday, July 1, 2003 with the regular CAC Meeting starting at 9:00 a.m. and the continuation of the Orientation meeting starting immediately afterwards.)***

Also, the August 5, 2003 meeting of the CAC will be held on Thursday, July 31, 2003 at 10:00 a.m. The CAC will not meet during the month of August 2003.

The members of the CAC Ad Hoc Subcommittee and the Governing Board Ad Hoc Subcommittee will meet on Thursday, July 31, 2003 starting at 8:30 a.m. in the Central Region Office, VTC Room, Northern Region Office, VTC Room and the Southern Region Office, VTC Room.

13. **Adjourn** – The Chair adjourned the meeting at 10:03 a.m.

The Chair, Lee Smith, called the Orientation Meeting to order at 10:18 a.m.

David L. Crow, Executive Director/APCO, stated staff appreciated the opportunity to spend more time than we normally have with for the Citizens Advisory Committee (CAC) Members. Mr. Crow noted the Orientation Meeting is timely given the level of activities, the interest shown by the CAC and the number of new members. Mr. Crow noted that in addition to these areas being very important a number of them are somewhat complicated. Mr. Crow explained staff would like to take the CAC through the agenda the CAC put together with respect to some of these issues. Mr. Crow indicated the following staff would be participating in today's Orientation Meeting: Dave Jones, Director of Planning and Seyed Sadredin, Director of Permit Services. Mr. Crow stated staff put together a series of overheads for their presentations. Mr. Crow noted that a copy of these overheads will be provided to the CAC.

Presentation on the following agenda items made by: Dave Jones, Director of Planning:

1. **Brief Overview of California Clean Air Act**
2. **Brief Overview of Federal Act**
3. **How do two Statutes and Regulations overlap**
4. **Where does CARB fit in**
5. **Where does the District fit in**
6. **What is a SIP**
7. **Brief report on PM10 Study**
8. **Brief report on Ozone Study**
9. **How do the District Plans fit in**
10. **What is the status of the various plans**

Presentation on the following agenda items made by Seyed Sadredin, Director of Permit Services:

11. **Title V**
12. **Title III**
15. **Toxics**

21. **Adjourned** – The Chair, adjourned the Orientation Meeting at 11:58 a.m.

The remaining Orientation Agenda Items will be continued to the next scheduled CAC Meeting, **Tuesday, July 1, 2003, 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. ***(The continuance of the Orientation Meeting will start immediately after the regular CAC Meeting)***