



**GOVERNING BOARD**

**Tony Barba, Chair**  
Supervisor, Kings County

**J. Steven Worthley, Vice Chair**  
Supervisor, Tulare County

**David G. Ayers**  
Councilmember, City of Hanford

**Judith G. Case**  
Supervisor, Fresno County

**Ronn Dominici**  
Supervisor, Madera County

**Henry Jay Forman, Ph.D.**  
Appointed by Governor

**Ann Johnston**  
Mayor, City of Stockton

**Randy Miller**  
Councilmember, City of Taft

**Michael G. Nelson**  
Supervisor, Merced County

**William O'Brien**  
Supervisor, Stanislaus County

**Leroy Ornellas**  
Supervisor, San Joaquin County

**John G. Telles, M.D.**  
Appointed by Governor

**Chris Vierra**  
Councilmember, City of Ceres

**Raymond A. Watson**  
Supervisor, Kern County

**Vacant**  
Large City

**Seyed Sadredin**  
Executive Director  
Air Pollution Control Officer

Northern Region Office  
4800 Enterprise Way  
Modesto, CA 95356-8718  
(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  
34946 Flyover Court  
Bakersfield, CA 93308-9725  
(661) 392-5500 • FAX (661) 392-5585

San Joaquin Valley Unified Air Pollution Control District

**GOVERNING BOARD MEETING**

Central Region Office, Governing Board Room  
1990 E. Gettysburg Avenue, Fresno, CA

**AGENDA**

Thursday, February 18, 2010  
9:00 a.m.

Meeting held via video teleconference (VTC) system with the Central Region Office (Fresno), the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield). Governing Board meetings are webcast.

All meeting attendees are advised that all pagers, cellular telephones and any other communication devices should be powered off upon entering the Governing Board Room or VTC Rooms, as these devices interfere with our audio equipment.

Any member of the public may address the Governing Board during both the public comment period and on any scheduled item on the agenda. Comments are limited to a maximum of three minutes per speaker unless, for good cause, the Chair amends the time limit.

- The San Joaquin Valleywide Air Pollution Study Agency Governing Board WILL MEET prior to this meeting.
- Please provide 20 copies of any information intended for use at Governing Board Meetings to the Clerk to the Board prior to the Meeting.
- To request special accommodations for those persons with disabilities please contact the Clerk to the Board at (559) 230-6000 at least 7 days prior to the meeting date.
- The Governing Board relies on the credibility of witnesses and the veracity of testimony on matters brought before this Board for action.
- While we request that you fill in your name on the Sign-in Sheet, filling it out is voluntary
- **The Complete Agenda Packet is available online at [www.valleyair.org](http://www.valleyair.org)**

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF CONSENT CALENDAR - Item Numbers (15 – 24)  
*See Page 4 for description of items. These items are routine in nature and are usually approved by a single vote. Prior to action by the Board, the public will be given the opportunity to comment on any consent item.*
4. PUBLIC COMMENT-*This time is made available for comments from the public on matters within the Board's jurisdiction that are not on the Agenda. It is requested that no comments be made during this period on items on the Agenda. The public may make comments on each Board Agenda Item during the time allowed for public comment. Attention is called to the fact that the Board is prohibited by law from taking action on matters discussed that are not on the Agenda.*
5. REPORT ON DISTRICT CITIZENS ADVISORY COMMITTEE ACTIVITIES
6. REVIEW FEDERAL CLEAN AIR ACT REQUIREMENTS RELATED TO SECTION 185 NONATTAINMENT FEE PROGRAMS AND PROVIDE GUIDANCE TO STAFF ON CRAFTING AN ALTERNATIVE EQUIVALENT PROGRAM
7. ENVIRONMENTAL JUSTICE ADVISORY GROUP (EJAG) EVALUATION AND RECOMMENDED ACTIONS
8. APPROPRIATE \$1,100,000 IN UNANTICIPATED REVENUE FROM THE CALIFORNIA AIR RESOURCES BOARD TO OPERATE THE STATEWIDE ZERO-EMISSION AGRICULTURAL UTILITY TERRAIN INCENTIVE PROGRAM
9. APPROPRIATE \$464,000 IN UNANTICIPATED REVENUE FROM THE CALIFORNIA AIR RESOURCES BOARD TO IMPLEMENT THE LAWN AND GARDEN EQUIPMENT REPLACEMENT PROGRAM
10. APPROVE FUNDING FOR PARK-AND-RIDE LOT PROJECT IN KERN COUNTY FOR \$510,000 UNDER THE REMOVE II PROGRAM
11. VERBAL REPORT BY JOHN G. TELLES, M.D. ON AIR RESOURCES BOARD ACTIVITIES
12. EXECUTIVE DIRECTOR/APCO COMMENTS
13. GOVERNING BOARD MEMBER COMMENTS

14. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATIONS (Government Code section 54956.9 (a))

- *California Building Industry Assn. v. San Joaquin Valley Unified Air Pollution Control Dist.* (2009) 178 Cal. App. 4<sup>th</sup> 120; and *National Assn. of Home Builders v. San Joaquin Valley Unified Air Pollution Control Dist.*, Court of Appeals for the Ninth Circuit Case No. 08-17309

ADJOURN

*Next scheduled meeting of the Governing Board: Thursday, March 18, 2010 at 9:00 a.m., Central Region Office, Governing Board Room, 1990 E. Gettysburg Avenue, Fresno. The meeting will be held via video teleconference (VTC) with the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield) participating via VTC.*

CONSENT CALENDAR: ITEMS 15 – 24

15. APPROVE ACTION SUMMARY MINUTES FOR THE SAN JOAQUIN VALLEY UNIFIED AIR POLLUTION CONTROL DISTRICT GOVERNING BOARD MEETING OF THURSDAY, JANUARY 21, 2010
16. RECEIVE AND FILE LIST OF SCHEDULED MEETINGS FOR 2010
17. RECEIVE AND FILE OPERATION STATISTICS SUMMARY FOR JANUARY 2010
18. RECEIVE AND FILE BUDGET STATUS REPORT AS OF JANUARY 31, 2010
19. RECEIVE AND FILE COMPREHENSIVE ANNUAL FINANCIAL REPORT AND SINGLE AUDIT REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2009
20. ADOPT AMENDMENT TO THE PERSONNEL RULES SECTION OF THE DISTRICT'S ADMINISTRATIVE CODE SECTION 15.1.33 – TEMPORARY EMPLOYEE
21. APPROVE BUDGET TRANSFER TO PROVIDE FUNDING FOR AIR MONITORING PROJECTS
22. APPOINT MEMBER TO THE DISTRICT'S ENVIRONMENTAL JUSTICE ADVISORY GROUP
23. APPROVE AND AUTHORIZE CHAIR TO SIGN AGREEMENT WITH THE ENTERPRISE FOR EDUCATION CORPORATION TO FUND THE CLEAN AIR CHALLENGE MIDDLE- AND HIGH- SCHOOL CURRICULUM PROGRAM IN THE AMOUNT OF \$30,000
24. APPROPRIATE \$66,750 IN UNANTICIPATED REVENUE FROM THE TEJON MOUNTAIN VILLAGE VOLUNTARY EMISSION REDUCTION AGREEMENT FOR USE IN THE DISTRICT'S EMISSION REDUCTION INCENTIVE PROGRAM