

Action Summary Minutes
San Joaquin Valley Unified Air Pollution Control District

GOVERNING BOARD

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

Thursday, December 17, 2015
9:00 a.m.

***Meeting held via teleconferencing with the Central Region Office (Fresno),
the Northern Region Office (Modesto) and the Southern Region Office
(Bakersfield).***

This meeting was webcast.

1. CALL MEETING TO ORDER – The Chair, Supervisor Wheeler, called the meeting to order at 9:06 a.m.
2. ROLL CALL was taken and a quorum was present.

Present:

Oliver L. Baines III, Councilmember, Vice Chair	City of Fresno
Dennis Brazil, Mayor*	City of Gustine
John Capitman, Ph.D.	Appointed by Governor
David Couch, Supervisor**	Kern County
Bob Elliott, Supervisor*	San Joaquin County
Harold Hanson, Councilmember**	City of Bakersfield
Buddy Mendes, Supervisor	Fresno County
William O'Brien, Supervisor*	Stanislaus County
Craig Pedersen, Supervisor	Kings County
Hub Walsh, Supervisor*	Merced County
Tom Wheeler, Supervisor, Chair	Madera County
J. Steven Worthley, Supervisor	Tulare County

* Attended meeting in Northern Region Office

**Attended meeting in the Southern Region Office

Absent:

Virginia R. Gurrola, Councilmember	City of Porterville
Dr. Alexander Sherriffs	Appointed by Governor

3. ELECTION OF OFFICERS FOR 2016 – Supervisor Worthley nominated Councilmember Oliver L. Baines III as Chairperson, and Supervisor Buddy Mendes as Vice Chairperson, according to the most recent rotation schedule adopted by the Governing Board.

Public Comment: None

Moved: Worthley
Seconded: Pedersen
Ayes: Baines, Brazil, Capitman, Couch, Elliott, Hanson, Mendes, O'Brien, Pedersen, Walsh, Worthley, Wheeler
Nays: None

Motion unanimously carried to elect Councilmember Oliver L. Baines III as Chair, and Supervisor Buddy Mendes as Vice Chair for 2016

4. END OF THE YEAR ADDRESS BY THE OUTGOING CHAIRMAN OF THE BOARD, SUPERVISOR TOM WHEELER – Supervisor Wheeler said it was an honor to serve as the Chairman of the Governing Board for the past year, and it is with a great deal of pleasure that he turned over the gavel to Councilmember Baines for the coming year.

He said in 2015 the District fulfilled or exceeded all state and federal mandates in a timely fashion, and with ingenuity and creativity were able to minimize the cost to Valley businesses while meeting or exceeding the emission reduction mandates. Looking back, he said it was extremely gratifying to see that work has resulted in meaningful improvements in quality of life for Valley residents throughout the eight-county region served by the District. He said of course, top priority is to protect public health by reducing air pollution and reported that this year the Valley had the cleanest year on record for ozone. For the first time in recorded history, there were zero unhealthy air quality days for ozone in the entire month of July. He also said for the third year in a row, the Valley had zero violations of the one hour Ozone standard, marking a historic achievement for the Valley. This is remarkable given that during this period the Valley experienced a number of wildfires and long stretches with triple digit temperatures.

He also congratulated the general public for stepping up and doing their part to reduce air pollution, noting that the public response to the District's comprehensive Check Before You Burn public education campaign has been tremendous. Not only has the public largely embraced the very tough wood burning curtailment rule, they also did their part by taking advantage of the grants offered by the District and replaced over 4,000 old wood stoves and fireplaces.

He also expressed his gratitude to the public for participating in over 73 Tune in Tune Up events throughout the Valley resulting in over 15,000 vehicle repairs to date. He commented this agency knows that they cannot achieve our clean air

objectives on the backs of businesses alone, and the District has worked hard to bring resources to the Valley to supplement our very tough regulatory programs with voluntary incentive programs to further reduce air pollution.

In 2015 the District executed more than 70 million dollars in grants for over 9,300 projects which will reduce Valley emissions by over 20,000 tons, but cautioned despite major progress in improving air quality, meeting the ever toughening federal standards will be extremely challenging for the Valley. He congratulated his colleagues for exhibiting a great deal of courage and common sense in advancing the District's proposed legislation to modernize the federal Clean Air Act. More than 25 years have passed since the Act was last reviewed by the Congress. Good government dictates that the District remain steadfast in its efforts to provide constructive suggestions to eliminate current confusion, restore congressional leadership in clean air policy, and maintain and strengthen the health-protective essence of the Act.

He said in the coming year, once again the District must develop and adopt new air quality attainment plans for ozone and particulate matter. Meeting the new federal standards will require transformative measures that need time to develop and implement. Moving forward, staff will fully engage Valley businesses and the public to craft strategies that best serve the unique needs of the San Joaquin Valley. Furthermore, looking ahead, staff will have to work closely with the State of California to make sure that the Valley receives its fair share of the Cap and Trade funds and that the state's climate change measure are created in a manner that they also reduce ozone and particulate emissions that impact public health today. In closing, he thanked his colleagues on the Board for their leadership and commitment to good government. He said he was also very grateful for the staff at the District for their dedication, commitment, and creativity, noting he was proud to say that when it comes to providing excellent customer service and efficiency, this agency serves as a role model for all others.

Supervisor Wheeler announced that Sally Bompreszi was present in the audience, having recently resigned from the Madera City Council and District Governing Board. He presented her with a plaque in appreciation of her four years of service on the District's Governing Board. Ms. Bompreszi expressed her gratitude to the Board for allowing her to serve and said it was one of the most beneficial assignments she had received from the Madera City Council and that she would continue to advocate for air quality issues as a private citizen in Madera County.

5. APPROVAL OF CONSENT CALENDAR – (Item Numbers 14 – 20): *These matters are routine in nature and are usually approved by a single vote. Prior to action by the Board, the public was given the opportunity to comment on any consent item.*

14. APPROVE ACTION SUMMARY MINUTES FOR THE SAN JOAQUIN VALLEY UNIFIED AIR POLLUTION CONTROL DISTRICT GOVERNING BOARD MEETING OF THURSDAY, NOVEMBER 19, 2015
15. RECEIVE AND FILE LIST OF SCHEDULED MEETINGS FOR 2016
16. RECEIVE AND FILE OPERATION STATISTICS SUMMARY FOR NOVEMBER 2015
17. RECEIVE AND FILE BUDGET STATUS REPORTS AS OF NOVEMBER 30, 2015
18. RECEIVE AND FILE THE DISTRICT'S ANNUAL OFFSET EQUIVALENCY REPORT OF THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY
19. CONTRACT FOR EXECUTIVE DIRECTOR/APCO
20. CONTRACT FOR DISTRICT COUNSEL

Public Comment: *The following persons commented on this item*

- Tom Frantz, AIR

Moved: Worthley

Seconded: Capitman

Ayes: Baines, Brazil, Capitman, Couch, Elliott, Hanson, Mendes, O'Brien, Pedersen, Walsh*, Worthley, Wheeler
**Supervisor Walsh stated while he was briefly out of the room during the vote, he would like the record to reflect that he would have voted yes on the Consent Calendar Items.*

Nays: None

Motion unanimously carried to approve Consent Calendar Items 14 – 20

6. PUBLIC COMMENT: *The following persons commented on this item:*

- Tom Frantz, AIR
- Rich Bagley
- John Mount
- Charles Ashley
- Kent Duysen, Sierra Forest Projects

In response to public comments made regarding the Dinkey Collaborative, Seyed Sadredin, Executive Director/APCO, said at the last meeting the Board directed staff to meet with land managers, fire suppression agencies, experts, and other

interested parties and return to the Board with specific recommendations. At the heart of the Board's guidance was a shift in the District's policy to tolerate more short-term impacts from prescribed burning, in exchange for doing things that ultimately reduce the intensity and frequency of wildfires moving forward.

7. ACCEPT AND APPROPRIATE \$6,400,000 FROM THE CALIFORNIA AIR RESOURCES BOARD TO CONTINUE IMPLEMENTATION OF A VEHICLE REPLACEMENT COMPONENT IN CONJUNCTION WITH THE DISTRICT'S ONGOING TUNE-IN TUNE-UP PROGRAM – Mr. Sadredin said the Board developed a very comprehensive strategy to place the Valley in a position to ensure they receive their fair share of the Cap and Trade funding at the state level, including advocacy, education and capacity building. Under the Board's direction and foresight, the District created a pilot vehicle replacement program in conjunction with the District's very successful Tune In Tune Up weekend events held in cooperation with Valley Clean Air Now. He said the pilot program was very successful, staff learned a lot from it, and that work educated the state process, policies and guidelines they released to enable agencies like the District to secure funding for these programs. He said he was happy to report today, because of the Board's leadership and guidance, the District is receiving \$6,400,000, which represents 50% of the total available funding available from ARB for this funding cycle and is in addition to the \$4,000,000 that the Board has already authorized from local funds for the Tune In Tune Up program. Mr. Sadredin also expressed his gratitude to the State of California for recognizing the effectiveness of the District grant programs, and this Board's leadership in instituting innovative measures to improve the Valley's air quality, and rewarding the Valley's residents with this great program.

Public Comment: None

<i>Moved:</i>	Mendes
<i>Seconded:</i>	Pedersen
<i>Ayes:</i>	Baines, Brazil, Capitman, Couch, Elliott, Hanson, Mendes, O'Brien, Pedersen, Walsh, Worthley, Wheeler
<i>Nays:</i>	None

Motion unanimously carried to accept and appropriate \$6,400,000 from the California Air Resources Board to continue implementation of a vehicle replacement component in conjunction with the District's ongoing Tune-In Tune-Up Program

8. RECEIVE AND FILE THE 2015 ANNUAL REPORT ON THE DISTRICT'S INDIRECT SOURCE REVIEW PROGRAM – Dave Warner, Deputy APCO, explained District Rule 9510 (Indirect Source Review) was adopted by the District's Board to reduce the impacts of growth in emissions resulting from new land development in the San Joaquin Valley. He said this report is prepared pursuant to Rule 9510 and describes the rule's intent, requirements, and administrative procedures, and the emission reductions achieved and mitigation

fees received through implementation of the ISR program.

Public Comment: None

Moved: Baines
Seconded: Capitman
Ayes: Baines, Brazil, Capitman, Couch, Elliott, Hanson,
Mendes, O'Brien, Pedersen, Walsh, Worthley, Wheeler
Nays: None

Motion unanimously carried to receive and file the 2015 Annual Report on the District's Indirect Source Review Program

9. APPROVE VOLUNTARY EMISSION REDUCTION AGREEMENT WITH VULCAN MATERIALS COMPANY TO RECEIVE FUNDS IN THE ESTIMATED AMOUNT OF \$291,720 TO MITIGATE MOBILE SOURCE AIR QUALITY IMPACTS OF THE PROPOSED SAN EMIDIO QUARRY EXPANSION PROJECT – Mr. Sadredin said staff received late notice from the applicant, Vulcan Materials, requesting additional time to deal with unforeseen issues with the lead agency. The Chair postponed this item to a later meeting.
10. PROGRESS REPORT ON IMPLEMENTATION OF THE DISTRICT'S ACTION PLAN FOR SECURING THE SAN JOAQUIN VALLEY'S AIR SHARE OF THE STATE'S CAP AND TRADE FUNDS – Samir Sheikh, Deputy APCO and Tom Jordan, Senior Policy Advisor, gave an update on the comprehensive action plan for securing the Valley's fair share of Cap and Trade funds, which was approved by the Board on May 6, 2015. Since this action plan was approved in May, there has been significant progress in implementing the plan and ensuring the Valley effectively competes for Cap and Trade funding. They provided a detailed report on the following elements of the plan:
 1. Educating the state legislative and administrative branches of the Valley's tremendous needs, especially in relation to the Valley's many disadvantaged communities.
 2. Building a new San Joaquin Valley Cap and Trade Coalition comprised of Valley businesses, farmers, community groups, cities, counties, and other local agencies to advocate for the Valley.
 3. Utilizing the District's current incentive program expertise and infrastructure to administer Cap and Trade funded grant programs in the Valley.
 4. Educating and assisting local entities to enhance the Valley's ability to compete for Cap and Trade funding.
 5. Pursuing a block grant approach to establish dedicated Cap and Trade funding for the San Joaquin Valley to be administered by the District.

Supervisor Worthley thanked staff for a great report. He commented on the importance of cost effectiveness, noting the District's programs give an excellent return on the investment of dollars received and are a terrific selling point to bring more funds to the Valley. Supervisor Pedersen thanked staff for the valuable information, saying the block grant approach is very instrumental and a great way to help other local entities achieve their goals. Supervisor O'Brien commended staff for doing a great job with this action plan. Supervisor Elliott said this report indicates that staff has done a great job of implementing the intent of the Board's discussion at the Study Session, in advocating and obtaining funding through this additional funding source which will not only reduce greenhouse gases but also reduce some of the key components of air pollution in the Valley where it is needed most.

Dr. Capitman echoed comments made by members, saying he has worked with a number of community groups who have received real support from the District when making their way through this process and it has been deeply appreciated. He said he would like to continue working with the block grant process and it has been particularly frustrating working with the Strategic Growth Council (SGC) component of Cap and Trade, and the ideas that they are set up to fund work in Oakland and LA and just don't apply to the needs in the Valley in the same way. He suggested trying to include the SGC portion in the block grant approach. Supervisor Walsh commented that the COGs representing the 8 counties in the Valley travel to Sacramento periodically in a trip called "Valley Voice" and suggested this topic again be discussed by the group.

Mr. Sadredin stated that thanks to the Governing Board's foresight and leadership, we were well prepared to compete for and receive Cap and Trade funding this year. He stated that we need to remain actively engaged in the coming months to ensure the Valley receives its fair share.

Public Comment: *The following persons commented on this item:*

- Dolores Weller, CVAQ
- Dennis Tristao, CA League of Food Processors/Kings County Farm Bureau/CAC member
- Manuel Cunha, Nisei Farmers League

11. VERBAL REPORT ON AIR RESOURCES BOARD ACTIVITIES – Mr. Sadredin said there was a conflict again this month between the District's and ARB's Board meeting dates, so Dr. Sherriffs was attending the ARB Board meeting in Sacramento as he attended the District's Board meeting in November. He said the complete report was included as part of the Agenda packet.
12. EXECUTIVE DIRECTOR/APCO COMMENTS – Mr. Sadredin wished everyone a Merry Christmas, Happy New Year and Happy Holidays. He thanked Supervisor Wheeler for his leadership and support over the past year, saying it was a great

year and he was looking forward to another great year working with the Governing Board.

13. GOVERNING BOARD MEMBER COMMENTS – Supervisor Pedersen thanked Mr. Sadredin and staff saying it has been a great experience for him on the Board with a steep learning curve, and he is enjoying every minute of it. He said he looked forward to serving many more years on the Board. Supervisor Mendes echoed Supervisor Pedersen's comments and thanked Mr. Sadredin for his humility and great leadership. Speaking on behalf of the rest of the Board, Supervisor Worthley said they have the greatest respect for Mr. Sadredin and for his leadership and that he has been very kind giving all of the credit to the Governing Board when it was the great work done by himself and the staff that did so much to improve the Valley's air quality. Supervisor Wheeler echoed Supervisor Worthley's comments.

ADJOURN

Meeting adjourned at 10:47 a.m.

The next scheduled meeting of the Governing Board is: Thursday, January 21, 2016. The meeting starts at 9:00 a.m., in the 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.