

**Action Summary Minutes
for the
San Joaquin Valley Unified Air Pollution Control District
Governing Board Meeting, Governing Board Room
1990 E. Gettysburg Avenue, Fresno, CA.**

**Wednesday, April 21, 2004
10:00 a.m.**

<p>The Meeting was held in the Central Region Office (Fresno) with the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield) participating via VTC.</p>
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1. **CALL TO ORDER** – The Chair, Supervisor Barbara Patrick, called the meeting to order at 10:00 a.m.

2. **ROLL CALL was taken and a quorum was present.**

Mike Maggard, Councilmember (absent)	City of Bakersfield
J. Steven Worthley, Supervisor	Tulare County
Tony Barba, Supervisor	Kings County
Judith G. Case, Supervisor	Fresno County
Ronn Dominici, Supervisor (absent)	Madera County
Sam Armentrout, Councilmember	City of Madera
Michael G. Nelson, Supervisor (*)	Merced County
Jack A. Sieglock, Supervisor (*)	San Joaquin County
Dan Prince, Councilmember (**)	City of Ripon
Thomas W. Mayfield, Supervisor, Vice Chair (**)	Stanislaus County
Barbara Patrick, Supervisor, Chair (***)	Kern County

(*) Participated via telephone, after Agenda Item 3

(**) Attended meeting in Northern Region Office (Modesto)

(***) Attended meeting in Southern Region Office (Bakersfield)

3. **APPROVAL OF CONSENT CALENDAR** – Item numbers (9-16). (These matters 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).

9. Approve Action Summary Minutes from the Governing Board Meeting of Thursday, March 25, 2004. (**dated April 15, 2004**)

10. Receive and file List of Scheduled Meetings for 2004. (**dated April 15, 2004**)

11. Receive and file Operations Statistics Summaries for March 2004. (**dated**

April 15, 2004)

12. Receive and file Budget Status Report as of March 31, 2004. **(dated April 15, 2004)**
13. Approve and authorize application for Carl Moyer Memorial Air Quality Standards Attainment Program Funds. **(dated April 15, 2004)**
14. Approve Amendment No. 3 to Agreement with Jones and Stokes Associates to Update the Air Quality Guidelines for General Plans to extend the term of agreement to June 30, 2004. **(dated April 15, 2004)**
15. Approve District funding for Operation Clean Air (OCA) outreach activities. **(dated April 15, 2004)**
16. Approve Budget Resolution appropriating \$20,000 and authorize the Chair to sign Agreement with Orchard Supply Hardware committing the District to provide a maximum of \$40,000 to institute a lawn mower incentive program. **(dated April 15, 2004)**

APPROVED AS RECOMMENDED – Board Member Armentrout made the motion to approve the Consent Calendar. Seconded by Board Member Worthley and approved unanimously with the following Roll Call Vote:

Ayes: Worthley, Armentrout, Case, Barba, Prince, Mayfield and Patrick.

Absent: Sieglock, Nelson, Dominici and Maggard.

Action: The Board approved Consent Calendar Items 9, 10, 11, 12, 13, 14, 15, and 16 as submitted.

4. **PUBLIC COMMENT** – **Dennis Tristao, Kings County City representative to the Citizens Advisory Committee (CAC)**, made the April 6, 2004 CAC Meeting report to the Board.

Mr. Tristao also made public comment, as an individual, and suggested the District become a part of the hydrogen highway six year plan recently announced by the Governor.

Mr. Tristao also suggested the District consider the potential of having a grant writer on staff to obtain funding for fuel cell technology, ethanol, and other programs.

Sayed Sadredin, Deputy Air Pollution Control Officer, stated that Mr. Crow extended his apology for not attending the Board Meeting today. Mr. Sadredin

stated that Mr. Crow was meeting with federal officials in Seattle, Washington, attempting to secure substantial funding for the western states at the federal level for incentive programs similar to California's Moyer program. Mr. Sadredin explained that the hydrogen concept is one area the federal government has shown some interest in and new federal funds may be a possibility.

The Board discussed the hydrogen fuel concept with mention of a presentation from Dr. Adrian Moore, Reason Foundation, that is scheduled for a future Governing Board Meeting.

The Chair stated she was looking forward to Dr. Moore's presentation, and stated that hopefully we will be able to get him on the schedule for the May 20 Governing Board Agenda.

The Chair stated that she was hoping that staff could give the Board some kind of short report about hydrogen technology.

The Chair stated that staff should look at the grant writer issue to see if there are opportunities in that area as well. The Chair asked if the District has ever considered hiring a grant writer.

Seyed Sadredin, Deputy Air Pollution Control Officer, stated the District has an extensive program that deals with our incentive programs, and we have been quite successful in seeking and receiving available grants. Mr. Sadredin commented staff will look into it further and see if there is any staffing needs in that area, but he does not believe that's been a problem.

5. **APPROVE SELECTION OF RECOMMENDED VENDOR FOR ADVERTISING AGENCY REPRESENTATION FOR A COMPREHENSIVE BILINGUAL PUBLIC OUTREACH CAMPAIGN IN THE AMOUNT \$408,750 (continued from April 15, 2004)** – Presentation made by Seyed Sadredin, Deputy Air Pollution Control Officer, Tom Jordan, Planning Manager and Janelle Schneider, Air Quality Education Rep.

No Public Comments received on this item.

APPROVED AS RECOMMENDED – Board Member Sieglock made the motion to approve the item as recommended. Seconded by Board Member Worthley and carried unanimously with the following **Roll Call Vote:**

Ayes: Case, Barba, Prince, Nelson, Armentrout, Sieglock, Worthley, Mayfield and Patrick.

Absent: Dominici and Maggard.

Action: The Board approved and authorized the Chair to award the contract between the District and Jeffrey/Scott Advertising (JSA) in the amount of \$408,750 to implement comprehensive, bilingual media outreach campaigns for Spare the Air season and Wood-burning Curtailment season during 2004-05.

6. **STATUS REPORT ON PROPOSED RULE 4550 (CONSERVATION MANAGEMENT PRACTICES), PROPOSED RULE 3190 (CONSERVATION MANAGEMENT PRACTICES PLAN FEE), AND PROPOSED LIST OF CONSERVATION MANAGEMENT PRACTICES** – Report presented by Seyed Sadredin, Deputy Air Pollution Control Officer.

Board Member Nelson voiced concerns regarding the possibility the District might not utilize Merced County Health Inspectors for dairy inspections.

The following persons provided comments during the public comment portion of this item:

Jeff Palsgaard, M.S., Director of Environmental Health, Merced County, echoed the comments of Board Member Nelson.

Seyed Sadredin, Deputy Air Pollution Control Officer, stated that the District has every intention to engage all 8 counties as we begin the implementation phase of the new requirements for agricultural sources. For the counties that have the resources, willingness, and the ability to perform the required functions, the District will outsource the workload for efficiency purposes and to avoid duplication. No changes to the rules are necessary as the Board has the necessary authority to delegate it's obligations to the counties. Changing the rule as suggested by Merced County Environmental Health Department, would diminish the Governing Board's flexibility and may jeopardize EPA approvability.

Board Member Mayfield stated that if the District delegates the program to the counties, the District must provide the necessary funding for resources.

Roger Isom, California Cotton Ginners and Growers Associations, stated that the Agriculture Improving Resources (A.I.R.) has released a document titled "What You Must Know About the New Agriculture Air Quality Regulations" re: deadline approaches for agriculture participation in two new air quality programs. Mr. Isom provided the Board a copy of that document. Mr. Isom noted that this document was developed in a attempt to announce a series of seventeen Agriculture A.I.R. Quality Workshops that will be conducted from May 27, 2004 through June 10, 2004. Mr. Isom indicated the series of workshops will provide valuable information and assistance to any ag producers. Mr. Isom provided a copy to the Board.

The Chair directed staff to provide a copy of that document to all Board Members.

7. **EXECUTIVE DIRECTOR/APCO COMMENTS** – **Syed Sadredin, Deputy Air Pollution Control Officer**, introduced Jamie Holt as the new Public Education Administrator.

Mr. Sadredin announced that on April 16 EPA approved the Board's request to bump up the District to Extreme designation for the 1-Hour Ozone. Mr. Sadredin noted with that action all of the sanctions are stopped, and we are now required to send a new plan to EPA by November 15 of this year, and submit additional permitting rules to EPA a year from now.

Mr. Sadredin reported that additionally, EPA published the long awaited designations for the 8-Hour Ozone Standard, and the process for transitioning from the 1-Hour to the 8-Hour Ozone Standard. Mr. Sadredin noted that EPA designated about 500 counties nationwide as nonattainment, including the Bay Area. Mr. Sadredin stated our District was designated as nonattainment at the serious level for the 8-Hour Ozone Standard. We were within 5% of the level for the severe designation. Mr. Sadredin pointed out that the final rulemaking by EPA lays out a transition process from the 1-Hour Standard to the 8-Hour Standard that is significantly different from their original proposal. These changes may have significant impacts on the District's planned activities under the extreme nonattainment plan.

Mr. Sadredin stated that the published rules are several hundred pages long. The District is in process of reviewing and amending these rules and will apprise the Board of potential implications shortly.

8. **GOVERNING BOARD MEMBER COMMENTS** – **Board Member Nelson** stated that during the March 25, 2004 meeting he voiced concern with the issue of trucks from Mexico coming into the U.S. under NAFTA, and the issue of litigation. Board Member Nelson stated he had asked what the District was doing legislatively, regarding this issue. Board Member Nelson noted that Mr. Crow stated the issue would be discussed during the District's Legislative Subcommittee meeting after the March 25 Board Meeting. Board Member Nelson requested a brief report on the Subcommittee's discussion regarding this issue.

The Chair stated the subcommittee did not discuss that issue. The Chair directed staff to provide the Board with a Status Report on the status of that litigation at the May 20 Board Meeting.

OTHER BUSINESS – No Other Business.

ADJOURN – The Chair adjourned the meeting at 11:07 a.m.