

Action Summary Minutes
San Joaquin Valley Unified Air Pollution Control District

ENVIRONMENTAL JUSTICE ADVISORY GROUP (EJAG)

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

Thursday, June 25, 2015
5:30 p.m.

*The Environmental Justice Advisory Group Meeting was held via video teleconference (VTC):
Central Region Office, Governing Board Room, 1990 E. Gettysburg Avenue, Fresno, the Southern
Region Office, VTC Room, 34946 Flyover Court, Bakersfield and teleconference in the Northern
Region Office, VTC Room, 4800 Enterprise Way, Modesto*

1. Call to Order – The Chair, Derek Williams, called the meeting to order at 5:37 p.m.
2. Roll Call – was taken and a quorum was present

<u>County</u>	<u>Member Name/Interest Group</u>	<u>Location</u>
Fresno	Cesar Campos, At-Large Rep	Central
Fresno	LeRoy Candler, Ethnic-Small Business Owner	Central
Fresno	Kevin Hamilton, CAC-Environmental (Primary)*	Central
Kern	Marvin Dean, Ethnic-Small Business Owner	South
Kern	Robert Smith, At-Large Rep	South
Kings	Diane Friend, CAC-Industry/Ag (Primary)*	Central
Madera	Michelle Garcia, At-Large	Central
Merced	Jack Lemen, CAC-City (Primary)	Central
Merced	Melissa Kelly-Ortega, At-Large Rep	Central
San Joaquin	Esperanza Vielma, At-Large Rep	North
Stanislaus	Thomas Helme, At-Large Rep	North
Tulare	Derek Williams, At-Large Rep	Central

*Mr. Hamilton arrived at 5:42 p.m., left at 7:30 p.m.

*Ms. Friend arrived at 5:40 p.m.

Staff Present in Central Region Office (Fresno) –Samir Sheikh, Deputy APCO; Heather Heinks, Outreach and Communications Manager; Tom Jordan, Senior Policy Advisor; Sheraz Gill, Director of Strategies and Incentives; Ryan Hayashi, Director of Compliance; Mehri Berati, Director of Administrator Services; Todd DeYoung, Strategies and Incentives Program Manager; Maricela Velasquez, Senior Outreach & Communications Rep

Staff Present in the Northern Region Office (Modesto) – Anthony Presto, Outreach and Communications Rep

Staff Present in the Southern Region Office (Bakersfield) – Mike Oldershaw, Compliance Manager

Members of the public present – Dennis Fox, Edgar Garibay, and Rey Vargas

3. Approve Minutes of April 23, 2015 – The Chair asked if there were any comments regarding the Minutes for April 23, 2015. Having decided the Minutes were accurate, on motion of Mr. Dean and seconded by Mr. Lemen, unanimously passed, the Minutes were approved with no changes.
4. Public Comments – None
5. Chair Comments - Mr. Williams expressed appreciation for the opportunity to serve as EJAG Chair. He also acknowledged the newest EJAG member, Thomas Helme.
6. APCO/Deputy APCO Comments – Samir Sheikh, Deputy APCO, congratulated the members of EJAG for a well-attended meeting. He reported the Board approved the new reporting structure for EJAG who will now report directly to the Governing Board. Mr. Sheikh provided a summary of items discussed at the May Governing Board Study Session. He reported the Board approved \$4 million for the Tune In Tune Up program and \$750,000 for the Restaurant Charbroiler Technology Partnership at the June meeting.

Mr. Dean asked the frequency EJAG will be reporting to the Board and how the information will be generated. Mr. Sheikh explained the approved direction was for EJAG to report to the Board as needed and that EJAG will continue to provide reports to the CAC, for a trial period of one year. He added District staff will prepare a summary report similar to that prepared for the CAC which will be available for an EJAG representative to use during their presentation to the Board.

Mr. Dean asked what incentive there is for developers to enter into voluntary emission reduction agreements with the District to mitigate emissions from development projects. Mr. Sheikh responded that the District's ability and expertise in achieving quantifiable and certifiable emissions reductions assists developers seeking to mitigate emissions impacts from their projects.

Mr. Hamilton and Mr. Campos asked for more information regarding the Hot Spot based strategy. Mr. Sheikh briefly explained the complexities of the issue and reported that the District is in the beginning stages of exploring this strategy per Governing Board direction.

Mr. Hamilton requested a status on the promotion of natural gas as a potential clean air freight technology. Mr. Sheikh reported that the Board approved an action plan for promoting the deployment of natural gas vehicles and infrastructure in the San Joaquin Valley.

Mr. Hamilton asked for more information regarding the District's drought relief efforts. Mr. Sheikh provided a quick overview of drought relief measures including a new advisory to implement changes to the District's enforcement policies regarding water-dependent dust control requirements in recognition of the need for reasonable actions to help avert the public health crisis faced by Valley residents and communities experiencing shortages of drinkable water.

Mr. Campos suggested the District wait on approving VERAs until after the permitting process has been completed and the lead agency has approved the project. He asked if the District can regulate dust emissions coming from agricultural fields in preparation of planting crops. Mr. Sheikh explained that the District's Conservation Management Practices rule regulates fugitive particulate emissions from agricultural land preparation.

7. Updates on Attainment Plans and Rules – Sheraz Gill, Director of Strategy & Incentives, presented the updates.

Mr. Dean asked for the proposed meeting schedule for the Public Engagement Initiative for the Development of the Ozone Plan workgroup. Mr. Sheikh responded that the process is expected to begin soon but that there is no set schedule at this time. Mr. Dean asked for the status of the Air Shed Grant application. Mr. Sheikh stated the application has been submitted with the support of EJAG. Mr. Dean requested more information regarding the retirement of over-polluting vehicles including the previous suggestion of enhancing the local program. Mr. Sheikh explained the state-run program for retiring vehicles has been integrated into what is done at the local level. Mr. Hamilton also expressed interest in learning more about the programs to retire vehicles. Mr. Sheikh explained the local program Tune In Tune Up now includes a new replacement component and expressed appreciation for EJAG's support in developing the new program and securing state funding.

Mr. Hamilton suggested providing assistance to small businesses that may need to meet any new charbroiling requirements.

Mr. Campos asked what rules are being considered in the development of the plan for the 2006 PM2.5 standard. Mr. Gill responded the plan is in its beginning stages and there will be several opportunities for public participation.

8. Appoint Chair (2-Year Term) and Vice-Chair (1-Year Term) –

Mr. Dean made the motion to extend the term of both the Chair and Vice-Chair.

Moved: Dean
Seconded: Smith
Ayes: Smith, Williams, Dean, Candler, Lemen, Friend
Nays: Campos, Garcia, Kelly-Ortega, Vielma, Helme,
Hamilton

Motion failed to extend the term of both the Chair and Vice-Chair.

Mr. Williams nominated Esperanza Vielma for Chair and himself for Vice-Chair.

Moved: Williams
Seconded: Garcia
Ayes: Campos, Smith, Garcia, Kelly-Ortega, Vielma, Helme
Williams, Candler, Lemen, Hamilton, Friend
Abstentions: Dean

Public Comment: None

Motion passed to elect Esperanza Vielma as Chair (2-Year Term) and Derek Williams as Vice-Chair (1-Year Term).

9. Valley Efforts Related to Cap and Trade Funds – Tom Jordan, Senior Policy Advisor, provided detailed information on the comprehensive action plan approved by the Governing Board at the May Study Session for ensuring that the San Joaquin Valley receives its fair share of Cap and Trade funding. Mr. Jordan provided a summary of the action plan, which includes educating state policy makers about the Valley's tremendous needs, building a San Joaquin Valley Cap and Trade Coalition to advocate on behalf of the Valley, utilizing the District's expertise and infrastructure to administer Cap and Trade funded grant programs, and pursuing a block grant approach to establish dedicated Cap and Trade funding for the San Joaquin Valley. Mr. Jordan also provided a summary of potential funding opportunities at various state agencies and encouraged EJAG members to share the information with their constituencies.

Mr. Jordan additionally discussed the significant barriers experienced by Valley entities in applying for funding provided by the Strategic Growth Council for affordable housing and transportation projects, particularly with respect to the unavailability of tools for quantifying the greenhouse gas and other benefits of potential projects. EJAG member Cesar Campos discussed the difficulties that he has seen with this issue and suggested that enhanced tools be developed to assist Valley entities in preparing more competitive grant proposals.

EJAG members emphasized the importance of advocating for the Valley's fair share of funding, and several members expressed interest in participating in the San Joaquin Valley Cap and Trade Coalition. EJAG members unanimously supported the Board's action plan for securing the Valley's fair share of Cap and Trade funds and several members expressed interest in participating in the San Joaquin Valley Cap and Trade Coalition. Additionally, EJAG members unanimously supported that the District pursue the development of enhanced tools for quantifying the benefits of Valley projects.

Public Comment: None

Moved: Campos
Seconded: Hamilton
Ayes: Campos, Smith, Garcia, Kelly-Ortega, Vielma, Helme, Williams, Dean, Candler, Lemen, Hamilton, Friend

10. Update on District's Rule 9410 Employee Based Trip Reduction – This item was tabled at the Chair's prerogative.
11. Overview of District Grants Providing Bicycle Infrastructure – Remove II – Mehri Barati, Director of Administrative Services provided a brief summary of this item.

Mr. Smith asked if there is a new calculation for these projects. Mr. Sheikh responded calculations have been updated for emission factors. Ms. Barati stated the information, including the new forms, will be available on the District website.

Mr. Dean suggested creating an incentive program to assist members of the public in purchasing bicycles.

Public Comment: *The following persons provided testimony on this item:*

- Edgar Garibay, Catholic Charities, suggested more outreach to communities to ensure they are aware of funding availability.
12. Transboundary Ozone Pollution Conference Overview and Lesson Learned from Attending EJAG Members – This item was tabled at the Chair's prerogative.
 13. Upcoming EJAG Meeting Agenda Items
 - Update on state-run Consumer Assistance Program/Vehicle Retirement
 - Update on District's Rule 9410 Employee Based Trip Reduction
 - Transboundary Ozone Pollution Conference Overview and Lesson Learned from Attending EJAG Members
 - Continue discussion on bicycle infrastructure – Remove II
 - Cap and Trade Funding update

- Tune In Tune Up Program update
14. Public Comments (Second Opportunity) – None
 15. EJAG Member Comments; EJAG Member Suggestions to be Included in the Presentation of the EJAG Report During CAC Meeting on Tuesday, August 4, 2015 – Mr. Dean commented he is in favor of Ms. Vielma as the Chair and Mr. Williams as the Vice-Chair.
 16. Volunteer to Present Report During CAC Meeting on Tuesday, August 4, 2015 at 10 a.m. – None noted.

Meeting adjourned at 7:42 p.m.

Next Meeting –The next EJAG meeting is scheduled for Thursday, August 27, 2015, at 5:30 p.m. The meeting will be held via video teleconference (VTC), with the Central Region Office (Fresno), the Northern Region Office (Modesto) and the Southern Region Office (Bakersfield) participating.