

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, October 27, 2016
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, Esperanza Vielma, called the meeting to order at 5:37 p.m.
2. Roll Call – was taken and a quorum was not present

<u>County</u>	<u>Member Name/Interest Group</u>	<u>Location</u>
Fresno	Gennean Bolen Ed.D., At-Large Rep	Central
Fresno	Kevin Hamilton, CAC-Environmental (Primary)*	Central
Kern	Marvin Dean, Ethnic, Small-Business Owner**	South
Kings	Maricela Mares-Alatorre, At-Large Rep	Central
Merced	Jack Lemen, CAC-City (Primary)	Central
Merced	Melissa Kelly-Ortega, At-Large Rep	Central
San Joaquin	Esperanza Vielma, At-Large Rep	North
Tulare	Derek Williams, At-Large Rep	Central

*Mr. Hamilton arrived at 5:40 p.m.

**Mr. Dean arrived at 5:57 p.m.

Staff Present in Central Region Office (Fresno) –Dave Warner, Deputy APCO; Jaime Holt, Chief Communications Officer; Chay Thao, Strategies and Incentives Program Manager; Todd DeYoung, Strategies and Incentives Program Manager; David Lopez, Air Quality Specialist II; Ruth Crisp, Audio Video Specialist II

Staff Present in the Northern Region Office (Modesto) – Anthony Presto, Air Quality Education Rep II

Staff Present in the Southern Region Office (Bakersfield) – Christal Martinez, Office Services Manager

Members of the public present – None.

This item was taken out of order at the Chair's prerogative.

4. Public Comments – None
5. Chair Comments – The Chair had no comments.
6. APCO/Deputy APCO Comments – Dave Warner, Deputy APCO, provided updates on the September Governing Board Meeting. The Board approved the receipt of up to \$25 million in Cap and Trade revenue from ARB for the Tune In Tune Up Program and an agreement with the EPA to bring \$75,000 to the District to enhance and expand the Healthy Air Living Schools program.

Mr. Warner reported that ARB held their Board meeting at the Fresno District office. The ARB Board temporarily tabled action on the adoption of the District's 2016 Plan for the 2012 PM2.5 Standard which requested the District be classified as serious non-attainment by the EPA. ARB staff was directed to work with the District to research possible additional near term PM2.5 and NO_x reductions from both stationary and mobile sources, and to hold public meetings in the Valley before returning to the ARB Board in February with their report on progress. The ARB Board specifically asked for investigation of additional emission reductions from mobile sources, which make up as much as 85% of the emissions that contribute to the Valley's PM2.5 concentrations. Mr. Warner expressed appreciation to those members of EJAG supporting the investigation of potential additional near term emission reductions.

Mr. Williams asked the amount of the fine that brought funding for the Healthy Air Living Schools program. Mr. Hamilton said he read an article stating the fine amount was approximately \$400,000.

Mr. Hamilton commented he attended the ARB meeting at the Fresno District office and offered his assistance if there were any questions on the reason why EJAG communities were in support of the delay of the District's 2016 Plan for the 2012 PM2.5 Standard.

3. Approve Minutes of August 25, 2016 – The Chair asked if there were any comments regarding the Minutes for August 25, 2016.

Moved: Lemen
Seconded: Hamilton
Ayes: Bolen, Kelly-Ortega, Vielma, Williams, Hamilton
Nays: None
Abstentions: Mares-Alatorre

EJAG Minutes of August 25, 2016 were approved with one abstention.

7. Updates on Attainment Plans and Rules – Chay Thao, Strategies and Incentive Program Manager, provided the update for this item.

Ms. Vielma asked if the dates of the public workshops can be forwarded to EJAG members when available. Jaime Holt, Chief Communications Officer, responded affirmatively.

8. Cap and Trade Funding Update – David Lopez, Air Quality Specialist II, provided the update on this item which included an overview of the action taken by the legislature in September and the draft version CalEnvironScreen 3.0.

Mr. Dean requested information on SB32. Mr. Lopez explained AB32 created the Cap and Trade Program and stated the greenhouse gas emission levels must reach 1990 levels by 2020. SB32 states the emission levels need to be 40% below 1990 levels by 2030. Mr. Dean asked when the sunset date is for the Cap and Trade Program. Mr. Lopez responded the Cap and Trade Program sunsets in 2020, but that there is ongoing discussion at the state level of potentially extended that date. Mr. Dean requested information on the Cap and Trade funding specifically designated for EJ communities. Todd DeYoung, Strategies and Incentive Program Manager, explained District Staff is tracking all funding coming into the Valley and will share information with the EJAG.

Mr. Dean requested clarification on the funding for High Speed Rail (HSR). Mr. Lopez explained AB1613 is the budget bill for Cap and Trade and signed by the Governor. HSR has a minimum appropriation funding based on auction proceeds. Mr. Dean asked if the HSR gave \$20 million to the District in mitigation efforts. Mr. Warner explained the District has been receiving funds from the High Speed Rail Authority and investing those funds in the District's incentive programs to generate emission reductions to mitigate the construction emission impacts of the High Speed Rail project.

Mr. Dean requested clarification on the technical assistance being offered. Mr. Lopez explained technical assistance is for disadvantaged communities to have assistance in grant writing, submission of grants and application completion assistance for Cap and Trade funds. Mr. Dean asked what kind of organization can apply for Cap and Trade funds. Mr. Lopez explained funding is for any projects in a disadvantaged community.

Ms. Kelly-Ortega reported the City of Merced implemented an online tracking tool to allow residents to track where the city budget monies go. She suggested the District implement this type of system. Mr. DeYoung thanked Ms. Kelly-Ortega for the information. Mr. Warner asked Ms. Kelly-Ortega her thoughts of using this system to track multiple agencies which receive the Cap and Trade funds as is the case in this situation. Ms. Kelly-Ortega stated that she wasn't aware of whether the tool could track multiple agencies but said she would forward contact information to District staff.

Mr. Williams suggested the District try for more funding from the ARB's allocation and asked EJAG members for their support. Mr. Hamilton agreed and supported

putting in the effort to obtain more funding. Mr. Warner commented there are other state and local agencies also trying to obtain more funding and agreed with Mr. Hamilton's statement, the District and EJAG need to be present and put in uniform effort. Mr. Hamilton stated a proposal has been presented to ARB to create a block grant concept. Mr. DeYoung reported the District Governing Board approved the District's Cap and Trade Action Plan which includes the development of this concept. Mr. Dean suggested EJAG draft a letter in support of this approach. Mr. Hamilton expressed shared concern that disadvantaged Valley communities are not receiving the funding they should and a one agency clearing house organization would be helpful. Mr. Williams suggested creating a subcommittee to discuss all ideas mentioned. Ms. Holt suggested that the Grants Committee would be the appropriate venue to discuss these ideas.

9. Update on Upcoming Wood Burning Season and Burn Cleaner Program – Ms. Holt provided the update for the item which included an overview of the District Rule 4901, Check Before You Burn Program, device registration process and Burn Cleaner grant program.

Ms. Vielma asked if the Road Finch Group have attended swap meets and the like to assist with outreach. Ms. Holt reported the organization has not contacted the District and asked Ms. Vielma to forward information. Ms. Vielma requested materials be distributed to EJAG members to disburse to constituents and other organizations members are associated with. Ms. Holt said she'll put together a packet for EJAG members.

Mr. Lemen asked the percentage of wood burning device completing full registrations compared to the total number of units temporarily registered last year. Ms. Holt reported almost one third of devices have been registered.

Mr. Williams requested clarification between natural gas and propane fueled devices. Ms. Holt explained the rule's language states propane is not considered natural gas, yet folks who service their home with large propane tanks do so because they do not have access to natural gas. Therefore, folks using propane are not subject to the daily burn prohibitions. Mr. Williams suggested revisiting this portion of the rule. Ms. Holt commented the rule may be revisited within the next year or two. She commented residents who are not subject to the rule because natural gas is not available in their community are still taking advantage of the incentive program.

Mr. Hamilton suggested providing an incentive for installing electric devices. Ms. Mares-Alatorre agreed with Mr. Hamilton.

Ms. Mares-Alatorre asked the average cost for a Register Wood Burning Heater Professional (RWBHP) to inspect a device in a home. Ms. Holt responded the average cost is \$150 for a three year inspection and it includes the \$12.50 fee for the District.

Mr. Dean asked if a renter is eligible for the incentive program including the low income option. Ms. Holt responded affirmatively and added the owner of the home also has to agree to the upgrading of the device. Mr. Dean asked the average of violations issued by the District for this specific issue. Ms. Holt said there are approximately 300-400 violations that are issued per year. Mr. Dean asked the requirements for a RWBHP. Ms. Holt explained the professional must currently be working and have experience in the hearth industry and one of the specific certifications listed online or District-approved work experience.

10. Heavy Duty & Truck Voucher Incentive Program – Mr. DeYoung provided the update on this item and explained that the District continues to spend significant resources to provide assistance to the Valley small trucking businesses.

Mr. Williams suggested the Grants Committee discuss the incentive program with District Staff and return to EJAG with a presentation.

Mr. Hamilton asked if diesel conversion kits are eligible for this incentive program. Mr. DeYoung stated the kits must be certified by ARB to be eligible.

Mr. Dean suggested tracking the number of small fleets that have gone out of business since the regulation was implemented and how many trucks are estimated to still be out of compliance. Mr. DeYoung commented the District would not have that specific information but he will do some research.

11. Drive Clean Incentive Program Outreach to Environmental Justice Communities – this item was tabled at the Chair's prerogative.
12. Upcoming EJAG Meeting Agenda Items –
 - Drive Clean Incentive Program Outreach to EJ Communities
 - Discuss the start time of the EJAG meeting.
 - Construction Equipment Incentive programs
13. Public Comments (Second Opportunity) – None.
14. EJAG Member Comments – Mr. Lemen suggested the EJAG meeting begin at 5:00 p.m. due to traffic concerns. Issue tabled at least until next meeting so that additional EJAG members can weigh in.

Mr. Hamilton reported there is an ARB 2030 scoping meeting on Nov. 7, 2016.

15. Volunteer to Present Report During CAC Meeting on Tuesday, December 6, 2016 (Tentative) at 10 a.m. – Mr. Williams volunteered.

16. Volunteer to Present Report During Governing Board Meeting on Thursday, November 17, 2016 (Tentative) at 9 a.m. – Ms. Holt stated she would email EJAG members requesting a volunteer if necessary.

Meeting adjourned at 7:37 p.m.

Next Meeting –The next EJAG meeting is scheduled for Thursday, December 1, 2016, 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.