

LOCAL GOVERNMENT & SMALL BUSINESS ASSISTANCE ADVISORY GROUP MEETING

Advisory Group Members

Council Member Ben Benoit, LGSBA Chairman (Board Member)
Supervisor Janice Rutherford (Board Member)
Felipe Aguirre
Mayor Pro Tempore Rachelle Arizmendi, City of Sierra Madre
Paul Avila, P.B.A. & Associates
Geoffrey Blake, Metal Finishers of Southern California
Todd Campbell, Clean Energy
LaVaughn Daniel, DancoEN
John DeWitt, JE DeWitt, Inc.
Bill LaMarr, California Small Business Alliance
Rita Loof, RadTech International
Eddie Marquez, Roofing Contractors Association
David Rothbart, Los Angeles County Sanitation Districts

Friday, October 9, 2020 ♦ 11:30 a.m.

Pursuant to Governor Newsom's Executive Orders N-25-20 (March 12, 2020) and N-29-20 (March 17, 2020), the South Coast AQMD Local Government & Small Business Advisory Group meeting will only be conducted via video conferencing and by telephone. Please follow the instructions below to join the meeting remotely.

INSTRUCTIONS FOR ELECTRONIC PARTICIPATION AT BOTTOM OF AGENDA

Join Zoom Webinar Meeting – from PC or Laptop https://scaqmd.zoom.us/j/92459924491

Zoom Webinar ID: 924 5992 4491 (applies to all)

Teleconference Dial In +1 669 900 6833

One tap mobile

+16699006833, 92459924491#

Audience will be allowed to provide public comment through telephone or Zoom connection during public comment period.

PUBLIC COMMENT WILL STILL BE TAKEN

AGENDA

-2-

Members of the public may address this body concerning any agenda item before or during consideration of that item (Gov't. Code Section 54954.3(a)). Please provide a Request to Address the Committee card to the Committee Secretary if you wish to address the Committee on an agenda item. If no cards are available, please notify South Coast AQMD staff or a Board Member of your desire to speak. All agendas for regular meetings are posted at South Coast AQMD Headquarters, 21865 Copley Drive, Diamond Bar, California, at least 72 hours in advance of the regular meeting. Speakers may be limited to three (3) minutes each.

CALL TO ORDER

ACTION ITEMS (Items 1 through 3):

1. Call to Order/Opening Remarks (*No Motion Required*)

Council Member Ben Benoit Committee Chair

2. Approval of September 11, 2020 Meeting Minutes (Motion Required)
[Attachment 1]

Council Member Ben Benoit Committee Chair

3. Review of Follow-Up/Action Items
(No Motion Required)
Staff will review the follow-up/action items identified in the previous meeting.

Derrick J. Alatorre Deputy Executive Officer Legislative, Public Affairs & Media

DISCUSSION ITEMS (Items 4 through 6):

4. Overview of California Air Pollution Control Officers Association (CAPCOA) Priorities

The Executive Director of CAPCOA will provide an overview of the Association's current priorities.

Tung Le Executive Director CAPCOA

(No Motion Required)
[Attachment 2]

[Attachment 4]

 Coachella Valley Extreme Area Plan for 1997 8-Hour Ozone Standard
 Staff will present the draft Extreme Plan for the 1997 8-hour ozone standard for Coachella Valley. (No Motion Required) [Attachment 3]

Sarah Rees, Ph.D.
Asst. Deputy Executive Officer
Zorik Pirveysian
Planning & Rules Manager
Planning, Rule Development &
Area Sources

6. Update on the Development and Implementation of Assembly Bill 617 Community Plans
Staff will present an update on efforts made and the progress of AB 617 implementation of 2018 designated communities and give an update of the plans for the 2019 designated communities.
(No Motion Required)

Evangelina Barrera Sr. Public Information Specialist Legislative, Public Affairs & Media

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WRITTEN REPORT:

7. Monthly Report on Small Business Assistance Activities
Summary of assistance and outreach activities conducted by
South Coast AQMD's Small Business Assistance Office for
September 2020.
(No Motion Required)
[Attachment 5]

All

OTHER MATTERS:

8. Other Business

Any member of this body, or its staff, on his or her own initiative or in response to questions posed by the public, may ask a question for clarification, may make a brief announcement or report on his or her own activities, provide a reference to staff regarding factual information, request staff to report back at a subsequent meeting concerning any matter, or may take action to direct staff to place a matter of business on a future agenda. (Govt. Code Section 54954.2)

9. Public Comment Period

At the end of the regular meeting agenda, an opportunity is provided for the public to speak on any subject within the Local Government and Small Business Assistance Committee's authority that is not on the agenda. Speakers may be limited to three (3) minutes each.

10. Next Meeting Date - Friday, November 13, 2020 at 11:30 a.m.

ADJOURNMENT

Document Availability

All documents (i) constituting non-exempt public records, (ii) relating to an item on an agenda for a regular meeting, and (iii) having been distributed to at least a majority of the Committee after the agenda is posted, are available by contacting Elaine Hills at (909) 396-2945 or send the request to ehills@aqmd.gov.

Americans with Disabilities Act and Language Accessibility

Disability and language-related accommodations can be requested to allow participation in the Local Government and Small Business Assistance Advisory Group meeting. The agenda will be made available, upon request, in appropriate alternative formats to assist persons with a disability (Gov't Code Section 54954.2(a)). In addition, other documents may be requested in alternative formats and languages. Any disability or language-related accommodation must be requested as soon as practicable. Requests will be accommodated unless providing the accommodation would result in a fundamental alteration or undue burden to the South Coast AQMD. Please contact Elaine Hills at (909) 396-2945 from 7:00 a.m. to 5:30 p.m., Tuesday through Friday, or send the request to ehills@aqmd.gov.

INSTRUCTIONS FOR ELECTRONIC PARTICIPATION

Instructions for Participating in a Virtual Meeting as an Attendee

As an attendee, you will have the opportunity to virtually raise your hand and provide public comment.

Before joining the call, please silence your other communication devices such as your cell or desk phone. This will prevent any feedback or interruptions during the meeting.

Please note: During the meeting, all participants will be placed on Mute by the host. You will not be able to mute or unmute your lines manually.

After each agenda item, the Chairman will announce public comment.

A countdown timer will be displayed on the screen for each public comment. If interpretation is needed, more time will be allotted.

Once you raise your hand to provide public comment, your name will be added to the speaker list. Your name will be called when it is your turn to comment. The host will then unmute your line.

Directions for Video ZOOM on a DESKTOP/LAPTOP:

- If you would like to make a public comment, please click on the "Participants" button on the bottom of the screen.
- A list of participants will appear on the right side of the screen. At the bottom of the list, please click on the grey "Raise Hand" button.
- This will signal to the host that you would like to provide a public comment and you will be added to the list.

Directions for Video Zoom on a SMARTPHONE:

- If you would like to make a public comment, please click on the "Participants" button on the bottom of your screen.
- A new screen will pop up with the list of participants. Look for the "Raise Hand" button on the screen and click the button.
- This will signal to the host that you would like to provide a public comment and you will be added to the list.

Directions for TELEPHONE line only:

• If you would like to make public comment, please **dial *9** on your keypad to signal that you would like to comment



DRAFT

LOCAL GOVERNMENT & SMALL BUSINESS ASSISTANCE ADVISORY GROUP FRIDAY, SEPTEMBER 11, 2020 MEETING MINUTES

MEMBERS PRESENT:

Council Member Ben Benoit, LGSBA Chairman (Board Member)
Supervisor Janice Rutherford (Board Member)
Mayor Pro Tempore Rachelle Arizmendi, City of Sierra Madre
Paul Avila, P.B.A. & Associates
Geoffrey Blake, Metal Finishers of Southern California
Todd Campbell, Clean Energy
LaVaughn Daniel, DancoEN
Bill LaMarr, California Small Business Alliance
Rita Loof, RadTech International
Eddie Marquez, Roofing Contractors Association
David Rothbart, Los Angeles County Sanitation District

MEMBERS ABSENT:

Supervisor V. Manuel Perez (Board Member) Felipe Aguirre John DeWitt, JE DeWitt, Inc.

OTHERS PRESENT:

Mark Abramowitz Tom Gross, Board Member Consultant (*Benoit*) Dan McGivney, SoCal Gas Andrew Silva, Board Member Consultant (*Rutherford*)

SOUTH COAST AQMD STAFF:

Jill Whynot, Chief Operating Officer
Derrick Alatorre, Deputy Executive Officer
Sujata Jain, Chief Financial Officer
Julie Prussack, Hearing Board Chair
Faye Thomas, Clerk of the Board
Jason Aspell, Assistant Deputy Executive Officer
Fabian Wesson, Assistant Deputy Executive Officer
Victor Yip, Assistant Deputy Executive Officer
Wark Henninger, Information Technology Manager
Michael Morris, Planning & Rules Manager
Lisa Tanaka O'Malley, Senior Public Affairs Manager

Uyen-Uyen Vo, Program Supervisor
Anthony Tang, Information Technology Supervisor
Van Doan, Air Quality Specialist
Elaine-Joy Hills, Air Quality Specialist
Paul Wright, Senior Information Technology Specialist

Agenda Item #1 - Call to Order/Opening Remarks

Supervisor Janice Rutherford called the meeting to order at 11:31 a.m.

Ms. Lisa Tanaka O'Malley provided guidelines and general instructions for participation in the remote meeting for the Local Government & Small Business Assistance Advisory Group (LGSBA) meeting via Zoom webinar and teleconference.

Agenda Item #2 – Approval of June Meeting Minutes/Review of Follow-Up/Action Items

Chair Ben Benoit called for approval of the August 14, 2020 meeting minutes. The minutes were approved unanimously.

Agenda Item #3 – Review of Follow Up/Action Items

Mr. Derrick Alatorre provided responses to the action items from the previous meeting and indicated that staff provided links to the advisory group members via email regarding past cost-effectiveness analyses and the 6th Environmental Justice Conference registration information.

Agenda Item #4 – Budget and Economic Outlook Update

Ms. Jill Whynot provided an update on economic information, revenue, expenditures, permitting activity, and fee review requests.

Mr. Bill LaMarr asked who the members of the Fee Review Committee (FRC) are. Ms. Whynot replied that the FRC is comprised of representatives from various departments, including Finance, Engineering & Permitting, Legal, Legislative, Public Affairs & Media, and Compliance & Enforcement; additional representatives are invited as needed. Mr. LaMarr asked if the FRC offers options other than payment plans. Ms. Whynot indicated that she served on the FRC in the past and most cases were related to billing errors, payment plan requests, or permit errors; therefore, there are cases in addition to payment plans. Mr. LaMarr indicated that there is a fee for reinstatement of expired permits and asked if the FRC has the authority to waive it or offer a forbearance program considering the current economic situation resulting from the coronavirus disease 2019 (COVID-19) pandemic. Ms. Whynot replied that the FRC does not have the authority to waive fees as specified in Rule 301. The annual renewal fees for small businesses such as dry cleaners, gas stations, and auto body shops are \$200-400 per year. Approximately 10% of potentially expired permits belong to small businesses and the FRC can waive the fees if there are errors caused or contributed by the South Coast Air Quality Management District (South Coast AQMD). Businesses are notified multiple times before the permits expire, including 1-2 phone calls and signature-required postal delivery, which is used to prove notification. Businesses also have the option to make fee payments using credit cards. Mr. LaMarr commended staff for assisting businesses with fee review requests.

Mr. Todd Campbell referenced slides #3-4 and commented that the port twenty-foot equivalent unit (TEU) throughput for the Ports of Los Angeles and Long Beach for July 2020 were notably high despite

the effects of COVID-19 pandemic on the economy and stated that staff should consider that aspect during indirect source rule development.

Agenda Item #5 - Getting to Know the Hearing Board

Chair Julie Prussack provided an overview of the South Coast AQMD's Hearing Board.

Chair Benoit indicated that the presentation was very informative and recommended it to new Governing Board (GB) members.

Mr. LaMarr referenced slide #17 and asked for clarification on the definitions of "taking of a business" and "practical closing of a business." Chair Prussack replied that there are two definitions specified in the California Health & Safety Code (H&SC). First, it is defined as the unreasonable taking of property, including lost profits, potential penalties for failure to conduct emissions testing, or time needed for equipment repair. Second, it is defined as the essential closing of a lawful business, which is the closing of the business resulting from variance denial. Mr. LaMarr asked if the definitions are in any written South Coast AQMD documents. Chair Prussack replied that the definitions are written in the H&SC and recited it.

Mr. David Rothbart stated hypothetically, if many wastewater treatment plants need to operate generators during power shutoff in exceedance of the maximum 200 allowable operating hours and asked if a group variance or group stipulated order for abatement are recommended. Chair Prussack replied that a group variance could be an option, which is one variance application for multiple entities; however, all entities must have in common all relevant facts needed for the six findings. In this case, the use of an individual generator is very specific; therefore, a group variance may not be the best option and an emergency or regular variance would be more appropriate. Mr. Rothbart asked if a stipulated order for abatement is a better option. Chair Prussack replied that orders for abatement are punitive and have ramifications beyond the Hearing Board and recommended seeking a variance if the violation is beyond the reasonable control of the entity. Mr. Alatorre stated that some back-up generator bills were introduced, but they did not make it out of the houses of origin; however, there were discussions regarding these bills with the water companies, California Municipal Utilities Association (CMUA), and hospitals. Mr. Alatorre suggested that staff contacts Mr. Rothbart to further discuss details of these bills, to which Mr. Rothbart agreed.

Action item: Contact Mr. Rothbart to discuss back-up generator bills.

Mr. Campbell commended and thanked Chair Prussack for her leadership of the Hearing Board.

<u>Agenda Item #6 – Overview of Amended Rule 1407: Control of Emissions of Arsenic, Cadmium, and Nickel from Non-Chromium Metal Melting Operations</u>

Ms. Uyen-Uyen Vo provided an overview of the amended Rule 1407 revision of emissions standards, which applies to non-chromium metal melting operations.

Ms. Rita Loof asked how many facilities are impacted by this rule. Ms. Vo replied that approximately 60 facilities are impacted by this rule; however, a majority would qualify for one of the exemptions, including housekeeping, recordkeeping, and building enclosures. Ms. Loof asked what products are manufactured by these facilities. Ms. Vo replied the products include pure ingots, art and sculptures, and parts for different industries, including oil and well and aerospace industries.

Agenda Item #7 – Written Report

No comments.

Agenda Item #8 - Other Business

Mr. LaMarr requested a presentation on the California Air Pollution Control Officers Association (CAPCOA) and its involvement in the South Coast AQMD rulemaking process. Mr. Alatorre stated that CAPCOA is an association for all air pollution control officers in California and staff will seek guidance on the presentation request from Mr. Wayne Nastri.

Action item: Agendize a presentation on CAPCOA.

Ms. Loof expressed support for the presentation request.

Agenda Item #9- Public Comment

None.

Agenda Item #10 – Next Meeting Date

The next regular Local Government & Small Business Assistance Advisory Group meeting is scheduled for Friday, October 9, 2020 at 11:30 a.m.

Adjournment

The meeting adjourned at 12:39 p.m.

South Coast AQMD LGSBA Advisory Group

CAPCOA Priorities

Tung Le CAPCOA Executive Director

October 9, 2020

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Who We Are

- Members include all 35 Air Districts including South Coast AQMD
- Representing over 2,500 Air Quality professionals
- Governing Board made of 14 APCOs
- Coordinates district activities to respond to legislative, state, and federal programs and advocates for clean air programs



2020 - 2021 Major Initiatives

- Continue to support District AB 617 Implementation
 - Work to secure sufficient and continuous funding
- Continue to implement state-wide prescribed fire program (SB 1260)
 - Seek future funding for prescribed fire activities
- Continue coordination with CDFA, CalRecycle and CARB on organics diversion in support of SB 1383 and Healthy Soils Initiative

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2020-2021 Major Initiatives continued

- Work to compile data and develop strategy for Carl Moyer Program reauthorization
- Advocate for increased funding for the Funding Agricultural Replacement Measures for Emission Reductions (FARMER) program
- Advocate for increased funding for the Woodsmoke Reduction Program

Questions?

Tung Le Executive Director tung@capcoa.org



Coachella Valley Extreme Area Plan for 1997 8-hour Ozone Standard

Local Government and Small Business Assistance Advisory Group
October 9, 2020

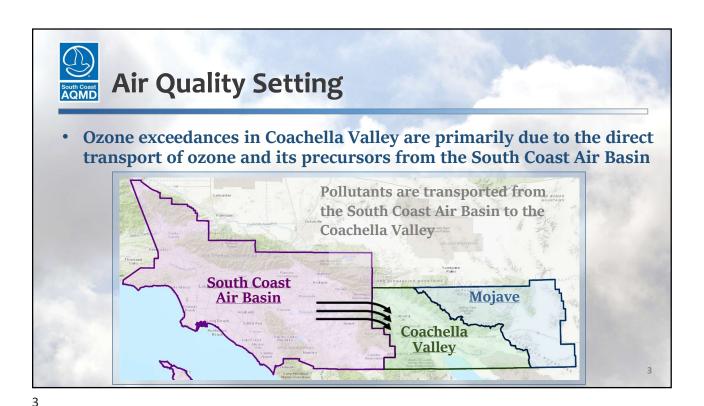
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Ozone National Ambient Air Quality Standards

Coachella Valley Attainment Status

Criteria Pollutant	Averaging Time	Designation	Attainment Date
Ozone (O ₃)	(1979) 1-Hour (0.12 ppm)	Attainment	11/15/2007 (attained 12/31/2013)
	(1997) 8-Hour (0.08 ppm)	Nonattainment (Extreme)	6/15/2024
	(2008) 8-Hour (0.075 ppm)	Nonattainment (Severe)	7/20/2027
	(2015) 8-Hour (0.070 ppm)	Nonattainment (Severe)	8/3/2033

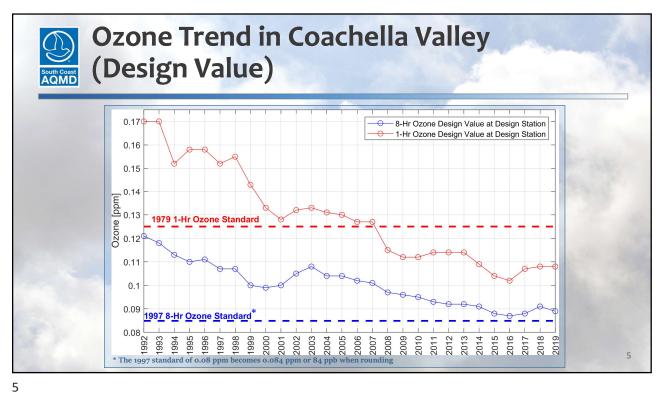


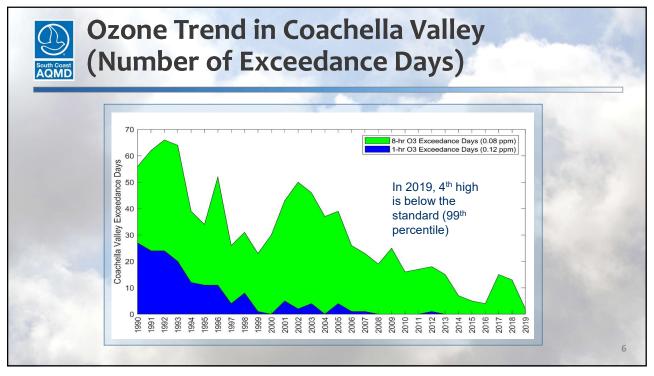
Attainment Determination Based on Design Value

• Ozone design value is the average of each year's 99th percentile over a three year period

Year 1	Year 2	Year 3	
99 th percentile (4 th highest) 8-hr daily max	99 th percentile (4 th highest) 8-hr daily max	99 th percentile (4 th highest) 8-hr daily max	
Average = Design value			

4





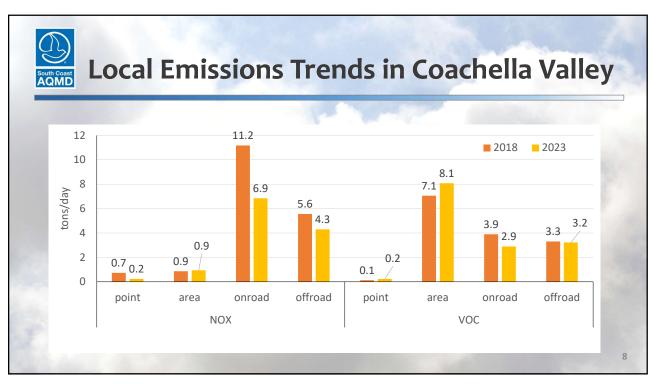


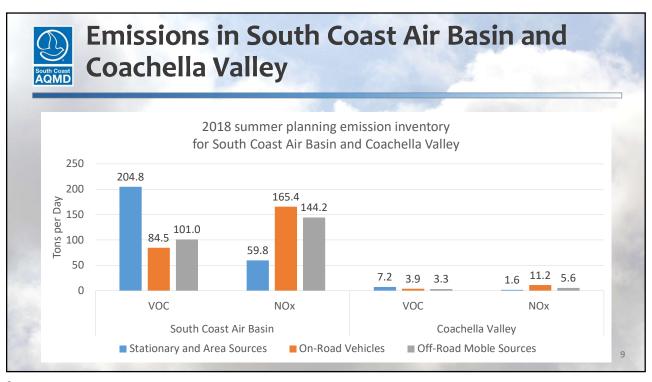
1997 8-hour Ozone Attainment Status

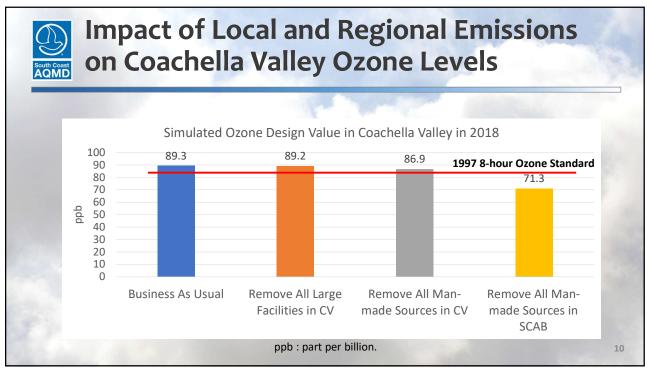
- Coachella Valley was previously classified as a "Severe" nonattainment area, with an attainment date of June 15, 2019
 - Monitoring data (2016-2018) showed that the area did not attain the standard by the deadline
- On July 10, 2019, Coachella Valley was granted a voluntary reclassification from "Severe" to "Extreme" by the U.S. EPA
 - New attainment date is June 15, 2024
 - A revision to the State Implementation Plan (SIP) is required (due February 2021)
 - Stricter permitting requirements on stationary sources (lower major source threshold)

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Base and Future Year Design Values

Station	2018 Base Year Design Values (ppb)	2023 Future Year Design value (ppb)*
Palm Springs	89.3	83.2
Indio	84.3	79.1

^{*} Based on preliminary modeling, 2022 design value is also expected to be below the standard.

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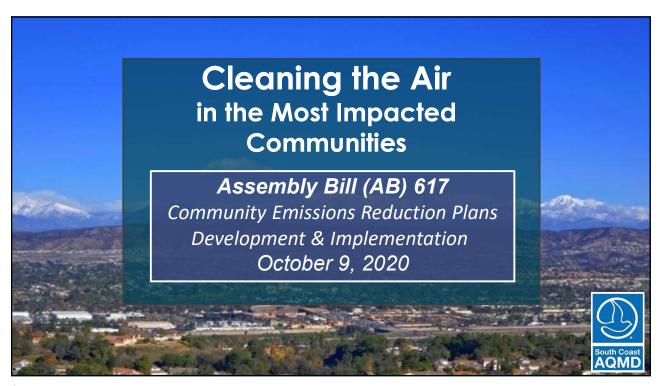
Pathway to Attainment

- Attainment is expected to be achieved by 2023 based on emission reductions from existing regulations and programs
- Recently adopted regulations since 2016 AQMP provide further assurance for attainment by 2023
- Earlier attainment was evaluated; however not considered since no additional feasible measures were identified which could be adopted and implemented in time to accelerate attainment date
- Based on preliminary modeling, attainment may be earlier by 2022

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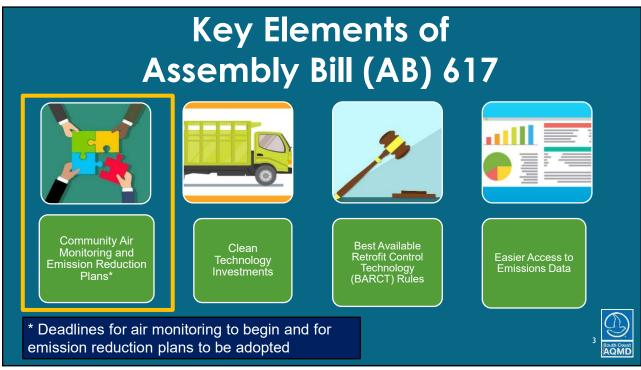


Assembly Bill (AB) 617

- Signed into law July 26, 2017
- Requires a statewide strategy to reduce toxic air contaminants and criteria pollutants in disadvantaged communities
- Requires the selection of additional communities or locations annually as appropriate*



*Health and Safety Code §44391.2(c)(1)



AB 617 Designated Communities in South Coast AQMD

2018 (Year I)

2019 (Year 2)

San Bernardino, Muscoy

Southeast
Los Angeles
Los Angeles
Valley

Los Angeles

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* California Air Resources Board considers Year 3 communities December 2020



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Summary Of CERP Actions

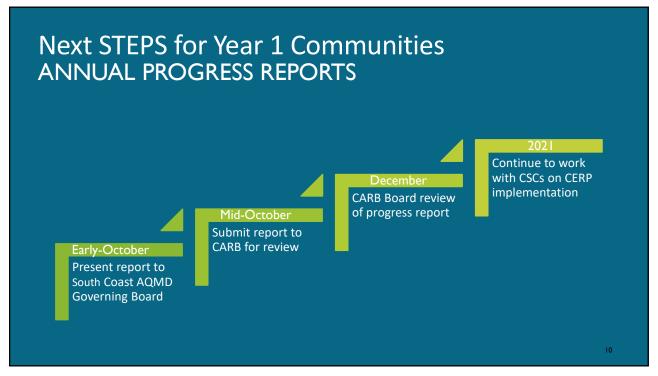
Year 1 Communities

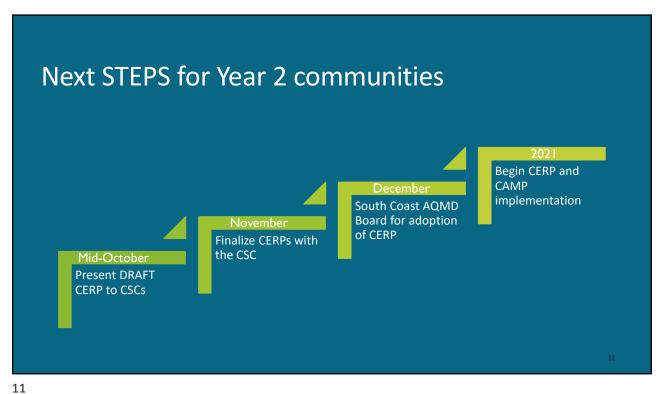
Summary of actions and goals requiring implementation efforts from September 6, 2019 to June 30, 2020

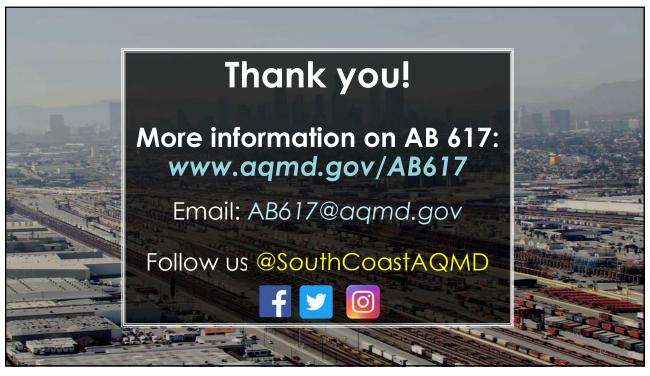
	East LA, Boyle Heights, West Commerce	San Bernardino, Muscoy	Wilmington, Carson, West Long Beach
Actions and Goals*	38	32	43
Initiated or Ongoing	30	22	27
Completed	1	2	5

^{*}Deliverable required by each CERP from September 2019 to June 2020

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Small Business Assistance Report on September 2020 Activities

for LG&SBA Advisory Group Meeting of 10/9/2020

1

<u>Services Offered – September</u>

381
2
65

September 2020 Report

2

10/9/2020

Permit Assistance – September

- 381 Activities Providing Help with Permit Applications. Examples include:
 - 53 General Contractors/Consultants/Architects
 - 34 Auto Body and Repair Shops
 - 26 Dry Cleaners/Garment Cleaners
 - 24 Manufacturing Facilities
 - 21 Retail Stores
 - 20 Restaurants
 - 19 Warehouses (Storage/Distribution)
 - 18 Fuel Dispensing Facilities

10/9/2020

September 2020 Report

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Activities – September

- No on-site consultations conducted
- Event(s) Attended
 - No Events Attended

10/9/2020

September 2020 Report

Dry Cleaner Grants Issued (as of 9/2020) Professional Wet Cleaning 162 CO₂ Machines 4 Hydrocarbon (funds expended) 488

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Small Business Activity September 2019 – September 2020

ACTIVITY	Permit Assistance	On-Site Consultations	Variance Assistance	Fee Review Requests	Air Quality Permit Checklists
Sep-2019	177	0	1	2	49
Oct-2019	243	7	0	4	72
Nov-2019	159	3	0	3	61
Dec-2019	162	2	0	2	81
Jan-2020	216	3	0	2	68
Feb-2020	194	6	0	3	63
Mar-2020	258	7	0	3	47
Apr-2020	223	0	0	3	49
May-2020	249	0	0	3	65
Jun-2020	220	0	0	1	51
Jul-2020	345	0	2	3	110
Aug-2020	216	0	0	2	57
Sep-2020	381	0	0	2	65
TOTAL	3043	28	3	33	838

10/9/2020

September 2020 Report

