



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

BOARD OF DIRECTORS' REGULAR MEETING

February 19, 2003

A meeting of the Bay Area Air Quality Management District Board of Directors will be held at 9:45 a.m. in the 7th floor Board room at the Air District headquarters, 939 Ellis Street, San Francisco, California.

Questions About an Agenda Item

The name, telephone number and e-mail of the appropriate staff person to contact for additional information or to resolve concerns is listed for each agenda item.

Meeting Procedures

The public meeting of the Air District Board of Directors begins at 9:45 a.m. The Board of Directors generally will consider items in the order listed on the agenda. However, any item may be considered in any order.

After action on any agenda item not requiring a public hearing, the Board may reconsider or amend the item at any time during the meeting.

BOARD OF DIRECTORS' REGULAR MEETING A G E N D A

**WEDNESDAY
FEBRUARY 19, 2003
9:45 A.M.**

**BOARD ROOM
7TH FLOOR**

CALL TO ORDER

Opening Comments
Swearing in of Board Member(s)
Roll Call
Pledge of Allegiance
Commendations/Proclamations

Scott Haggerty, Chairperson

Clerk of the Boards

PUBLIC COMMENT PERIOD

Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3
Members of the public are afforded the opportunity to speak on any agenda item. All agendas for regular meetings are posted at District headquarters, 939 Ellis Street, San Francisco, CA, at least 72 hours in advance of a regular meeting. At the beginning of the regular meeting agenda, an opportunity is also provided for the public to speak on any subject within the Board's subject matter jurisdiction. Speakers will be limited to five (5) minutes each.

CONSENT CALENDAR (ITEMS 1 – 10)

Staff/Phone (415) 749-

1. Minutes of January 15, 2003

M. Romaidis/4965

mromaidis@baaqmd.gov

2. Communications

W. Norton/5052

exec@baaqmd.gov

Information only

3. Report of the Advisory Council

B. Hanna/4962

bchanna@napanet.net

Approve Reappointment of six Advisory Council Members to serve additional two-year term.

4. Monthly Activity Reports

P. Hess/4971

phess@baaqmd.gov

Division Activities for the month of January 2003

5. Quarterly Report of the Air Resources Board Member Representative

W. Norton/5052

exec@baaqmd.gov

6. Report of District Personnel on Out of State Business Travel

W. Tanaka/5066

wtanaka@baaqmd.gov

7. Endorse Smart Growth Strategy/Regional Livability Footprint Project Policies

T. Perardi/4667

tperardi@baaqmd.gov

Approve Preamble and Policies for the Smart Growth Strategy/Regional Livability Footprint project.

8. Endorse Finalized Compact for a Sustainable Bay Area T. Perardi/5971
tperardi@baaqmd.gov

Approve endorsement of final Compact for a Sustainable Bay Area developed by the Bay Area Alliance for Sustainable Communities that was "approved in principle" at the Executive Committee meeting of September 29, 1999 and taken to the Board of Directors at its October 6, 1999 meeting.

9. Approval of Proposed Amendments to the Administrative Code Division I Section 6: Board of Directors, Committees; Sections 6.2 Standing Committees and 6.13 Establishing a Stationary Source Committee W. Norton/5052
exec@baaqmd.gov

Approve proposed amendments to the Administrative Code establishing a Stationary Source Committee of the Board as noticed at the January 15, 2003, Board meeting.

10. Set Public Hearing for March 19, 2003 on Proposed Amendments to Regulation 2, Rule 6, Major Facility Review B. deboisblanc/4704
bdeboisblanc@baaqmd.gov

The primary purpose of these amendments to BAAQMD rules and regulations is to address minor deficiencies in the Major Facility Review program that have been identified by EPA. These proposed revisions (1) amend the definition of "Administrative Permit Amendment" to eliminate language that allows trivial, but not explicitly delineated, permit modifications to be made administratively; and (2) amend Section 2-6-113 to exclude gas turbines from the exemption for portable engines. Several other minor amendments will also be proposed.

COMMITTEE REPORTS AND RECOMMENDATIONS

11. Report of the **Executive Committee** Meeting of January 29, 2003
CHAIR: S. HAGGERTY **W. Norton/5052**

12. Report of the **Public Outreach** Committee Meeting of February 10, 2003
CHAIR: J. MILLER **W. Norton/5052**

Action(s): Approve Sole-Source Contract to Community Focus for one year to end February 28, 2004.

13. Report of the **Mobile Source** Committee Meeting of February 13, 2003
VICE-CHAIR: S. YOUNG **W. Norton/5052**

The Committee may recommend Board approval of the following:

- Action(s)*
- A) Amendments to Napa County Program Manager Expenditure Program for FY 02/03.*
 - B) Forwarding of Air District's Independent Analysis of Air Quality Impacts of the Bay Area Water Transit Authority's Implementation and Operation Plan-December 2002 to the Water Transit Authority.*

OTHER BUSINESS

14. Report of the Executive Officer/APCO
15. Chairperson's Report

CLOSED SESSION

16. Conference with District's Labor Negotiator
(Government Code § 54957.6(a))
Agency Negotiators: IEDA
Un-Represented Employees: Management and Confidential

17. Conference with Legal Counsel

Existing Litigation:

Pursuant to Government Code Section 54956.9(a), a need exists to meet in closed session with legal counsel to consider the following cases:

- A) **Stonelight Tile, Inc. and David Anson v. Bay Area AOMD, United States District Court, N.D. Cal., San Jose Division, Case No. CV 98-21060 (JW) (PVT)**
- B) **Communities for a Better Environment and Transportation Defense and Education v. Bay Area AOMD, Metropolitan Transportation Commission, Association of Bay Area Governments, and California Air Resources Board, San Francisco Superior Court, Case No. 323849**

OPEN SESSION

18. Board Members' Comments

Any member of the Board, or its staff, on his or her own initiative or in response to questions posed by the public, may: ask a question for clarification, 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 take action to direct staff to place a matter of business on a future agenda. (Gov't Code § 54954.2)

19. Place of Next Meeting - 9:45 a.m., Wednesday, March 5, 2003 -939 Ellis Street, San Francisco, CA 94109
20. Adjournment

WN:mag