

BAY AREA AIR QUALITY MANAGEMENT DISTRICT
939 ELLIS STREET – SAN FRANCISCO, CA 94109

Approved Minutes: Board of Directors Regular Meeting – June 16, 2004

Call To Order

Opening Comments: Chairperson Scott Haggerty called the meeting to order at 9:51 a.m.

Roll Call: Present: Scott Haggerty, Chair, Harold Brown, Roberta Cooper, Erin Garner, Jerry Hill, Liz Kniss, Patrick Kwok, Nate Miley, Julia Miller, Mark Ross, John Silva, Tim Smith, Pam Torliatt, Marland Townsend, Shelia Young.

Absent: Chris Daly, Mark DeSaulnier, Jake McGoldrick, Gayle Uilkema, Brad Wagenknecht.

Pledge of Allegiance: Director Townsend led the Board in the Pledge of Allegiance.

Commendations/Proclamations: There were none.

Swearing in of New Board Member: Mayor Erling Horn of the City of Lafayette was sworn in as a Board Member. Director Horn is the fourth representative from Contra Costa County.

Public Comment Period: There were none.

Consent Calendar (Items 1 – 6)

1. Minutes of June 2, 2004
2. Communications. Correspondence addressed to the Board of Directors
3. Report of the Advisory Council – There was no report.
4. Monthly Activity Report – Report of Division Activities for the month of May, 2004
5. Considered Approving Side Letters of Agreement Between the District and the Employees' Association

The Board considered approval of two Side Letters of Agreement to correct and clarify language contained in the Memorandum of Understanding in Section 8.05(2) regarding Probationary Periods and Section 5.06(2) Use of Administrative Leave During Dismissal Process.

6. Considered Approval of the Establishment of a New Classification of Human Resources Analyst I/II

The Board considered approval of the establishment of a new classification of Human Resources Analyst I/II with a salary range of 129 at level I, and 133 at level II. This alternately staffed classification would replace the existing classification of Human Resources Analyst, effective July 1, 2004.

Board Action: Director Smith moved approval of Consent Calendar Items 1 through 6; seconded by Director Brown; carried unanimously with the following Board members voting:

AYES: Brown, Cooper, Garner, Hill, Horn, Kniss, Kwok, Miley, Miller, Ross, Silva, Smith, Torliatt, Townsend, Young, Haggerty.

NOES: None

ABSENT: Daly, DeSaulnier, McGoldrick, Uilkema, Wagenknecht.

Adopted Resolution No. 2004-11: A Resolution to Approve Two Side Letters of Understanding with the Bay Area Air Quality Management District Employees' Association to Modify Language Contained in the Memorandum of Understanding in Section 8105(2) Regarding Probationary Periods and Section 5.06(2) Regarding Use of Administrative Leave During the Dismissal Process

Committee Reports and Recommendations

7. Report of the Public Outreach Committee Meeting of June 14, 2004

Director Ross presented the report and stated that the Committee met on Monday, June 14, 2004. A representative of O'Rourke, Inc. presented the television and radio spots for the Spare the Air, Smoking Vehicle, and Wintertime Spare the Air campaigns. The Committee requested some minor revisions to some of the spots.

A representative of Allison and Partners updated the Committee on the summer media plan and highlighted the press conference that will take place at 1:00 p.m. today at the Hayward BART yard to promote Spare the Air and announce the five free week day morning commutes BART is offering. The consultant also noted that a trip planning message (511 message) will be included in the Spare the Air press releases. Allison and Partners is also focusing on the following: 1) general Spare the Air op eds that can be customized for each county 2) a feature on a Clean Air Champion; and 3) continuing to work with various corporate partnerships.

A representative of RIDES updated the Committee on their work with employers, schools and libraries. The consultant also discussed the reader boards that will be advising people that it is a Spare the Air day. There was discussion on the possibility of holding Board and Committee meetings by teleconference on Spare the Air days; this issue was referred to the Executive Committee. RIDES also commented on the employer workshops and events they have attended.

Staff presented information to the Committee on the commemoration of the 50th anniversary of the founding of the Air District in 2005. Staff will present more information on events at a later date.

Staff also provided a summary of the 2004 lawn mower buy back programs that were held in April and May of 2004. The next meeting of the Committee is scheduled for 10:00 a.m., Monday, August 9, 2004.

Board Action: Director Ross moved the Board approve the report of the Public Outreach Committee; seconded by Director Torliatt; carried unanimously without objection.

Public Hearing

8. Final Public Hearing to Consider Adoption of Proposed District Budget for FY 2004/2005

Pursuant to Health and Safety Code Section 40131, Jack P. Broadbent, Executive Officer/APCO and Wayne Tanaka, Director of Administrative Services, continued final public hearing discussions with the Board of Directors on Fiscal Year 2004/2005 Proposed Budget.

The Public Hearing was continued at 9:59 a.m. Mr. Broadbent stated this is a follow-up to the June 2nd public hearing. Staff is recommending the Board approve the proposed budget for fiscal year 2004/2005.

Wayne Tanaka, Director of Administrative Services, stated that the revisions and comments received from the Budget and Finance Committee have been incorporated into the proposed budget that is before the Board today. At the June 2nd public hearing a few typographical errors were noted and an entry error was discovered after looking into a large increase in printing and reproduction line item in the TFCA budget. The item has been corrected and there was no change in the overall budget amounts. This budget represents a good balance between personnel and related costs, capital outlay requirements and other operating expenses. The proposed budget will use specific amounts from designated reserves to balance the budget. Staff recommends that the Board adopt the budget as presented.

There were no speakers on this agenda item.

Director Townsend moved the public hearing be closed at 10:02 a.m.; seconded by Director Young; carried unanimously without objection.

Board Action: Director Brown moved to adopt the fiscal year 2004/2005 budget as presented; seconded by Director Kwok; carried unanimously with the following Board members voting:

AYES: Brown, Cooper, Garner, Hill, Horn, Kniss, Kwok, Miley, Miller, Ross, Silva, Smith, Torliatt, Townsend, Young, Haggerty.

NOES: None.

ABSENT: Daly, DeSaulnier, McGoldrick, Uilkema, Wagenknecht.

Adopted Resolution No. 2004-12: A Resolution to Approve the Budget for the Fiscal Year Ending June 30, 2005 (FY 2004-2005) and Various Budget Related Actions

Other Business

9. Report of the Executive Officer/APCO – Mr. Broadbent stated he had nothing to report.
10. Chairperson’s Report - Chairperson Haggerty stated the July 7th and July 21st Board meetings are cancelled and the next Board meeting is scheduled for August 4, 2004.
11. Board Members’ Comments – Director Kniss stated there was an article in today’s paper regarding banning the purchase of SUV’s in Contra Costa County for use in the County’s fleet and she is interested in finding out if any of the other counties have had success with this concept. Director Haggerty noted that people that have essential use for them, such as law enforcement, will still be allowed to use them.

Director Miller stated there was an article in the *San Jose Mercury News* regarding the Governor’s proposal to change the Smog Check II requirements so that cars would be exempt in their sixth year and there would be an additional fee. Mr. Broadbent stated this is the Governor’s proposal to fund the Carl Moyer program. It would allow additional cars out of the smog check program so a car would not have to be smogged until it is six years old, but there would be a fee associated with the fifth and sixth year. Those monies would go into the statewide funding for heavy-duty diesel programs. The Bay Area would receive approximately \$10 to \$12 million for that fund.

12. Time and Place of Next Meeting - 9:45 a.m., Wednesday, August 4, 2004, 939 Ellis Street, San Francisco, California.
13. Adjournment: The meeting was adjourned at 10:07 a.m.

Chairperson Haggerty immediately reconvened the Board meeting at 10:07 a.m. and announced that he would like as many Board members as possible to testify on Senator Torlakson’s bill regarding the Joint Policy Committee on Monday, June 21, 2004 at 1:30 p.m. in Sacramento. The meeting then adjourned at 10:09 a.m.

/s/ Mary Romaidis

Mary Romaidis
Clerk of the Boards