

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

Approved Minutes: Board of Directors' Regular Meeting – January 4, 2006

Call To Order

Opening Comments: Chairperson Marland Townsend called the meeting to order at 9:45 a.m.

Roll Call: Present: Marland Townsend, Chair, Roberta Cooper, Dan Dunnigan, Erin Garner, Scott Haggerty, Jerry Hill, Patrick Kwok, Jake McGoldrick (10:00 a.m.), Nate Miley, Julia Miller, John Silva, Pam Torliatt, Gayle B. Uilkema, Brad Wagenknecht, Shelia Young.

 Absent: Harold Brown, Chris Daly, Mark DeSaulnier, Liz Kniss, Mark Ross, Michael Shimansky, Tim Smith.

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

Commendation/Proclamation

A) *The Board of Directors recognized Chairperson Townsend for his leadership in 2005.*

Chairperson Townsend was recognized for his leadership and for significant achievements the District has made under his leadership. Director Uilkema presented Chairperson Townsend with a gift of a gavel and a plaque in appreciation for his excellent service on the Board of Directors.

Jack Broadbent, Executive Officer/APCO recognized and thanked Chairperson Townsend for his leadership on behalf of the District staff. Mr. Broadbent presented Chairperson Townsend with a gift as a token of the staff's appreciation.

B) *The Board of Directors acknowledged Incoming Chair Uilkema. Chair Uilkema discussed the Roles and Responsibilities of Board Members.*

Chair Uilkema discussed the 2006 Standing Committee appointments and distributed the Air District's Administrative Code Division I, Sections 2-6: Operating Policies and Procedures of the Board of Directors, Officers – Duties, Order of Business, Conduct of Business, Voting, and Committee Duties, to the Board members. Chair Uilkema requested Board members to review these and make recommendations for any changes to them, if necessary.

Public Comment Period: – There were none.

Director McGoldrick arrived at 10:00 a.m.

Consent Calendar (Items 1 – 4)

1. Minutes of December 21, 2005 Meeting
2. Communications. Correspondence addressed to the Board of Directors. For Information Only.
3. Considered Approval of Hiring Recommendation at Step E of Salary Range 146 for Information Systems Manager Position

The Board of Directors considered approval of hiring recommendation at Step E of the salary range 146, which is \$112,350 per year for the Information Systems Manager position.

4. Considered Approval of Recommendation for Salary Increase for the Classification of Human Resources Officer

The Board of Directors considered approval of salary increase for the Classification of Human Resources Officer.

Board Action: Director Miller moved approval of the Consent Calendar; seconded by Director Wagenknecht; carried unanimously with the following Board members voting:

AYES: Cooper, Dunnigan, Garner, Haggerty, Hill, Kwok, McGoldrick, Miley, Miller, Silva, Torliatt, Townsend, Wagenknecht, Young, Uilkema.

NOES: None.

ABSENT: Brown, Daly, DeSaulnier, Kniss, Ross, Shimansky, Smith.

Adopted Resolution No. 2006-01: A Resolution to Increase the Salary of the Human Resources Officer job classification

Public Hearing

5. Public Hearing to Consider Adoption of Proposed Bay Area 2005 Ozone Strategy and Certification of Final Environmental Impact Report

The Board of Directors considered adoption of a proposed Bay Area 2005 Ozone Strategy and certification of a Final Environmental Impact Report.

Henry Hilken, Director of Planning and Research, presented the Proposed Bay Area 2005 Ozone Strategy and Final Environmental Report and discussed the following:

- Background information on the Bay Area 2005 Ozone Strategy
- Extensive Public Involvement
- Contents of the Bay Area Ozone Strategy
- Stationary Source Measures
- Mobile Source Measures
- Transportation Control Measures
- Further Study Measures for Stationary, Mobile and Transportation Sources
- Environmental Review
- Recent Public Review

Mr. Hilken stated that the staff recommends that the Board of Directors certify the Final Environmental Impact Report and adopt the Bay Area 2005 Ozone Strategy.

Chair Uilkema opened the Public Hearing at 10:35 a.m.

Speakers: The following individuals spoke on this agenda item:

Bruce Tuter
Air Resources Board
Sacramento, CA 95812

William Quinn
California Council for Environmental &
Economic Balance
San Francisco, CA 94105

David Schonbrunn
TRANSDEF
Mill Valley, CA 94941

Irvin Dawid
Sierra Club California
Palo Alto, CA 94301

Chair Uilkema closed the Public Hearing at 10:45 a.m.

Mr. Broadbent and Jean Roggenkamp, Deputy Air Pollution Control Officer, responded to Board members' questions. Mr. Broadbent stated that staff recommends that the Board of Directors adopt the 2005 Ozone Strategy, as proposed by staff.

Board Action: Director Townsend made the following motion: That the Board of Directors:

- (A) Adopt the 2005 Ozone Strategy; and
- (B) Certify the Final Environmental Impact Report.

The motion was seconded by Director Miller.

The motion then carried unanimously with the following Board members voting:

AYES: Cooper, Dunnigan, Garner, Haggerty, Hill, Kwok, McGoldrick, Miley, Miller, Silva, Torliatt, Townsend, Wagenknecht, Young, Uilkema.

NOES: None.

ABSENT: Brown, Daly, DeSaulnier, Kniss, Ross, Shimansky, Smith.

Adopted Resolution No. 2006-02: A Resolution of the Board of Directors of the Bay Area Air Quality Management District Certifying the Environmental Impact Report for the Proposed Bay Area 2005 Ozone Strategy

&

A Resolution of the Board of Directors of the Bay Area Air Quality Management District to Adopt the Bay Area 2005 Ozone Strategy.

6. **Closed Session** – The Board convened to Closed Session at 10:50 a.m.

Existing Litigation:

Pursuant to Government Code Section 54956.9(a), a need existed to meet in closed session with legal counsel to discuss existing litigation:

Bay Area Air Quality Management District Employees' Association v. Bay Area Air Quality Management District, PERB, Unfair Labor Practice Complaint, Case No. SF-CE-288-M.

- Open Session** – The Board reconvened to Open Session at 10:57 a.m.

Brian Bunger, Legal Counsel, stated that the Board of Directors met in Closed Session regarding one existing litigation matter against the District. The Board of Directors heard a report from Counsel and voted to approve the settlement agreement, subject to approval by the Employees' Association.

Other Business

7. Report of the Executive Officer/APCO – Mr. Broadbent reported on the following:
- The next Board of Directors' meeting is a Retreat scheduled at the Waterfront Plaza Hotel, Jack London Square, Oakland. At the Retreat Board members will be reviewing key programs and initiatives for the Air District.
 - The Air District is sponsoring an upcoming KCBS event called HEALTH etc., focused on health and wellness, on Saturday, January 28, 2006 at the Moscone Center, San Francisco. As a sponsor, the District will deliver the Welcome message prior to the keynote address by Dr. Phil McGraw.
 - On behalf of the staff, wished the Board of Directors a Happy New Year.
8. Chair's Report: Chair Uilkema again reported on the following:
1. The 2006 Standing Committee appointments
 2. Sections 2-6, Division I of the Air District's Administrative Code at each Board member's place that outlines Operating Policies and Procedures of the Board of Directors, Officers – Duties, Order of Business, Conduct of Business, Voting, and Committee Duties.
 3. In addition to installing a larger podium light, Chair Uilkema requested that it also be auditory.

9. Board Members' Comments – Directors Haggerty, Miller and Torliatt expressed their personal appreciation to Chairperson Townsend and thanked him for his leadership and service during his term as Chairperson of the Air District's Board of Directors.
10. Time and Place of Next Meeting –9:45 a.m., Wednesday, January 18, 2006 – Waterfront Plaza Hotel, Regatta Room, Jack London Square, Ten Washington Street, Oakland, CA 94607.
11. Adjournment – The meeting adjourned at 11:09 a.m.

/s/ Neel Advani

Neel Advani

Deputy Clerk of the Boards