

**Bay Area Air Quality Management District
939 Ellis Street
San Francisco, California 94109
(415) 749-5000**

APPROVED MINUTES

Summary of Board of Directors
Mobile Source Committee Meeting
Following Board of Directors Meeting
Wednesday, November 19, 2008

- 1. Call to Order – Roll Call:** Chair Tim Smith called the meeting to order at 11:36 a.m.

Present: Tim Smith, Chairperson; Carol Klatt, Jake McGoldrick, Mark Ross, John Silva,

Absent: Tom Bates, Scott Haggerty, Yoriko Kishimoto, Gayle B. Uilkema

- 2. Public Comment Period:** There were no public comments.
- 3. Approval of Minutes of October 23, 2008:** Director McGoldrick moved approval of the minutes; seconded by Director Klatt; carried unanimously without objection.
- 4. Consideration of Contractor Selection for the Vehicle Buy-Back Program:** *The Committee considered recommending Board of Directors' approval of one or more contractors to provide dismantling services for the Vehicle Buy Back Program.*

Supervising Environmental Planner, David Wiley, gave an overview of the selection of vehicle scrapping contractors for the Vehicle Buy Back Program, stating the program is voluntary with the goal to retire from service older, more polluting vehicles and work with vehicle buy back program scrapping contractors. He reported an RFP was mailed to 29 companies and posted on the Air District's website. Four (4) proposals were received and reviewed based on five (5) criteria which he then outlined. He then presented the geographic distribution of dismantler locations by county.

The recommendation is for the Committee to recommend Board of Director approval of 1) Selection of Environmental Engineering Studies, Inc., Pick-N-Pull, and Pick Your Part as the vehicle scrapping contractors for the fiscal year (FY) 2008/2009 Vehicle Buy Back Program; and 2) authorization for the Executive Officer/APCO to execute contracts for vehicle scrapping and related services with Environmental Engineering Studies, Inc., Pick-N-Pull, and Pick Your Part, which will distribute, on a monthly reimbursement basis, up to approximately \$7 million that was allocated to the VBB Program in FY 2008/2009.

Committee Action: Director McGoldrick moved to recommend Board of Director approval of: 1) Selection of Environmental Engineering Studies, Inc., Pick-N-Pull, and Pick Your Part as the vehicle scrapping contractors for the fiscal year (FY) 2008/2009 Vehicle Buy Back Program; and 2) authorization for the Executive Officer/APCO to execute contracts for vehicle scrapping and related services with Environmental Engineering Studies, Inc., Pick-N-Pull, and Pick Your Part, which will distribute, on a monthly reimbursement basis, up to approximately \$7 million that was allocated to the VBB Program in FY 2008/2009; Director Klatt seconded the motion; carried unanimously without objection.

5. Consideration Of \$41,498,544 In California Goods Movement Bond Funding Projects:
The Committee considered recommending Board of Directors' approval of staff recommendations for \$41,498,544 in funding for eligible projects under the California Goods Movement Bond Program and authorized the Executive Officer/APCO to enter into all necessary contracts to expend the requested funds.

Grants Manager, Damian Breen provided an overview and background of the California Goods Movement Bond Funding projects, stating that in November 2006, voters authorized the Legislature to appropriate \$1 Billion in bond funding to quickly reduce health risks from freight movement in trade corridors. On February 28, 2008, ARB allocated \$140 million for the Bay Area trade corridor (\$35 million for the next four years).

He said the Air District submitted a plan to expend funding which was approved by ARB in May 2000. The District conducted extensive outreach, put out a call for projects ending August 15, 2008. The District received 1,954 applications totaling \$63,335,000, negotiating \$5 million from the Port of Oakland and another \$5 million in TFCA funding for Port trucks. Mr. Breen further discussed results showing total applications received by category, amounts requested, and projects recommended.

Mr. Breen said current issues included:

- The availability of 2009 NOx compliant ARB certified retrofit devices;
- No Comprehensive Truck Management Plan (CTMP) in place at the Port of Oakland;
- Port of Los Angeles has a CTMP that requires "employee drivers"
- Port of Long Beach has a CTMP that allows both "employee drivers" and independent contractors. If a company decides they do not want incentive funds, they can choose not to pay the container fees.

Mr. Breen said grantees will have until January 31, 2009 to submit NOx compliant retrofit quotes, qualified grantees on a contingency list will receive funding in the event of projects "fall out" from the primary list, and after January 31, 2009, all funds are to be dedicated to truck replacements.

He asked that the Committee recommend to the Board of Directors the approval of \$41,498,544 in California Goods Movement Bond Projects and authorization for the Executive Officer/APCO to execute all contracts and contingencies to expend this funding.

Committee Members confirmed with Mr. Breen that implementation of the program would result in dramatic air quality differences and projects are ranked based upon the best emission reductions.

Public Comments:

Doug Bloch, Change to Win / Coalition for Clean and Safety Ports, shares similar concerns about the need for expediency in addressing the trucking system at the Port and urged the Committee to move forward in their recommendation to the Board of Directors.

Brad Edgar, President of CLEAIRE, discussed their company's involvement in retrofitting of diesel engines and their increased attention on Port trucks. He spoke of their long-term relationship with owners/operators, stating they are currently working with CARB on technology and verification to meet deadlines and urged the Committee to move forward. He further discussed with Committee Members the types of technologies which include plug-in and non-plug in devices and on-board systems.

Committee Action: Director Ross made a motion to recommend Board of Directors' approval of staff recommendations for \$41,498,544 in funding for eligible projects under the California Goods Movement Bond Program and authorize the Executive Officer/APCO to enter into all necessary contracts to expend the requested funds; seconded by Director McGoldrick; carried unanimously without objection.

6. Audit Of The Transportation Fund For Clean Air (TFCA) Regional Fund: *Staff provided a report on the audit of projects funded by the Transportation Fund for Clean Air Regional Fund for projects ending June 30, 2006.*

Air Quality Program Manager, Karen Schkolnick, provided a report on the audit of the TFCA Regional Fund which is required per California Health and Safety Code 44242 at least every two years. She said Caporicci & Larson performed Audit #10 - projects completed as of June 30, 2006. Phase 1 included 180 Regional Fund programs and phase 2 included 75 District-sponsored projects. A total of 255 audit reports were completed and issued to Project Sponsors and the Air District for review and comment.

Ms. Schkolnick reviewed the audit summary results of sponsor and oversight findings and the Air District's response/corrective actions, stating they would be brought forth next year for revision to the Regional Fund Policies.

She said staff recommendation is for the Committee to receive and file the results of the TFCA Audit Report #10, an audit of TFCA Regional Fund projects, including the auditor's findings and recommendations to improve the administration and fiscal management of the TFCA Program.

There were no public speakers.

Committee Action: Director McGoldrick moved to receive and file the results of the TFCA Audit Report #10, an audit of TFCA Regional Fund projects, including the auditor's findings and recommendations to improve the administration and fiscal management of the TFCA Program; seconded by Director Klatt; carried unanimously without objection.

7. Committee Member Comments/Other Business:

Committee Members and Air District staff recognized one another's accomplishments and leadership over the last year.

8. Time and Place of Next Meeting: Thursday, December 25, 2008 at 9:30 a.m., 939 Ellis Street, 4th Floor Conference Room.

9. Adjournment: The meeting adjourned at 12:17 p.m.

Lisa Harper
Clerk of the Boards