



BAY AREA  
AIR QUALITY  
MANAGEMENT  
DISTRICT

## BOARD OF DIRECTORS SPECIAL MEETING/RETREAT

January 15, 2014

A meeting of the Bay Area Air Quality Management District Board of Directors will be held at 9:45 a.m. at Alameda County Transportation Commission Office located at 1111 Broadway, Suite 800, Oakland, CA 94607.

### 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.

## Public Comment Procedures

Persons wishing to make public comment must fill out a Public Comment Card indicating their name and the number of the agenda item on which they wish to speak, or that they intend to address the Board on matters not on the Agenda for the meeting.

**Public Comment on Non-Agenda Matters, Pursuant to Government Code Section 54954.3** For the first round of public comment on non-agenda matters at the beginning of the agenda, ten persons selected by a drawing by the Clerk of the Boards from among the Public Comment Cards indicating they wish to speak on matters not on the agenda for the meeting will have three minutes each to address the Board on matters not on the agenda. For this first round of public comments on non-agenda matters, all Public Comment Cards must be submitted in person to the Clerk of the Boards at the location of the meeting and prior to commencement of the meeting. The remainder of the speakers wishing to address the Board on non-agenda matters will be heard at the end of the agenda, and each will be allowed three minutes to address the Board at that time.

Members of the Board may engage only in very brief dialogue regarding non-agenda matters, and may refer issues raised to District staff for handling. In addition, the Chairperson may refer issues raised to appropriate Board Committees to be placed on a future agenda for discussion.

**Public Comment on Agenda Items** After the initial public comment on non-agenda matters, the public may comment on each item on the agenda as the item is taken up. Public Comment Cards for items on the agenda must be submitted in person to the Clerk of the Boards at the location of the meeting and prior to the Board taking up the particular item. Where an item was moved from the Consent Calendar to an Action item, no speaker who has already spoken on that item will be entitled to speak to that item again.

Up to ten (10) speakers may speak for three minutes on each item on the Agenda. If there are more than ten persons interested in speaking on an item on the agenda, the Chairperson or other Board Member presiding at the meeting may limit the public comment for all speakers to fewer than three minutes per speaker, or make other rules to ensure that all speakers have an equal opportunity to be heard. Speakers are permitted to yield their time to one other speaker; however no one speaker shall have more than six minutes. The Chairperson or other Board Member presiding at the meeting may, with the consent of persons representing both sides of an issue, allocate a block of time (not to exceed six minutes) to each side to present their issue.

# BOARD OF DIRECTORS SPECIAL MEETING/RETREAT AGENDA

**WEDNESDAY  
JANUARY 15, 2014  
9:45 A.M.**

**ALAMEDA COUNTY  
TRANSPORTATION COMMISSION OFFICE  
1111 BROADWAY  
OAKLAND, CA 94607**

## **CALL TO ORDER**

Opening Comments  
Roll Call  
Pledge of Allegiance

Chairperson, Ash Kalra  
Clerk of the Boards

## **PUBLIC COMMENT ON NON-AGENDA MATTERS**

### **Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3**

*For the first round of public comment on non-agenda matters at the beginning of the agenda, ten persons selected by a drawing by the Clerk of the Boards from among the Public Comment Cards indicating they wish to speak on matters not on the agenda for the meeting will have three minutes each to address the Board on matters not on the agenda. For this first round of public comments on non-agenda matters, all Public Comment Cards must be submitted in person to the Clerk of the Board at the location of the meeting and prior to commencement of the meeting.*

## **COMMENDATIONS/PROCLAMATIONS/AWARDS**

*The Board of Directors will recognize outgoing Board Chairperson Ash Kalra for his outstanding leadership as Chair of the Board of Directors in 2013.*

## **CONSENT CALENDAR (ITEMS 1 – 5)**

Staff/Phone (415) 749-

1. Minutes of the Directors Meeting of December 18, 2013

Clerk of the Boards/5073

2. Board Communications Received from December 18, 2013 through January 14, 2014

J. Broadbent/5052

[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*A copy of communications directed to the Board of Directors received by the Air District from December 18, 2013 through January 14, 2014, if any, will be at each Board Member's place.*

3. Air District Personnel on Out-of-State Business Travel

J. Broadbent/5052

[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*In accordance with Section 5.4 (b) of the Air District's Administrative Code, Fiscal Policies and Procedures Section, the Board is notified of Air District personnel, if any, who have traveled on business out-of-state in the preceding month.*

4. Notice of Violations Issued and Settlements in Excess of \$10,000 in December 2013

**B. Bunger/4797**

[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*In accordance with Resolution No. 2012-08, the Board of Directors will receive a list of all Notices of Violation issued and all settlements for amounts in excess of \$10,000 during the month of December 2013.*

5. Consider Authorizing Contract Amendments for the My Air Online Program

**J. Broadbent/5052**

[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*The Board of Directors will consider recommending authorizing the Executive Officer/APCO to execute contract amendments for C&G Technology in the amount not to exceed \$83,200; IT Dependz in the amount not to exceed \$285,304; Trinity Technology Group in the amount not to exceed \$455,000; and Vertigo Software, Inc. in the amount not to exceed \$624,000.*

## **COMMITTEE REPORTS AND RECOMMENDATIONS**

6. Report of the **Personnel Committee** Meeting of January 13, 2014

**CHAIR: B. Wagenknecht**

**J. Broadbent/5052**

[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*The Personnel Committee (Committee) will conduct interviews and consider recommending approval by the Board of Directors of incumbent reappointments and candidates for appointment to the Air District's Advisory Council.*

## **BOARD OF DIRECTORS RETREAT**

7. **Opening Comments**

Chairperson, Nate Miley

8. **State of the Air District**

**J. Broadbent/5052**

[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*The Executive Officer/APCO will address the Board of Directors regarding the state of the Air District.*

9. **Air Quality Summary**

**J. Broadbent/5052**

**J. Roggenkamp/4646**

[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

[jroggenkamp@baaqmd.gov](mailto:jroggenkamp@baaqmd.gov)

*The Deputy Air Pollution Control Officer will provide an overview of air quality in the Bay Area.*

10. **Administrative and Financial Overview**

J. Broadbent/5052  
J. McKay/4629  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)  
[jmckay@baaqmd.gov](mailto:jmckay@baaqmd.gov)

*The Deputy Air Pollution Control Officer will provide an administrative and financial overview of the Air District.*

11. **Update on 375 Beale Street**

J. Broadbent/5052  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*The Executive Officer/APCO and the Deputy Air Pollution Control Officer will provide an update on 375 Beale Street.*

12. **Production System and Website Project Update**

J. Broadbent/5052  
D. Breen/5041  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)  
[dbreen@baaqmd.gov](mailto:dbreen@baaqmd.gov)

*The Deputy Air Pollution Control Officer will provide an update on the production system and website project.*

13. **Key Policy Initiatives**

J. Broadbent/5052  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*The Executive Officer/APCO will provide a summary of key policy initiatives for 2014.*

14. **Upcoming Committee Assignments and Goals**

Chairperson, Nate Miley

*The Chair will discuss the 2014 Board of Directors Committee assignments and goals.*

**OPEN SESSION**

**PUBLIC COMMENT ON NON-AGENDA MATTERS**

**Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3**

*Speakers who did not have the opportunity to address the Board in the first round of comments on non-agenda matters will be allowed three minutes each to address the Board on non-agenda matters.*

## **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)*

## **OTHER BUSINESS**

15. Report of the Executive Officer/APCO
16. Chairperson's Report
17. Time and Place of Next Meeting: *Wednesday, February 5, 2014, 939 Ellis Street, San Francisco, California 94109 at 9:45 a.m.*
18. Adjournment

**CONTACT THE CLERK OF THE BOARDS  
939 ELLIS STREET SF, CA 94109**

**(415) 749-5073  
FAX: (415) 928-8560  
BAAQMD homepage:  
[www.baaqmd.gov](http://www.baaqmd.gov)**

- To submit written comments on an agenda item in advance of the meeting.
- To request, in advance of the meeting, to be placed on the list to testify on an agenda item.
- To request special accommodations for those persons with disabilities. Notification to the Executive Office should be given at least 3 working days prior to the date of the meeting so that arrangements can be made accordingly.

Any writing relating to an open session item on this Agenda that is distributed to all, or a majority of all, members of the body to which this Agenda relates shall be made available at the Air District's headquarters at 939 Ellis Street, San Francisco, CA 94109, at the time such writing is made available to all, or a majority of all, members of that body.

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**  
**939 ELLIS STREET, SAN FRANCISCO, CALIFORNIA 94109**  
**FOR QUESTIONS PLEASE CALL (415) 749-5016 or (415) 749-4941**

**EXECUTIVE OFFICE:**  
**MONTHLY CALENDAR OF AIR DISTRICT MEETINGS**

**JANUARY 2014**

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
<b>Board of Directors Personnel Committee</b> <i>(At the Call of the Chair)</i>	Monday	13	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room
<b>Board of Directors Special Meeting/Retreat</b> <i>(Meets on the 1<sup>st</sup> &amp; 3<sup>rd</sup> Wednesday of each Month)</i>	Wednesday	15	9:45 a.m.	Alameda County Transportation Commission 1111 Broadway, Suite 800 Oakland, CA 94607
<b>Board of Directors Climate Protection Committee</b> <i>(Meets 3<sup>rd</sup> Thursday of every other month)</i>	Thursday	16	9:30 a.m.	4th Floor Conf. Room
<b>Board of Directors Executive Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month) - CANCELLED</i>	Monday	20	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room
<b>Board of Directors Stationary Source Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month) - CANCELLED</i>	Monday	20	10:30 a.m.	Board Room
<b>Board of Directors Budget &amp; Finance Committee</b> <i>(Meets on the 4<sup>th</sup> Wednesday of each Month)</i>	Wednesday	22	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room
<b>Board of Directors Mobile Source Committee</b> <i>(Meets on the 4<sup>th</sup> Thursday of each Month)</i>	Thursday	23	9:30 a.m.	Board Room

**FEBRUARY 2014**

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
<b>Board of Directors Regular Meeting</b> <i>(Meets on the 1<sup>st</sup> &amp; 3<sup>rd</sup> Wednesday of each Month)</i>	Wednesday	5	9:45 a.m.	Board Room
<b>Advisory Council Regular Meeting</b> <i>(Meets on the 2<sup>nd</sup> Wednesday of each Month)</i>	Thursday	13	9:00 a.m.	Board Room
<b>Board of Directors Executive Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month)</i>	Monday	17	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room
<b>Board of Directors Stationary Source Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month)</i>	Monday	17	10:30 a.m.	Board Room

## **FEBRUARY 2014**

<b><u>TYPE OF MEETING</u></b>	<b><u>DAY</u></b>	<b><u>DATE</u></b>	<b><u>TIME</u></b>	<b><u>ROOM</u></b>
<b>Board of Directors Regular Meeting</b> <i>(Meets on the 1<sup>st</sup> &amp; 3<sup>rd</sup> Wednesday of each Month)</i>	Wednesday	19	9:45 a.m.	Board Room
<b>Board of Directors Budget &amp; Finance Committee</b> <i>(Meets on the 4<sup>th</sup> Wednesday of each Month)</i>	Wednesday	26	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room
<b>Board of Directors Mobile Source Committee</b> <i>(Meets on the 4<sup>th</sup> Thursday of each Month)</i>	Thursday	27	9:30 a.m.	Board Room

## **MARCH 2014**

<b><u>TYPE OF MEETING</u></b>	<b><u>DAY</u></b>	<b><u>DATE</u></b>	<b><u>TIME</u></b>	<b><u>ROOM</u></b>
<b>Board of Directors Regular Meeting</b> <i>(Meets on the 1<sup>st</sup> &amp; 3<sup>rd</sup> Wednesday of each Month)</i>	Wednesday	5	9:45 a.m.	Board Room
<b>Advisory Council Regular Meeting</b> <i>(Meets on the 2<sup>nd</sup> Wednesday of each Month)</i>	Wednesday	12	9:00 a.m.	Board Room
<b>Board of Directors Executive Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month)</i>	Monday	17	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room
<b>Board of Directors Stationary Source Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month)</i>	Monday	17	10:30 a.m.	Board Room
<b>Board of Directors Regular Meeting</b> <i>(Meets on the 1<sup>st</sup> &amp; 3<sup>rd</sup> Wednesday of each Month)</i>	Wednesday	19	9:45 a.m.	Board Room
<b>Board of Directors Budget &amp; Finance Committee</b> <i>(Meets on the 4<sup>th</sup> Wednesday of each Month)</i>	Wednesday	26	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room
<b>Board of Directors Mobile Source Committee</b> <i>(Meets on the 4<sup>th</sup> Thursday of each Month)</i>	Thursday	27	9:30 a.m.	Board Room



**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Nate Miley and Members  
of the Board of Directors

From: Jack P. Broadbent  
Executive Officer/Air Pollution Control Officer

Date: January 6, 2014

Re: Minutes of the Board of Directors Meeting of December 18, 2013

RECOMMENDED ACTION

Approve the attached draft minutes of the Board of Directors Meeting of December 18, 2013.

DISCUSSION

Attached for your review and approval are the draft minutes of the Board of Directors Meeting of December 18, 2013.

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Sean Gallagher  
Reviewed by: Rex Sanders

Attachments

Bay Area Air Quality Management District  
939 Ellis Street  
San Francisco, CA 94109  
(415) 749-5073

Board of Directors Regular Meeting  
Wednesday, December 18, 2013

## **DRAFT MINUTES**

**CALL TO ORDER:** Chairperson Ash Kalra called the meeting to order at 9:58 a.m.

### **ROLL CALL:**

Present: Chairperson Ash Kalra; Vice-Chairperson Nate Miley; Secretary Carole Groom; and Directors Susan Adams, John Avalos, Teresa Barrett, Tom Bates, Cindy Chavez, John Gioia, Scott Haggerty, David Hudson, Carol L. Klatt, Liz Kniss, Eric Mar, Jan Pepper, Mary Piepho, Mark Ross, Jim Spering and Brad Wagenknecht.

Absent: Directors Roger Kim (on behalf of Edwin Lee), Tim Sbranti and Shirlee Zane.

**PLEDGE OF ALLEGIANCE:** Chairperson Kalra led the Pledge of Allegiance.

**OPENING COMMENTS:** None.

### **PUBLIC COMMENT ON NON-AGENDA MATTERS:**

Gary Latshaw, Sierra Club, submitted written material and addressed the Board of Directors (Board) regarding an update on cement manufacturing regulations and the air quality in the Cupertino area.

Barry Chang, Bay Area for Clean Environment (BACE), addressed the Board regarding Regulation 13, Rule 9.

Tim Brand, BACE, addressed the Board regarding the need for stricter regulations pertaining to the operations of Lehigh cement manufacturing and enhanced enforcement of existing regulations.

Jack Broadbent, Executive Officer/Air Pollution Control Officer (APCO), said the Stationary Source Committee will receive an update regarding the Lehigh cement manufacturing facility during the first quarter of 2014.

### **CONSENT CALENDAR (ITEMS 1 – 5)**

- 1. Minutes of the Board Regular Meeting of December 4, 2013;**
- 2. Board Communications Received from December 4, 2013 through December 17, 2013;**
- 3. Air District Personnel on Out-of-State Business Travel;**
- 4. Notice of Violations Issued and Settlements in Excess of \$10,000 in November 2013; and**
- 5. Approval of Contract for Development of Near Roadway Monitoring Site and Laney College in Oakland.**

Public Comments: None.

Board Comments: None.

Board Action:

Director Hudson made a motion to approve Consent Calendar Items 1, 2, 3, 4 and 5; Director Wagenknecht seconded; and the motion carried unanimously.

## **COMMITTEE REPORTS AND RECOMMENDATIONS**

### **6. Report of the Mobile Source Committee (MSC) Meeting of December 5, 2013** Committee Chairperson Haggerty

The MSC met on Thursday, December 5, 2013 and postponed approval of the minutes for lack of a quorum.

The MSC reviewed Projects with Proposed Grant Awards Over \$100,000 and a consensus of the members present supported the staff recommendation that the Board approve a total of seven projects for the replacement of two diesel marine engines, three agricultural pump engines, three off-road diesel-powered tractors, and two off-road loaders, including two marine engines in San Francisco County, three pump engines in Napa County, one tractor in Contra Costa County, and two tractors and loaders in Sonoma County.

The MSC then received an informational update on the California Air Resources Board (ARB) Trucks and School Bus Regulations, including overviews of the regulatory history and Air District actions relative to port trucks, on-road trucks and buses.

The MSC then reviewed Transportation Fund for Clean Air (TFCA) County Program Manager Fund Policies for Fiscal Year Ending (FYE) 2015 including a clarification for Policy #28 that pilot projects located outside of Community Air Risk Evaluation areas must not exceed a cost-effectiveness of \$125,000/ton for the first two years of operation. A consensus of the members present supported the staff recommendation that the Board approve the recommended policies.

The MSC then received the TFCA Audit and Cost Effectiveness Reports, including background on and summaries of the results of the TFCA Audit #14 and the FYE 2013 TFCA Report on Regional Fund Expenditures and Effectiveness.

The MSC also received an informational update on the Regional Bicycle Share Pilot Project, including background, a three month report card, next steps to pursue sponsorship funding and system expansion.

The next meeting of the MSC is on Thursday, January 23, 2014, at 9:30 a.m.

Board Action:

Director Haggerty made a motion to approve the report and recommendations of the MSC; and Director Piepho seconded.

Public Comments:

Marcella Rensi, Valley Transportation Authority, addressed the Board to request the TFCA County Program Manager Fund Policies for FYE 2015 not be amended to limit shuttle support to peak hours only.

Board Comments:

The Board and staff discussed the TFCA County Program Manager Fund Policies for FYE 2015, including possible exemptions, the focus on program launches instead of appearing to be a perpetual funding source, how best to help organizations understand that Air District support is launch-focused, and if private sponsors will be involved in the expansion of the bike share program.

Board Action (continued): The motion carried unanimously.

**7. Report of the Climate Protection Committee (CPC) Meeting of December 9, 2013**  
Committee Chairperson Avalos

The CPC met on Monday, December 9, 2013, and approved the minutes of October 23, 2013.

The CPC received the staff presentation Regional Climate Protection Work Program, including background, work program revisions, summaries of stakeholder meeting and input, Air District resource needs and next steps. The CPC provided feedback and direction to staff on the work program, including the need for robust engagement with stakeholders.

The CPC then received the staff presentation California Air Pollution Control Officers Association Greenhouse Gas (GHG) Reduction Exchange, including background, motivation, key components, an explanation of how the exchange operates and current status.

The next meeting of the CPC is Thursday, January 16, 2014, at 9:30 a.m.

Board Action:

Director Avalos made a motion to approve the report of the CPC.

Public Comments:

Bill Quinn, California Council for Environmental and Economic Balance (CCEEB), addressed the Board to express CCEEB's commitment to work with the Air District in support of reasonable policies and programs under the climate protection work program that do not conflict with those of the ARB and to request a fair and balanced approach.

Board Comments: None.

Board Action (continued): The motion carried unanimously.

**8. Report of the Executive Committee (EC) Meeting of December 16, 2013**

Chairperson Kalra

The EC met on Monday, December 16, 2013, and approved the minutes of October 21, 2013.

The EC received the staff presentation Bay Area Commuter Benefits Program (BACBP), which is being developed by the Air District and the Metropolitan Transportation Commission (MTC) in response to Senate Bill (SB) 1339 enacted in fall 2012. The BACBP would require employers with 50 or more full-time employees in the Bay Area to provide commuter benefits to their employees. The presentation described the purpose of the BACBP; the four commuter benefit options that employers could choose among; applicability of the BACBP; employer outreach and public workshops; input received; recent progress and preparations for implementation; and next steps.

The EC then received the staff presentation on the Regional Agency Headquarters Status Report 375 Beale Street, including new address, inter-agency shared services and furniture procurement process, various diagrams of the planned building and photographs of the demolition work.

The EC also received the staff report Joint Policy Committee (JPC) Update, including an introduction to Allison Brooks, the recently hired Director of JPC, and discussions of regional governance and the roles of the JPC and the Air District.

The next meeting of the EC is Monday, January 20, 2014, at 9:30 a.m.

Board Action:

Chairperson Kalra made a motion to approve the report of the EC; and Director Piepho seconded.

Public Comments: None.

Board Comments:

Mr. Broadbent said the Board retreat in January 2014 will include briefs on the BACBP and the Regional Agency Headquarters.

The Board and staff discussed the BACBP, including enhanced outreach through Board member support, the number of affected employers in each county, program applicability, employer desires for guidance on setting up their programs and the success of similar programs in the City of Berkeley and City and County of San Francisco.

Board Action (continued): The motion carried unanimously.

**9. Report of the Nominating Committee (NC) Meeting of December 18, 2013**  
Chairperson Kalra

The NC met on Wednesday, December 18, 2013, and approved the minutes of November 7, 2012 and December 4, 2013.

The NC considered nomination of Board Officers for the 2014 Term of Office and recommends Nate Miley as Chairperson, Carole Groom as Vice-Chairperson and Eric Mar as Secretary.

The next meeting of the NC is at the call of the Chairperson.

Public Comments: None.

Board Comments: None.

Board Action:

Chairperson Kalra made a motion to approve the report and recommendations of the NC; Director Wagenknecht seconded; and the motion carried unanimously.

**PRESENTATIONS**

**10. Advisory Council Report**

Jean Roggenkamp, Deputy APCO (DAPCO), made introductory comments and introduced Advisory Council Chairperson Robert Bornstein, Ph.D., who made further introductory comments and introduced Advisory Council Members Sam L. Altshuler, P.E., Liza Lutzker, M.P.H., and Jessica Range, LEED A.P.

Advisory Council Chairperson Bornstein, Vice-Chairperson Altshuler, Secretary Lutzker and Member Range gave the presentation, *Black Carbon (BC): Adverse Impacts on Global Climate and Local Health*.

Board Comments:

The Board, Advisory Council representatives and staff discussed the Advisory Council Report, including the vulnerability of various populations, the inclusion of BC in the climate protection work program, the state of research regarding the correlation between BC in the human body and mental illness, the emissions contributions of interstate diesel trucks and the inadequacy of federal regulations in this regard, the abundance of co-benefits highlighted, the need to delve deeper into the possible viral and pathogenic consequences of climate change, the complications of co-locating housing and transit as infill development, the definition of “disadvantaged communities” and developing a better understanding of possible disproportionate impacts, and the varying health impacts of indoor versus heavily polluted outdoor air.

Director Haggerty requested that the MSC discuss the impact of interstate diesel truck emissions, including the state of Air District lobbying at the federal level, the applicability of California regulations, and an overview of concerns about claims of obstruction to interstate commerce that may result.

Public Comments: None.

Board Action: None; informational only.

## **11. Public Participation Plan (PPP)**

Mr. Broadbent introduced the topic and Lisa Fasano, Director of Communications and Outreach, who gave the staff presentation *The Air District's PPP*, including background, project overview, the composition and purpose of the stakeholder advisory task force, range of public participation, regional workshops, outreach events and presentations, the constitution of the current PPP and next steps in the implementation phase.

Board Comments:

The Board and staff discussed the difference in how the Air District has done business in the past relative to public participation and the various ways the PPP will improve upon that model, the inclusion of comments by the Bay Area Environmental Health Collaborative (BAEHC) in the development of the PPP, and the need for a greater geographical spread of workshops in the future.

Public Comments:

Dr. Henry Clark addressed the Board regarding the inclusion of BAEHC and to thank the Air District for its work on the PPP.

Janet Whittick, CCEEB, addressed the Board regarding the inclusion of business interests and to congratulate staff on the development of the PPP and the successful workshops.

Board Action:

Director Adams made a motion to initiate implementation of the PPP; Director Piepho seconded; and the motion carried unanimously.

## **12. Update on the Regional Plug-In Electric Vehicle (PEV) Readiness Plan**

Damian Breen, Director of Strategic Incentives, introduced the topic and Karen Schkolnick, Air Quality Manager of Strategic Incentives, who gave the staff presentation *PEV Readiness Plan Update*, including background, purpose of the plan, key findings relative to readiness, adoption rates and infrastructure, vehicle cost, actions for consideration by local governments and regional agencies, short-, medium- and long-term actions for consideration, Air District next steps in 2014, and PEV resources.

Board Comments:

The Board and staff discussed adoption rates in Contra Costa County, golf courses as possible frontrunners in solar PEV infrastructure development, a recent ordinance by the City of Palo Alto regarding charging stations, the existence of and possible technological solutions for charge- or range-anxiety, public charging station enforcement issues, the desirability of renewable energy-fueled charging stations, and the conversion rate of public parking spaces to charging stations in New York City.

Director Adams asked for information on how to help incentivize installation of charging stations in multi-family housing development.

Director Pepper noted the range of charge costs throughout the region and asked about the availability of pricing guidelines.

Chairperson Kalra suggested the data be shared with the public to see if software might be developed via the open source model to bridge some of the information gaps discussed.

Public Comments: None.

Board Action:

Director Piepho made a motion to accept the update; Director Kniss seconded; and the motion carried unanimously.

**CLOSED SESSION**

The Board adjourned to Closed Session at 12:00 p.m.

**13. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)**

Pursuant to Government Code Section 54956.8, the Board met in closed session to confer with real property negotiators to discuss the disposition and leaseback of real property as follows:

Property:	939 Ellis Street, San Francisco, CA
Air District Negotiators:	Jack P. Broadbent, Executive Officer/APCO Jeffrey McKay, DAPCO Tom Christian, Cassidy Turley Ric Russell, Cassidy Turley
Negotiating Parties:	Columbia Pacific Real Estate Fund I, L.P.
Under Negotiation:	Price and Terms

**OPEN SESSION**



The Board resumed Open Session at 12:11 p.m. with Brian Bunger, District Counsel, reporting out the unanimous consent of those Board members present to move forward with an agreement to sell and now places that transaction in an escrow, the terms of which will be available should it consummate at the end of the process.

**PUBLIC COMMENT ON NON-AGENDA MATTERS:** None.

**BOARD MEMBERS' COMMENTS:**

Director Piepho wished everyone a Merry Christmas.

**OTHER BUSINESS**

**14. Report of the Executive Officer/APCO:**

Mr. Broadbent announced Mr. Breen as the newly appointed third DAPCO and introduced Eric Stevenson, Director of Technical Services, who presented a summary of the Winter Fine Particulate Matter Season.

The Board and staff discussed the recent fires at Sims Metal Management in Redwood City, the past Sims facility fire in Contra Costa County that resulted in a settlement agreement, the District's authority to respond to these incidents, and the Air District's involvement in criminal prosecutions for related events. Mr. Broadbent said the Board, at the request of Chairperson Kalra, will receive an update once the investigation has progressed.

The Board and staff discussed the applicability of Spare the Air Day regulations to gas-powered leaf blowers and related actions taken by local governments.

**15. Chairperson's Report:**

Chairperson Kalra announced the cancellation of the Board of Directors meeting on January 1, 2014.

**16. Time and Place of Next Meeting:**

Wednesday, January 15, 2014, Alameda County Transportation Commission Office, 1111 Broadway, Suite 800, Oakland, CA 94607 at 9:45 a.m.

**17. Adjournment:** The Board meeting adjourned at 12:27 p.m.

Sean Gallagher  
Clerk of the Boards

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Nate Miley and Members  
of the Board of Directors

From: Jack P. Broadbent  
Executive Officer/APCO

Date: January 7, 2014

Re: Board Communications Received from December 18, 2013 through January 14, 2014

RECOMMENDED ACTION

None; receive and file.

DISCUSSION

Copies of communications directed to the Board of Directors received by the Air District from December 18, 2013 through January 14, 2014, if any, will be at each Board Member's place at the January 15, 2014 Board meeting.

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Maricela Martinez  
Reviewed by: Rex Sanders

**BAY AREA AIR QUALITY MANGEMENT DISTRICT**

Memorandum

To: Chair Nate Miley and Members  
of the Board of Directors

From: Jack P. Broadbent  
Executive Officer/APCO

Date: January 7, 2014

Re: Air District Personnel on Out-of-State Business Travel

RECOMMENDED ACTION

None; receive and file.

BACKGROUND

In accordance with Section 5.4 (b) of the District's Administrative Code, Fiscal Policies and Procedures Section, the Board is hereby notified of Air District personnel who have traveled on out-of-state business.

The report covers the out-of-state business travel for the month of December 2013. The monthly out-of-state business travel report is presented in the month following travel completion.

DISCUSSION

No out-of-state business travel activities occurred in the month of December 2013.

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Stephanie Osaze  
Reviewed by: Jack M. Colbourn

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Nate Miley and Members  
of the Board of Directors

From: Jack P. Broadbent  
Executive Officer/APCO

Date: January 9, 2014

Re: Notices of Violation Issued and Settlements in Excess of \$10,000 December 2013

RECOMMENDED ACTION

None; receive and file.

DISCUSSION

In accordance with Resolution No. 2012-08, attached to this Memorandum is a listing of all Notices of Violation issued, and all settlements for amounts in excess of \$10,000 during the calendar month prior to this report.

BUDGET CONSIDERATION/FINANCIAL IMPACT

The amounts of civil penalties collected are included in the Air District's general fund budget.

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Brian C. Bungler

Attachments

**NOTICES OF VIOLATION ISSUED**

The following Notice(s) of Violation were issued in December 2013:

<b>Alameda</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Dominique/Eric McFarlin	W3196	Livermore	A53118A	12/19/13	6-3-301	Wood smoke violation
Johnny/Deana Gonzalez	W3187	Livermore	A53112A	12/19/13	6-3-301	Wood smoke violation
Thomas Malpede	W2916	Fremont	A53304A	12/5/13	6-3-301	Wood smoke violation

<b>Contra Costa</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Acme Fill Corporation	A1464	Martinez	A53157A	12/6/13	8-34-303	Surface leak greater than 500 ppm
Acme Fill Corporation	A1464	Martinez	A53158A	12/6/13	1-523	Flare temp <1400 F, Condition 19906
Acme Fill Corporation	A1464	Martinez	A53158B	12/6/13	2-6-307	Flare temp <1400 F, Condition 19906
Anthony/Christina	W2746	Antioch	A53038A	12/3/13	6-3-301	wood smoke violation
Bernadette/Kraig Hansen	W3261	Antioch	A53121A	12/27/13	6-3-301	Wood smoke violation
Christie Fisher	W3053	Concord	A53348A	12/13/13	6-3-301	Wood smoke violation

Erik Johnson	W3262	Antioch	A53122A	12/27/13	6-3-301	Wood smoke violation
Robert/Carol Coates	W3185	Danville	A53111A	12/19/13	6-3-301	Wood smoke violation
Sally/Peter Wells	W2958	Walnut Creek	A53319A	12/11/13	6-3-301	Wood smoke violation
Tesoro Refining & Marketing Company LLC	B2758	Martinez	A53239A	12/3/13	6-1-301	Black smoke from flare > Ringelmann #1 (20%) for 3-minutes
Todd/Lisa Taapken	W3273	Orinda	A53429A	12/27/13	6-3-301	Wood smoke violation

<b>Marin</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Conklin Family Trust, Robert Conklin	W2765	Novato	A53047A	12/3/13	6-3-301	Wood smoke violation
Deborah/Michael Wood	W2954	Novato	A53315A	12/11/13	6-3-301	Wood smoke violation
George Cruickshank	W2764	Lagunitas	A53046A	12/3/13	6-3-301	Wood smoke violation
Jennifer and Albert Voris	W2911	San Geronimo	A53050A	12/5/13	6-3-301	Wood smoke violation
Karry/Keith Bryan	W2957	Novato	A53317A	12/11/13	6-3-301	Wood smoke violation
Michael/Melinda Wilkerson	W3122	Fairfax	A53390A	12/18/13	6-3-301	Wood smoke violation
Recipient	W2912	Forest Knolls	A53051A	12/5/13	6-3-301	Wood smoke violation

Recipient	W3263	Fairfax	A53123A	12/27/13	6-3-301	Wood smoke violation
Recipient	W3088	San Rafael	A53359A	12/13/13	6-3-301	Wood smoke violation
Recipient	W3119	Woodacre	A53382A	12/18/13	6-3-301	Wood smoke violation
Recipient	W3120	Forest Knolls	A53383A	12/18/13	6-3-301	Wood smoke violation
Recipient	W3121	Forest Knolls	A53387A	12/18/13	6-3-301	Wood smoke violation
Recipient	W3272	Novato	A53428A	12/27/13	6-3-301	Wood smoke violation
Robert/Debra Mattos	W2908	Novato	A53049A	12/5/13	6-3-301	Wood smoke violation
William/Elizabeth Skidmore	W2955	Novato	A53316A	12/11/13	6-3-301	Wood smoke violation

<b>Napa</b>						
Site Name	Site #	City	NOV #	Issuance Date	Regulation	Comments
Mary Margaret/Francis Carr	W3069	Saint Helena	A53355A	12/13/13	6-3-301	Wood smoke violation

<b>San Francisco</b>						
Site Name	Site #	City	NOV #	Issuance Date	Regulation	Comments
The Gateway	W2713	San Francisco	A51898A	12/9/13	9-7-308	9-7-308 Failure to meet emission compliance schedule

<b>San Mateo</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
AhmadAl-Shamari/Outi Luostarinen	W3109	San Mateo	A53375A	12/18/13	6-3-301	Wood smoke violation
Alain Ridard	W3125	Atherton	A53393A	12/18/13	6-3-301	Wood smoke violation
Arlene/Andrew Mayne	W2981	Pacifica	A53329A	12/12/13	6-3-301	Wood smoke violation
Charles Goetchius/Clare Jackson	W2967	Pacifica	A53323A	12/11/13	6-3-301	Wood smoke violation
Christine/John Jacobson	W2963	Pacifica	A53321A	12/11/13	6-3-301	Wood smoke violation
Daniel/Karen Briesach	W2978	Pacifica	A53327A	12/11/13	6-3-301	Wood smoke violation
David/Manuela Hipkins	W3112	Moss Beach	A53378A	12/18/13	6-3-301	Wood smoke violation
Elibeth Pereda	W3194	Palo Alto	A53116A	12/19/13	6-3-301	Wood smoke violation
Enrique/Maria Perez	W3195	Menlo Park	A53117A	12/19/13	6-3-301	Wood smoke violation
Harvey Blight	W3127	Menlo Park	A53395A	12/18/13	6-3-301	Wood smoke violation
Jacqueline Walker/Edwin Chilberg	W3289	Menlo Park	A53455A	12/27/13	6-3-301	Wood smoke violation
James Boyle	W3041	Half Moon Bay	A53338A	12/12/13	6-3-301	Wood smoke violation



Jeff/Carrie Morris	W3180	Redwood City	A53398A	12/19/13	6-3-301	Wood smoke violation
Jennifer/Cynthia Ferrer	W2758	San Carlos	A53042A	12/3/13	6-3-301	Wood smoke violation
Justin/Amie Dubois/Tishler	W2982	Montara	A53330A	12/9/13	6-3-301	Wood smoke violation
Karsten/Carol Iwers	W3293	San Carlos	A53457A	12/27/13	6-3-301	Wood smoke violation
Kevin Malone	W2751	Moss Beach	A53040A	12/3/13	6-3-301	Wood smoke violation
Lea/Bob Lyberopoulos	W3265	Belmont	A53124A	12/27/13	6-3-301	Wood smoke violation
Mary Ballin	W3126	Atherton	A53394A	12/18/13	6-3-301	Wood smoke violation
Mary Noeker	W2977	Pacifica	A53326A	12/11/13	6-3-301	Wood smoke violation
Mathew Ballard	W3044	Half Moon Bay	A53341A	12/12/13	6-3-301	Wood smoke violation
Matthew Oakes	W2979	Pacifica	A53328A	12/12/13	6-3-301	Wood smoke violation
Medford Rinaldi	W2995	Pacifica	A53335A	12/12/13	6-3-301	Wood smoke violation
Michael/Norma Dixon	W3283	Belmont	A53452A	12/27/13	6-3-301	Wood smoke violation
Michael Benedict	W2987	Montara	A53332A	12/12/13	6-3-301	Wood smoke violation
Patricia Erickson	W2753	Moss Beach	A53041A	12/3/13	6-3-301	Wood smoke violation

Paul/Dagan Bruemmer	W2968	Pacifica	A53324A	12/11/13	6-3-301	Wood smoke violation
Recipient	W2962	Daly City	A53320A	12/11/13	6-3-301	Wood smoke violation
Recipient	W2969	Pacifica	A53325A	12/11/13	6-3-301	Wood smoke violation
Recipient	W2989	Montara	A53333A	12/12/13	6-3-301	Wood smoke violation
Recipient	W3074	Montara	A53336A	12/12/13	6-3-301	Wood smoke violation
Recipient	W3075	Montara	A53337A	12/12/13	6-3-301	Wood smoke violation
Recipient	W3042	Half Moon Bay	A53339A	12/12/13	6-3-301	Wood smoke violation
Recipient	W3090	Montara	A53361A	12/13/13	6-3-301	Wood smoke violation
Recipient	W3111	Moss Beach	A53377A	12/18/13	6-3-301	Wood smoke violation
Recipient	W3116	Moss Beach	A53379A	12/18/13	6-3-301	Wood smoke violation
Recipient	W3175	South San Francisco	A53396A	12/18/13	6-3-301	Wood smoke violation
Recipient	W3177	San Bruno	A53397A	12/18/13	6-3-301	Wood smoke violation
Recipient	W3181	Menlo Park	A53399A	12/19/13	6-3-301	Wood smoke violation
Recipient	W3271	Menlo Park	A53427A	12/27/13	6-3-301	Wood smoke violation

Reid Living Trust	W3284	Palo Alto	A53453A	12/27/13	6-3-301	Wood smoke violation
Resident	W2750	Half Moon Bay	A53039A	12/3/13	6-3-301	Wood smoke violation
Resident	W3110	Moss Beach	A53376A	12/18/13	6-3-301	Wood smoke violation
Richard Cartmell	W3292	San Carlos	A53456A	12/27/13	6-3-301	Wood smoke violation
Robert Edwards	W3043	Half Moon Bay	A53340A	12/12/13	6-3-301	Wood smoke violation
Robert Steger/Kathleen Morrissey	W2994	Half Moon Bay	A53334A	12/12/13	6-3-301	Wood smoke violation
Sims Metal Management	A5152	Redwood City	A53144A	12/11/13	1-301	Fire November 10, 2013 - Pub Nuisance
Suzie Kennedy	W2965	Pacifica	A53322A	12/11/13	6-3-301	Wood smoke violation
Thomas/Michelle Trayer	W2951	Pacifica	A53314A	12/9/13	6-3-301	Wood smoke violation
Tracy/Nickola Milkovski	W3279	Belmont	A53434A	12/30/13	6-3-301	Wood smoke violation
William G Fournier	W3048	San Mateo	A53343A	12/12/13	6-3-301	Wood smoke violation

<b>Santa Clara</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Cynthia Cabral	W3078	Los Gatos	A53358A	12/13/13	6-3-301	Wood smoke violation

Dennis/Ethel Flynn	W3295	Cupertino	A53459A	12/27/13	6-3-301	Wood smoke violation
Gerald/Sherry Kohs	W3045	Palo Alto	A53342A	12/12/13	6-3-301	Wood smoke violation
Giuseppe Caputo	W3277	San Jose	A53433A	12/30/13	6-3-301	Wood smoke violation
HGST, a Western Digital Company	A6049	San Jose	A51092A	12/3/13	2-1-307	Failed source test exceeded Nox limit
John Lipka	W3077	Los Gatos	A53357A	12/13/13	6-3-301	Wood smoke violation
Joseph/Derek Trust/Rasmussen	W3182	San Jose	A53400A	12/19/13	6-3-301	Wood smoke violation
Joseph/Lorena Martinek	W3274	San Jose	A53432A	12/30/13	6-3-301	Wood smoke violation
Juan & Adriana Soto	W3200	Campbell	A52614A	12/19/13	5-301.1	Burning scrap wood in the backyard fire pit
Juan & Adriana Soto	W3200	Campbell	A52614B	12/19/13	5-301.2	Burning scrap wood in the backyard fire pit
Katherine/Carlos Butler	W3268	Los Altos	A53125A	12/27/13	6-3-301	Wood smoke violation
Lia Ghirmazion	W3124	San Jose	A53391A	12/18/13	6-3-301	Wood smoke violation
Maria Castellano	W3260	Santa Clara	A53392A	12/20/13	6-3-301	Wood smoke violation
Mark/Anjali Bugna	W2915	San Jose	A53303A	12/5/13	6-3-301	Wood smoke violation
Recipient	W3286	Santa Clara	A53454A	12/27/13	6-3-301	Wood smoke violation

Ronald/Janice Simons	W3107	San Jose	A53373A	12/18/13	6-3-301	Wood smoke violation
Rosemarie/Cruz Alanis	W2906	San Jose	A53048A	12/5/13	6-3-301	Wood smoke violation
Russell Schneider	W3106	San Jose	A53372A	12/18/13	6-3-301	Wood smoke violation
Sina/Elhamz Jafroodi	W3270	Los Gatos	A53126A	12/27/13	6-3-301	Wood smoke violation
Terence/Jacqueline Theisen/Lefton	W2917	Los Gatos	A53305A	12/5/13	6-3-301	Wood smoke violation
Timothy/Ying Kaiser	W3076	Campbell	A53356A	12/13/13	6-3-301	Wood smoke violation

<b>Solano</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Anheuser-Busch LLC	A0606	Fairfield	A50773A	12/17/13	9-7-307	9-7-307.9 ST#OS4287 NOx > 6.29 ppm
Anheuser-Busch LLC	A0606	Fairfield	A50774A	12/17/13	9-7-307	9-7-307.9 ST#OS4287 NOx > 6.29 ppm
Anheuser-Busch LLC	A0606	Fairfield	A50775A	12/17/13	9-7-307	9-7-307.9 ST#OS4287 NOx > 6.29 ppm
Elizabeth Lundburg	W3105	Benicia	A53371A	12/16/13	6-3-301	Wood smoke violation
Emilio Flores	W3052	Vallejo	A53347A	12/12/13	6-3-301	Wood smoke violation
Marco/Maria Alanis	W3051	Vallejo	A53346A	12/12/13	6-3-301	Wood smoke violation

Patricia Brown	W3108	Vallejo	A53374A	12/15/13	6-3-301	Wood smoke violation
Resident	W2921	Fairfield	A53309A	12/5/13	6-3-301	Wood smoke violation
Saroj/Monhish Pratap	W3089	Vallejo	A53360A	12/13/13	6-3-301	Wood smoke violation
William Rodriguez, Jr	W2922	Fairfield	A53310A	12/5/13	6-3-301	Wood smoke violation

<b>Sonoma</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Austin/Crystal Browne	W3188	Santa Rosa	A53113A	12/19/13	6-3-301	Wood smoke violation
Bonnie/Kelly Wertz	W3092	Sebastopol	A53363A	12/16/13	6-3-301	Wood smoke violation
Carole/Eduardo Rombeiro	W3060	Windsor	A53353A	12/13/13	6-3-301	Wood smoke violation
Dannelle Serrine/Richard Krieger	W3091	Santa Rosa	A53362A	12/16/13	6-3-301	Wood smoke violation
David/Joette Brazell	W3104	Rohnert Park	A53370A	12/16/13	6-3-301	Wood smoke violation
Dean McCoy	W3096	Rohnert Park	A53367A	12/16/13	6-3-301	Wood smoke violation
Denise Drake	W2760	Petaluma	A53043A	12/3/13	6-3-301	Wood smoke violation
Derek/Deborah Debruin	W2920	Santa Rosa	A53308A	12/5/13	6-3-301	Wood smoke violation

Isaac Blackburn	W3054	Santa Rosa	A53349A	12/13/13	6-3-301	Wood smoke violation
Jane Allen	W3184	Petaluma	A53110A	12/19/13	6-3-301	Wood smoke violation
Jane Ferina	W3059	Windsor	A53352A	12/13/13	6-3-301	Wood smoke violation
Jeffery Campbell	W3095	Cotati	A53366A	12/16/13	6-3-301	Wood smoke violation
Jeremy Kaltenbach	W3183	Petaluma	A53401A	12/19/13	6-3-301	Wood smoke violation
Lawrence/Rhonda Toronto	W3294	Petaluma	A53458A	12/27/13	6-3-301	Wood smoke violation
Makoto W Middleton	W3097	Rohnert Park	A53368A	12/16/13	6-3-301	Wood smoke violation
Michael Schulze	W3192	Santa Rosa	A53115A	12/19/13	6-3-301	Wood smoke violation
Michael/Linda McClure	W2761	Santa Rosa	A53044A	12/3/13	6-3-301	Wood smoke violation
Mission Plaza Properties	W2919	Sonoma	A53307A	12/5/13	6-3-301	Wood smoke violation
Nancy Vargas	W2949	Sonoma	A53313A	12/10/13	6-3-301	Wood smoke violation
Patrick/Shelly Kelley	W3057	Windsor	A53351A	12/13/13	6-3-301	Wood smoke violation
Paul/Sharon Carnegie	W3094	Santa Rosa	A53365A	12/16/13	6-3-301	Wood smoke violation
Recipient	W3050	Santa Rosa	A53344A	12/12/13	6-3-301	Wood smoke violation

Recipient	W3049	Santa Rosa	A53345A	12/12/13	6-3-301	Wood smoke violation
Recipient	W3103	Rohnert Park	A53369A	12/16/13	6-3-301	Wood smoke violation
Recipient	W3118	Rohnert Park	A53381A	12/18/13	6-3-301	Wood smoke violation
Robert Jacobson	W3062	Santa Rosa	A53354A	12/13/13	6-3-301	Wood smoke violation
Rogelio Leon-Garcia	W3056	Santa Rosa	A53350A	12/13/13	6-3-301	Wood smoke violation
Scott/Joan Ireton	W3117	Rohnert Park	A53380A	12/18/13	6-3-301	Wood smoke violation
Timoteo Roman-Lucena/Teresa Aguilar	W2762	Santa Rosa	A53045A	12/3/13	6-3-301	Wood smoke violation
Victoria/Henry Toutan	W3190	Sebastopol	A53114A	12/19/13	6-3-301	Wood smoke violation
Yadira Hernandez	W3093	Santa Rosa	A53364A	12/16/13	6-3-301	Wood smoke violation

<b>District Wide</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Rino	N3114	Ukiah	A53431A	12/27/13	8-33-305	CT# 104641, Failure to meet year round decay rate
KAG West, LLC	N1032	West Sacramento	A53109A	12/11/13	8-33-305	CT #202514, failure to meet year round decay rate
Ramos Oil Company	J0618	West Sacramento	A53430A	12/27/13	8-33-305	CT# 101956, Failure to meet year round decay rate



**SETTLEMENTS FOR \$10,000 OR MORE REACHED**

There were 2 settlement(s) for \$10,000 or more completed in December 2013.

- 1) On December 10, 2013, the District reached a settlement with Clover Flat Landfill, Inc. for \$10,000, regarding the allegations contained in the following 3 Notices of Violation:

<b>NOV #</b>	<b>Issuance Date</b>	<b>Occurrence Date</b>	<b>Regulation</b>	<b>Comments from Enforcement</b>
A50436A	11/29/11	11/19/11	2-1-302	No P/O for compost operation / stockpiles
A50438A	2/3/12	10/27/11	8-34-301.1	Gas collection system not operating continuously
A52978A	2/6/13	2/19/12	8-34-301.1	gas collection system not operating continuously

- 2) On December 19, 2013, the District reached a settlement with Tesoro Refining and Marketing Co. for \$472,000, regarding the allegations contained in the following 35 Notices of Violation:

<b>NOV #</b>	<b>Issuance Date</b>	<b>Occurrence Date</b>	<b>Regulation</b>	<b>Comments from Enforcement</b>
A50614A	11/2/09	8/2/09	2-6-307	(Excess ID#05K00) - Representative Source Test not done in 8-months.
A50383A	12/3/09	12/1/09	8-8-302.3	multiple leaks found >500 ppm.
A50383B	12/3/09	12/1/09	8-8-308	Missing gasket @ A-Box.
A50384A	1/14/10	9/14/09	8-28-401	PRD release report not submitted w/in 30 days.
A50385A	2/11/10	1/14/10	1-522.6	Failure to maintain NOx monitor; ST 067-10.
A50386A	2/18/10	10/25/09	2-6-307	CO CEM excess @ S-1511, F-78. RCA#05P92.
A50387A	3/18/10	12/15/09	1-522.6	Failure maintaining O2 analyzer & CO emissions. RAT-0358.Remove 2-6-307 citation.
A50387B	3/18/10	12/15/09	2-6-307	Remove 2-6-307 citation.No P/C applicable for failure to maintain accuracy of a monitor.
A50388A	4/22/10	1/1/10	6-1-302	Opacity excess @ 6 boiler
A50389A	4/22/10	2/4/10	9-10-305	CO excess @ 7-boiler

A50390A	9/13/10	4/23/10	2-6-307	NOx excess @ F8
A50391A	9/13/10	3/18/10	9-2-301	Waterfront Rd. GLM excess, H2S
A50392A	9/13/10	3/20/10	9-2-301	Waterfront Rd. GLM excess, H2S
A50393A	10/21/10	5/31/10	10	40CFR60.104(a)(1) H2S excess @ fuel gas system, #100
A50394A	10/21/10	5/31/10	9-1-307	SO2 excess @ SRU
A50395A	10/21/10	6/13/10	12-12-405	Flare late reporting for 6/13/10 events
A50396A	10/21/10	10/10/10	6-1-301	Fire @ TK-650
A50397A	10/21/10	5/13/10	9-1-307	SO2 excess @ SRU
A50398A	10/22/10	8/26/10	8-5-306	8-5-306.2 PSV leak > 500ppm
A50399A	1/6/11	11/10/10	1-301	Shelter-in place order during CWS level3 event
A50400A	1/13/11	11/10/10	6-301	PER recorded @ S-854 ,R-1
A51626A	1/13/11	11/10/10	6-301	PER recorded @S-1012 >R1, power outage
A51627A	1/13/11	11/10/10	6-301	PER >R1 recorded @ S-992, power outage
A51628A	1/13/11	11/10/10	6-301	PER >R1 recorded @ S-1517, power outage
A51629A	1/13/11	11/10/10	6-301	PER >R1 recorded @ SRU, power outage
A51630A	1/13/11	11/10/10	6-301	PER >R1 recorded @ FCCU, power outage
A51631A	1/13/11	12/9/10	6-301	PER >R1 @ emergency flare, power outage
A51632A	1/13/11	12/9/10	6-301	PER >R1 @ Coker flare, power outage
A51633A	2/22/11	6/13/10	9-1-309	SO2 excess greater than or equal to 300ppm @ 12%O2
A51634A	2/22/11	9/16/10	2-6-307	NOx excess greater than or equal to 10ppm @ 3%O2/3hr avg
A51635A	2/22/11	8/11/10	2-6-307	Failed ST, CO OS-3457

A51636A	2/22/11	8/10/10	2-6-307	CO failed ST, OS-3458
A51637A	2/22/11	8/10/10	2-6-307	CO failed ST, OS-3459
A49474A	3/14/11	12/29/10	2-6-307	Permit condition 17322 exceeded NH3
A51640A	4/20/11	9/27/09	9-2-301	H2S >60ppb/3min, Waterfront Rd GLM
A51641A	4/20/11	11/24/10	9-2-301	H2S >60ppb/3min, H2S >30ppb/1hr, Waterfront Rd GLM
A51643A	7/19/11	4/9/10	8-5-321.1	8-5-321.1 Holes in primary seal fabric for regulated tank - 650
A51643B	7/19/11	10/10/10	8-5-322	8-5-322.5 Gap in secondary seal for regulated tank - 650
A51643C	7/19/11	10/10/10	8-5-501	8-5-501.1 Record keeping violation for regulated tank - 650
A51643D	7/19/11	4/9/10	2-6-307	2-6-307 Failure to notify of deviation for regulated tank -650

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

## Memorandum

To: Chairperson Nate Miley and Members  
of the Board of Directors

From: Jack P. Broadbent  
Executive Officer/APCO

Date: January 15, 2014

Re: Contract Amendments for the My Air Online Program

**RECOMMENDED ACTION**

Recommend Board of Directors:

- 1) Authorize the Executive Officer/APCO to execute contract amendments with the following vendors in the amounts listed below:

<b>Vendor</b>	<b>Amount</b>	<b>Service Description</b>
C&G Technology Services	\$83,200	Software testing services for the permitting and compliance systems software.
IT Dependz, Inc.	\$285,304	Software development, automated testing and quality assurance services related to the implementation of Production System and registration software.
Trinity Technology Group	\$455,000	Data clean-up and transfer services from legacy permitting and compliance systems to the new permitting and compliance systems. Software development, database and business rules logic implementation permitting and enforcement processes.
Vertigo Software, Inc.	\$624,000	Software development, automated testing and quality assurance services related to the implementation of Production System and registration software.
<b>TOTAL</b>	<b>\$1,447,504</b>	

**BACKGROUND**

At the Board of Directors meeting of June 17, 2013, the Executive Officer/APCO presented an update on the Production System project. He discussed the integration of the production system project, website redesign, and other Air District data platforms, such as air quality monitoring

and CARE data, for a unified face to the public. This integrated program is called My Air Online.

Staff will present the current status of the My Air Online program and recommend semi-annual contract amendments for vendors assisting with the development of the permitting and compliance systems of the My Air Online Program.

## DISCUSSION

In the coming year, the production system project will aim to:

- Provide online permitting for gas stations, auto body shops and dry cleaners for the public; and
- Provide the public with tools to submit air quality complaints online

In order to continue progress on the permitting and compliance systems of the My Air Online program, staff is recommending the continued use of proven vendors familiar with Air District systems for the second half of Fiscal Year End (FYE) 2014. The Air District has used these firms to assist with the design, development and testing of the permitting and compliance software systems, and they have performed well.

The discovery and assessment phases of the Air District's website redesign project have been completed. Air District staff is moving forward with the contracted vendor on the design and implementation of the redesigned website by the end of 2014.

The Air District has received proposals for the integration of maps into the redesigned website in order to present various types of air quality data to the public. District staff is finalizing the selection of a vendor to move forward.

## BUDGET CONSIDERATION/FINANCIAL IMPACT

Funding for the vendor contract recommendations is included in the proposed FYE 2014 budget and will be funded from the My Air Online Program (#125).

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Jaime A. Williams  
Reviewed by: Damian Breen

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Nate Miley and Members  
of the Board of Directors

From: Jack P. Broadbent  
Executive Officer/Air Pollution Control Officer

Date: January 2, 2014

Re: Report of the Personnel Committee Meeting of January 13, 2014

PROPOSED RECOMMENDED ACTION

The Personnel Committee (Committee) will conduct interviews and consider recommending approval by the Board of Directors of an incumbent reappointment and candidates for appointment to the Air District's Advisory Council.

BACKGROUND

The Committee will meet on Monday, January 13, 2014, and receive the report, conduct interviews, and consider recommending Board of Directors approval of incumbent reappointment and candidates for appointment to the Air District's Advisory Council.

Attached is the staff report presented in the Committee packet.

Chairperson Brad Wagenknecht will provide an oral report of the Committee meeting.

BUDGET CONSIDERATION/FINANCIAL IMPACTS:

None.

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Sean Gallagher  
Reviewed by: Rex Sanders

Attachment

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Brad Wagenknecht and Members  
of the Personnel Committee

From: Jack P. Broadbent  
Executive Officer/APCO

Date: December 23, 2014

Re: Conduct Interviews and Consider Recommending Board of Directors Approval of  
Incumbent Reappointment and Candidates for Appointment to the Air District's  
Advisory Council

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RECOMMENDED ACTION:

Conduct interviews and consider recommending Board of Directors approval of incumbent reappointment and candidates for appointment to the Air District's Advisory Council.

BACKGROUND

Pursuant to Section 40261 of the California Health and Safety Code the Air District is required to maintain an Advisory Council consisting of 20 members. Further, section 40262 requires that the member categories consist of at least three representatives of public health agencies; at least four representatives of private organizations active in conservation or protection of the environment within the bay district; at least one representative of colleges or universities in the state; and at least one representative of each of the following groups within the bay district: regional park district, park and recreation commissions or equivalent agencies of any city, public mass transportation system, agriculture, industry, community planning, transportation, registered professional engineers, general contractors, architects, and organized labor. To the extent that suitable persons cannot be found for each of the specified categories, council members may be appointed from the general public. Advisory Council members serve a term of two years.

DISCUSSION

The terms of office for one member in the Parks & Recreation category expired on December 31, 2013. The incumbent has expressed continued interest and commitment in participating at the Advisory Council meetings. As such, Air District staff recommends the Personnel Committee to recommend the reappointment of Jeffrey Bramlett in the Parks & Recreation category.

There are two vacancies in the Conservation Organization member category, in which one incumbent did not seek reappointment, for a term ending December 31, 2015, and one incumbent resigned, for a term ending on December 31, 2014. Staff initiated a recruitment effort to fill the two vacancies. The vacancy announcement was posted on the Air District website and advertised in the following locations:

- Bay Area Newspapers including: Contra Costa Times, Oakland Tribune, Marin Independent Journal, Napa Valley Register, Press Democrat (Santa Rosa), San Francisco Chronicle, San Jose Mercury, San Mateo Times, and Times Herald (Vallejo)
- California Air Pollution Control Officers Association (CAPCOA)
- Air & Waste Management Association (AWMA)
- Governmentjobs.com
- Ecojobs.com
- Ecoemploy.com
- Planetizen.com
- Craigslist.org
- Bay Area Cities & Counties mailing lists

After extensive recruitment and outreach efforts, staff received a total of thirteen (13) applications for the vacancies in the Conservation Organization categories. The Human Resources Office and the Executive Office have assessed the candidates' experience and education relative to the position for which the candidates applied and have selected six (6) candidates with the most relevant qualifications to interview with the Personnel Committee.

Interviews of the candidates will occur during the Personnel Committee meeting. The length of each interview will be approximately fifteen minutes. The application materials of the candidates will be provided to you for your review.

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Judy Yu  
Reviewed by: Jack M. Colbourn