

Bay Area Air Quality Management District  
375 Beale Street, Suite 600  
San Francisco, California 94105  
(415) 749-5073

## **APPROVED MINUTES**

Summary of Board of Directors  
Budget and Finance Committee Meeting  
Wednesday, April 29, 2020

**This meeting was conducted under procedures authorized by executive order N-29-20 issued by Governor Gavin Newsom. Members of the committee participated by teleconference.**

### **1. CALL TO ORDER – ROLL CALL**

Budget and Finance Committee (Committee) Chairperson, Carole Groom, called the meeting to order at 9:30 a.m.

Present: Committee Chairperson Carole Groom; Vice Chair John Bauters; and Directors David Canepa, Cindy Chavez, Pauline Russo Cutter, David Hudson, Tyrone Jue, Karen Mitchoff, Mark Ross, and Brad Wagenknecht.

Absent: Director Margaret Abe-Koga.

Also Present: Board Chairperson Rod Sinks.

### **2. APPROVAL OF THE MINUTES OF APRIL 22, 2020**

NOTED PRESENT: Director Chavez was noted present at 9:32 a.m.

#### Public Comments

No requests received.

#### Committee Comments

None.

#### Committee Action

Director Mitchoff made a motion, seconded by Director Hudson, to approve the Minutes of April 22, 2020; and the motion carried by the following vote of the Committee:

AYES: Bauters, Canepa, Chavez, Cutter, Groom, Hudson, Mitchoff, Ross, Sinks, Wagenknecht.  
NOES: None.  
ABSTAIN: None.  
ABSENT: Abe-Koga, Jue.

### **3. PROPOSED AMENDMENTS TO AIR DISTRICT REGULATION 3: FEES**

Jack P. Broadbent, Executive Officer/Air Pollution Control Officer, stated that this meeting had been called to revisit amendments to Air District Regulation 3: Fees, as the Committee was unable to take action at its April 22, 2020 meeting. Mr. Broadbent introduced Damian Breen, Deputy Air Pollution Control Officer of Technology, who gave the staff presentation *Proposed Amendments to Regulation 3: Fees*, including: outline; fee proposal history; select fees analysis; staff proposal from April 22, 2020; additional fee options; rule development schedule; and recommendations.

#### Public Comments

Public comments received via electronic mail, and read aloud by Vanessa Johnson, Manager of Executive Operations, were submitted by: Jed Holtzman, 350 Bay Area; Bob Brown, Western States Petroleum Association; Bill Whitney, Contra Costa Building and Construction Trades Council; and Frances Keeler, California Council for Environmental and Economic Balance.

#### Committee Comments

The Committee and staff discussed why the Air District believes that imposing the proposed Assembly Bill (AB) 617 fee for Title V facilities would support efforts to procure matching funding for AB 617 in Sacramento; Air District expenditures and activities the AB 617 fee would cover (and backfill); actions that are being taken by other large air districts in California, regarding AB 617 funding needs; the suggestion that if the state discontinues funding for AB 617, the Air District reconsiders prioritizing it, and the prediction that funding AB 617 will become less of a priority of the state as long as it is trying to recover the economy; the suggestion that the motion for this item stipulates that the implementation of AB 617 fees will be for Fiscal Year Ending 2021 only (considered each year), and that the Committee revisits potential increases in other fee schedules in October 2020; reasons why (non-AB 617) fees should and should not be increased; and the suggestion of delaying all fee increases and revisiting this item in the fall.

NOTED PRESENT: Director Jue was noted present at 9:50 a.m.

#### Committee Action

Director Mitchoff made a motion, seconded by Director Wagenknecht, to **adopt** a new fee for implementation of AB 617 on Title V Facilities for Fiscal Year Ending 2021, and **revisit** the imposition of additional fees in October 2020, as economic and facility activity levels become clearer; and the motion carried by the following vote of the Committee:

AYES: Canepa, Chavez, Cutter, Groom, Hudson, Jue, Mitchoff, Ross,  
Wagenknecht.  
NOES: Bauters, Sinks.  
ABSTAIN: None.  
ABSENT: Abe-Koga.

**4. PUBLIC COMMENT ON NON-AGENDA MATTERS**

No requests received.

**5. COMMITTEE MEMBER COMMENTS / OTHER BUSINESS**

Director Hudson said that it would be wise to anticipate what fee increases might need to look like for 2021 as soon as possible.

Director Ross requested a full fee analysis to assess how much of the Air District's revenue is generated by fees, as he anticipates that the Air District's revenue stream will be significantly decreased in the future.

**6. TIME AND PLACE OF NEXT MEETING**

The next meeting had been scheduled for Wednesday, June 24, 2020, at 9:30 a.m. However, at the May 6, 2020 Special Board of Directors meeting, the Committee and Air District staff set the next meeting for Wednesday, May 20, 2020, at 1:00 p.m., via webcast, pursuant to procedures authorized by Executive Order N-29-20 issued by Governor Gavin Newsom.

**7. ADJOURNMENT**

The meeting adjourned at 10:31 a.m.

*/s/ Marcy Hiratzka*  
Marcy Hiratzka  
Clerk of the Boards