

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

Board of Directors Special Meeting/Annual Retreat
Wednesday, January 19, 2022

APPROVED MINUTES

*Note: Audio recordings of the meeting are available on the website of the
Bay Area Air Quality Management District at
www.baaqmd.gov/bodagendas*

This meeting was conducted under procedures authorized by Assembly Bill 361. Members of the Board of Directors participated by teleconference.

CALL TO ORDER

1. Board of Directors (Board) Chairperson, Karen Mitchoff, called the meeting to order at 9:00 a.m.

Roll Call:

Present: Chairperson Karen Mitchoff; Vice Chairperson John Bauters; Secretary Davina Hurt; and Directors Margaret Abe-Koga, Teresa Barrett, David Canepa, Cindy Chavez, Rich Constantine, Pauline Russo Cutter, John Gioia, Carole Groom, Erin Hannigan, David Haubert, Lynda Hopkins, Tyrone Jue, Nate Miley, Rob Rennie, Katie Rice, Mark Ross, Brad Wagenknecht, and Shamann Walton.

Absent: Directors David Hudson, Myrna Melgar, and Lori Wilson.

2. **Pledge of Allegiance**
3. **Public Meeting Procedure**

CONSENT CALENDAR (ITEMS 4 – 17)

4. Continuation of Remote Teleconferencing per Assembly Bill (AB) 361 (Rivas)
5. Approval of the Minutes of the Board of Directors Special Meeting of December 15, 2021
6. Board Communication Received from December 15, 2021, through January 18, 2022
7. Air District Personnel on Out-of-State Business Travel
8. Notices of Violations Issued and Settlements in Excess of \$10,000 in the Months of November 2021
9. Projects and Contracts With Proposed Grant Awards Over \$100,000

10. Authorization to Amend Environmental Consultant Contract
11. Authorization to Accept Clean Cars For All Funding
12. Notice of Proposed Amendments to the Air District's Administrative Code, Division 1: Operating Policies and Procedures, Section 6: Board of Directors, Committees
13. Report of the Legislative Committee Meeting of December 9, 2021
14. Report of the Advisory Council Meeting of December 13, 2021
15. Report of the Path to Clean Air Community Emissions Reduction Plan Steering Committee Meeting of December 13, 2021
16. Report of the Stationary Source and Climate Impacts Committee Meeting of December 20, 2021
17. Consider Authorizing a Contract to Support Air District Grant Program Data Management Systems

Public Comments

No requests received.

Board Comments

None.

Board Action

Vice Chair Bauters made a motion, seconded by Director Abe-Koga, to **approve** the Consent Calendar Items 4 through 17, inclusive; and the motion **carried** by the following vote of the Board:

AYES:	Abe-Koga, Barrett, Bauters, Canepa, Constantine, Cutter, Gioia, Groom, Hannigan, Hopkins, Hurt, Jue, Mitchoff, Rennie, Rice, Ross, Wagenknecht, Walton.
NOES:	None.
ABSTAIN:	None.
ABSENT:	Chavez, Haubert, Hudson, Melgar, Miley, Wilson.

BOARD OF DIRECTORS' RETREAT

18. Opening Comments and Board Structure

Chair Mitchoff thanked Director Chavez for serving as the Chairperson in 2021, and summarized significant initiatives at the Air District from 2021, including: training for Board members and Air District staff to increase better understanding of structural racism and social inequities.

Public Comments

No requests received.

Board Comments

None.

Board Action

None; receive and file.

19. Administrative Overview of the Air District

Jack P. Broadbent, Executive Officer/Air Pollution Control Officer, gave the staff presentation *Administrative Overview of the Air District*, including: outline; requested action; mission statement; organizational chart; recruitment and staffing totals 2021; vacancies by division; current status Fiscal Year Ending (FYE) 2022; General Fund reserves; upcoming FYE 2023 Budget considerations; management audit update; and legal office overview.

Mr. Broadbent then introduced Sara Lanning and Somphanat Phengphanh, the new co-leads of the Air District's Cultural Advisory Team (CAT), who gave an update on the CAT's activities and goals for 2022.

Public Comments

No requests received.

Board Comments

The Board and staff discussed appreciation for actions that are being developed by the CAT; why the Board Chair has chosen to reconstitute the Board's former Budget & Finance Committee; and why permit and asbestos fees have increased and are expected to keep doing so.

Board Action

None; receive and file.

20. Air Quality Overview

Dr. Ranyee Chiang, Director of Meteorology and Measurement, gave the staff presentation *Air Quality Overview*, including: outline; requested action; emissions – air pollution from sources; ambient concentrations – levels of pollution measured in the air; exposure – amount of pollution that people are exposed to; multiple complementary methods to understand air pollution; sources of emissions; ambient concentrations over time (long and short-term standards and ozone); and exposure disparities in California.

Public Comments

No requests received.

Board Comments

The Board and staff discussed the average Particulate Matter 2.5 exposure per year in California and how the current average compares to the average twenty years ago; how the Air District determines the racial population of a community; and whether the Air District's understanding of air pollution exposure

is in alignment with the Office of Environmental Health Hazard Assessment's health screening tool, CalEnviroScreen 4.0.

Board Action

None; receive and file.

21. Review of Key Stationary Source Issues

Damian Breen, Senior Deputy Executive Officer of Operations, gave the staff presentation *Review of Key Stationary Source Issues*, including: outcome; outline; requested action; overview of stationary sources; key stationary sources issues (engineering and enforcement); wildfires; and feedback requested.

Public Comments

Public comments were given by Dr. Stephen Rosenblum, Palo Alto resident; and Jed Holtzman, San Francisco resident.

Board Comments

The Board and staff discussed concern over the increasing number of permitted facilities applying for permits to use backup generators, whether the monthly testing of the generators impacts the air, and how the Air District can streamline that application process; reasons why Air District Notices of Violations are issued to facilities, and whether certain reasons are more serious than others; whether the Air District could ban the burning of wood throughout the Bay Area year round; and the fact that many North Bay residents rely on fires as their sole heat and cooking source, and whether it would be possible to adopt different wood burning regulations for urban and rural stings within the Bay Area.

Board Action

None; receive and file.

22. Community Equity and Environmental Justice Overview

Veronica Eady, Senior Deputy Executive Officer of Policy & Equity, gave the staff presentation *Community Equity and Environmental Justice Overview*. The presentation included three sections:

Assembly Bill (AB) 617 – requested action; about AB 617; West Oakland and Richmond/North Richmond/San Pablo; East Oakland AB 617 nomination; other work in AB 617 communities; improved equity in grant making; expanded grantmaking in environmental justice communities; support strong and effective partnerships; and indoor air filtration.

Update on District Community Advisory Council (CAC) – composition; councilmembers; and first meeting and next steps.

Diversity, Equity & Inclusion Update – normalize (trainings); organize (employee resources groups); Equity Resource Team roadmap; demographics by race/ethnicity and gender; demographic highlights; operationalize (2022 new projects); and leading by example.

Public Comments

Public comments were given by Daniel Heagerty.

Board Comments

The Board and staff discussed whether the City of San Leandro will be included in the formal proposal (to the California Air Resources Board) to make East Oakland the next AB 617 community; the anticipated timeline of the next Bay Area AB 617 community being officially designated and the seating of that community's AB 617 Steering Committee members; the anticipated timeline of the installation of air filtration systems in schools located within Air District Community Air Risk Evaluation (CARE) communities, and whether the Air District can allocate funds from its General Fund reserves to do that; appreciation for the Air District's efforts to diversify its staff; and the appreciation for the strategy of participatory budgeting, as it involves members of the community to determine how funds are used for their area.

Board Action

None; receive and file.

23. Regulatory Agenda Overview

Greg Nudd, Deputy Air Pollution Control Officer of Policy, gave the staff presentation *Regulatory Agenda Overview*, including: outline; requested action; 2022 objectives; anticipated 2022 project milestones; and feedback requested/prompt.

Public Comments

Public comments were given by Tony Fisher, Clean Air Coalition; Dr. Stephen Rosenblum, Palo Alto resident; Diane Bailey, MenloSpark; and Jared Johnson, Acterra. Comments submitted via e-mail by members of the public regarding this item will be shared with the Board via email, at the request of the Chair.

Board Comments

The Board and staff discussed whether the Air District plans to prioritize another bill that would allow air districts to adopt local rules related to toxic air contaminants at indirect sources of air pollution and allow collection of data that will help air districts work with these sources and communities to reduce health impacts, and the efforts of the South Coast Air Quality Management District to implement such a regulation.

Board Action

None; receive and file.

24. **Legislative Overview**

Alan Abbs, Legislative Officer, gave the staff presentation *Legislative Overview*, including; outcome; outline; requested action; legislative overview (State Budget FYE 2022-23, State 2021-22 Regular Session, and federal activities.)

Public Comments

Public comments were given by Jed Holtzman, San Francisco resident; and Dr. Stephen Rosenblum, Palo Alto resident.

Board Comments

The Board and staff discussed the Contra Costa County Board of Supervisors' adoption of its State and Federal Legislative platform, which includes the co-sponsoring (with the Air District) of a proposed bill regarding penalties for violations of emissions (flaring) limitations at large stationary sources; and concern that the issues of considering legislative changes that would affect the Board's composition (to include voting members of the public) and allow Board members to receive compensation for active transportation methods when attending Air District meetings has not been acted upon, and the suggestion of creating a spot bill to address those issues in 2022.

Board Action

None; receive and file.

25. **Board Development and Committee Assignments for 2022**

The Chair's Committee Assignments for 2022 was displayed. Chair Mitchoff noted that the proposed schedule for the Community Equity, Health & Justice Committee will most likely change, to accommodate a new Committee member's schedule. She added that the Air District's forthcoming management audit will result in specific tasks being delegated to specific committees.

Public Comments

No requests received.

Board Comments

None.

Board Action

None; receive and file.

OTHER BUSINESS

26. Public Comment on Non-Agenda Matters

No requests received.

27. Board Members' Comments

Director Rice requested a schedule of upcoming Air District Committee meetings.

28. Report of the Executive Officer/Air Pollution Control Officer

Mr. Broadbent had nothing to report.

29. Chairperson's Report

Chair Mitchoff announced the following:

- The amount of time allotted for Public Comments at all Air District Board and Committee meetings will now be two minutes instead of three.
- There will be two Board meetings per month in 2022.
- All Board members were mailed two books, per the Chair; Regeneration; Ending the Climate Crisis In One Generation by Paul Hawken, and Fuzz: When Nature Breaks the Law, by Mary Roach.
- Chair Mitchoff asked the Board members present if they would be willing to begin Board meetings at 9:00 a.m., and the consensus of the Board members present was to move the start time of the Board meetings to 9:00 a.m.

30. Time and Place of Next Meeting

The next meeting of the Board of Directors was originally scheduled for Wednesday, February 2, 2022, at 9:30 a.m., via webcast, pursuant to procedures authorized by Assembly Bill 361. During the meeting, the time was changed to 9:00 a.m. (date remains.)

31. Adjournment

The meeting adjourned at 12:22 p.m.

/s/ Marcy Hiratzka
Marcy Hiratzka
Clerk of the Boards