

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

Board of Directors Regular Meeting  
Wednesday, July 2, 2025

## **APPROVED MINUTES**

*This meeting was webcast, and a video recording is available on the website of the Bay Area Air Quality Management District at [www.baaqmd.gov/bodagendas](http://www.baaqmd.gov/bodagendas)*

### **CALL TO ORDER**

1. **Opening Comments:** Board of Directors (Board) Vice Chairperson, Vicki Veenker, called the meeting to order at 10:00 a.m.

#### **Roll Call:**

Present, In-Person (Bay Area Metro Center, 375 Beale Street, 1<sup>st</sup> Floor Board Room, San Francisco, CA, 94105): Vice Chairperson Vicki Veenker; and Directors Dionne Adams, Monica Brown, Ken Carlson, Brian Colbert, Noelia Corzo, Joelle Gallagher, John Gioia, Juan González III, David Haubert, Tyrone Jue, Bilal Mahmood, Rico E. Medina, Ray Mueller, Gabe Quinto, Mark Salinas, Lena Tam, Shamann Walton, and Steve Young.

Absent: Chairperson Lynda Hopkins; and Directors Margaret Abe-Koga, Brian Barnacle, Otto Lee, Sergio Lopez.

2. **PLEDGE OF ALLEGIANCE**

### **CLOSED SESSION (ITEMS 3 – 6) (10:03 a.m.)**

#### **Public Comments**

Before the Board went into closed session, public comments were given by Kennieth McKellar, President of the Air District's Employees' Association.

NOTED PRESENT: Director Tam was noted present at 10:08 a.m.; Director Adams was noted present at 10:11 a.m.; Directors Corzo and Brown were noted present at 10:19 a.m.

3. **CONFERENCE WITH LEGAL COUNSEL RE EXISTING LITIGATION  
(GOVERNMENT CODE SECTIONS 54956.9(a) AND (d)(1))**

Pursuant to Government Code Sections 54956.9(a) and (d)(1), the Board of Directors met in Closed Session with Legal Counsel to discuss the following cases:

Stephen (Rex) Sanders v. Bay Area Air Quality Management District, Northern District of California Case No. 23-cv-04416-RFL;

Terri Levels v. Bay Area Air Quality Management District, Northern District of California Case No. 23-cv-04432-RFL;

Lewis Letang v. Bay Area Air Quality Management District, Northern District of California Case No. 24-cv-01316-RFL;

Rochele Henderson v. Bay Area Air Quality Management District, Northern District of California Case No. 24-cv-01460-RFL;

Veronica Eady v. Bay Area Air Quality Management District, Northern District of California Case No. 24-cv-07000-RFL; and

Vanessa Johnson v. Bay Area Air Quality Management District, Northern District of California Case No. 24-cv-06276-RFL.

**Reportable Action:** Alexander Crockett, General Counsel, announced that there was nothing to report.

4. **CONFERENCE WITH LEGAL COUNSEL RE ANTICIPATED LITIGATION  
(GOVERNMENT CODE SECTIONS 54956.9(a) AND (d)(2))**

Pursuant to Government Code Sections 54956.9(a) and (d)(2), the Board of Directors met in Closed Session with Legal Counsel to discuss significant exposure to litigation: One case.

**Reportable Action:** Mr. Crockett announced that there was nothing to report.

5. **CONFERENCE WITH LEGAL COUNSEL RE INITIATION OF LITIGATION  
(GOVERNMENT CODE SECTIONS 54956.9(a) AND (d)(4))**

Pursuant to Government Code Sections 54956.9(a) and (d)(4), the Board of Directors met in Closed Session with Legal Counsel to consider whether to initiate litigation: One case.

**Reportable Action:** Mr. Crockett stated that the Board gave approval to participate in a legal action by seeking to file an *amicus curiae* brief, and that pursuant to Government Code section 54957.1, the particulars of the action shall be disclosed to any person upon inquiry once that participation is formally commenced. The following members voted in favor: Directors Gonzalez, Gallagher, Young, Brown, Walton, Jue, Gioia, Colbert, Quinto, Tam, Adams, Haubert, Carlson, Corzo, Mueller, Medina, Mahmood, and Salinas, and Vice-Chair Veenker. There were no votes opposed and no abstentions.

6. **CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6**

*Conference with Labor Negotiators*

*Pursuant to Government Code Section 54957.6*

*Agency Designated Representatives:*

*Laura A. Izon, Atkinson, Andelson, Loya, Ruud & Romo*

*Hyacinth Hinojosa, Deputy Executive Officer of Finance and Administration*

*Lisa Baker, Director of Human Resources*

**Reportable Action:** Mr. Crockett announced that there was nothing to report.

**OPEN SESSION (11:41 a.m.)**

7. **SPECIAL ORDERS OF THE DAY**

Vice Chair Veenker introduced a video that captured Board members and Air District staff that attended the Annual San Francisco Pride Parade on June 29, 2025. The Board was acknowledged for approving Air District sponsorship of this event.

Vice Chair Veenker welcomed the following new employees: Forest Abbott-Lum, Senior Environmental Planner in the Planning and Climate Protection Division; Tony Bico, Supervising Systems Analyst in the Information Management Division; Maria Geonczy, Air Quality Engineer I in the Engineering Division; Hillary Nguyen Pham, Environmental Planner I in the Planning and Climate Protection Division; Theodore Paik, Air Quality Engineer I in the Engineering Division; and Sandi Wong, Manager in the Meteorology and Measurement Division. Vice Chair Veenker also congratulated Ariana Husain on her recent promotion to the role of Engineering Manager in the Engineering Division.

**CONSENT CALENDAR (ITEMS 8 – 22)**

8. Approval of the Draft Minutes of the Board of Directors Meeting of June 4, 2025
9. Board Communications Received from June 4, 2025, through July 1, 2025
10. Personnel Out-of-State Business Travel Report for May 2025
11. Notices of Violations (NOV) Issued and Settlements in Excess of \$10,000 in the Month of May 2025
12. Representation Unit Modification under Employer-Employee Relations Resolution Section 4 and Certification of Recognized Employee Organization under Employer-Employee Relations Resolution Section 5  
[Click here to view Board Resolution No. 2025-06](#)
13. Allocation of Transportation Fund for Clean Air Funds to the Clean Cars for All Program
14. Amendment to Appendix F: Staffing Authorization of the Fiscal Year 2025-2026 Budget to Correct Position Classification
15. Authorization to Execute a Master Services Agreement with AgreeYa Solutions, Inc.
16. Authorization to Amend the Master Services Agreement with Oshyn, Inc.
17. Authorization to Amend the Professional Services Agreement with Cascadia Consulting Group
18. Authorization to Execute Professional Services Agreement with Kearns and West, Inc.

19. Authorization to Execute a Contract with SiteOne Landscape Supply, LLC for the Commercial Electric Lawn and Garden Equipment Exchange Program
20. Authorization to Amend Legal Services Agreement with Renne Public Law Group
21. Report of the Stationary Source Committee Meeting of June 11, 2025
22. Report of the Policy, Grants, and Technology Committee Meeting of June 18, 2025

### Public Comments

Public comments were given by Ray Baca, United Contractors.

### Board Comments

Regarding Item 11 (Notices of Violations Issued and Settlements in Excess of \$10,000 in the Month of May 2025), the Board and Air District staff discussed whether a column for applicable penalty amounts could be added to the existing “Notices of Violations Issued” chart that is reported each month to the Board; the request that the Board is informed whenever settlements occur; whether the Air District tracks the number of pending violations, whether there is a backlog, and the average amount of time it takes to resolve them; and whether all issued NOV’s can be found on the Air District’s website.

### Board Action

Director Haubert made a motion, seconded by Director Gioia, to approve Consent Calendar Items 8 through 22, inclusive; and the motion **carried** by the following vote of the Board:

AYES:	Adams, Brown, Carlson, Colbert, Corzo, Gallagher, Gioia, González, Haubert, Jue, Mahmood, Medina, Mueller, Quinto, Salinas, Tam, Veenker, Walton, Young.
NOES:	None.
ABSTAIN:	None.
ABSENT:	Abe-Koga, Barnacle, Hopkins, Lee, Lopez.

### **PUBLIC HEARING**

#### **23. PUBLIC HEARING TO CONSIDER ADOPTION OF PROPOSED AMENDMENTS TO AIR DISTRICT REGULATION 3: FEES – SCHEDULES S and V**

The Board of Directors held a public hearing to consider adopting a resolution to amend Air District Regulation 3 (Fees) to make changes to fee schedules S and V, the fees for naturally occurring asbestos operations and marsh management-controlled burning, respectively. These proposed amendments were separated from the amendments that were adopted by the Board of Directors on June 4, 2025, due to a public hearing timing requirement (30 days between the first public hearing and the public hearing to consider adoption) within the California Health and Safety Code (Section 41512.5) that affects only fees of the type contained in Schedules S and V. The June 4, 2025, public hearing did not occur 30 days after the May 7, 2025, public hearing and therefore the proposed amendments to fee schedules S and V were not adopted at that time. These amendments are intended to recover the costs of

regulatory program activities in line with the Air District's Cost Recovery and Containment Policy.

Mark Gage, Principal Air Quality Engineer, gave the staff presentation *Public Hearing to Consider Adoption of Proposed Amendments to Air District Regulation 3: Fees – Schedules S and V*, including: recommended action; outline; Budget ad fee regulation schedule; proposed fee regulation amendments; proposed amendments (impact); summary of public comments; and recommended action.

**Vice Chair Veenker opened the public hearing.**

Public Comments

No requests received.

Board Comments

The Board and staff discussed whether the Air District would ever collect more than 100% of its costs for Schedules S and V.

**Vice Chair Veenker closed the public hearing.**

Board Action

Director Carlson made a motion, seconded by Director Quinto, to **adopt** the proposed amendments to Regulation 3 that affect only Schedules S and V (effective July 2, 2025); and the motion **carried** by the following vote of the Board:

AYES:	Adams, Brown, Carlson, Colbert, Corzo, Gallagher, Gioia, González, Haubert, Jue, Mahmood, Medina, Mueller, Quinto, Salinas, Tam, Veenker, Walton, Young.
NOES:	None.
ABSTAIN:	None.
ABSENT:	Abe-Koga, Barnacle, Hopkins, Lee, Lopez.

[Click here to view Board Resolution No. 2025-07](#)

**ACTION ITEM**

**24. CONSIDERATION OF STATE LEGISLATION**

Alan Abbs, Legislative Officer, gave the staff presentation *Consideration of State Legislation*, including: recommended action; legislative dates and deadlines; Senate Bill (SB) 34 (Richardson); and recommended action.

Public Comments

No requests received.

## Board Comments

Regarding Assembly Bill (AB) 306 (Shultz & Rivas): Building regulations: state building standards, the Board and Air District staff discussed whether potential implications for building decarbonization might freeze the building/reach codes, whether the Air District is concerned about how this pay affect its appliance rules; and whether potential changes to the California Environmental Quality Act would affect the Air District (going from a lead agency to a commenting agency).

Regarding AB 617 (2017), Community Air Protection Program, the Board and Air District staff discussed concerns regarding the lack of funding allocations for AB 617 in the 2025-2026 California State Budget; whether the Air District will have to downsize staff currently assigned to AB 617 work if the program continues to be excluded from the State's Budget.

## Board Action

Director Carlson made a motion, seconded by Director González, to **adopt** the position of OPPOSED regarding SB 34 (Richardson) – Air pollution: South Coast Air Quality Management District: mobile sources: public seaports; and the motion **carried** by the following vote of the Board:

AYES:	Adams, Brown, Carlson, Colbert, Corzo, Gallagher, Gioia, González, Haubert, Jue, Mahmood, Medina, Mueller, Quinto, Salinas, Tam, Veenker, Walton, Young.
NOES:	None.
ABSTAIN:	None.
ABSENT:	Abe-Koga, Barnacle, Hopkins, Lee, Lopez.

## INFORMATIONAL ITEM

### 25. **COMMUNITY INVESTMENTS OFFICE UPDATE**

Areana Flores, Senior Staff Specialist, and Miriam Torres, Acting Officer, Community Investments Office, gave the staff presentation *Community Investments Update*, including: outline; background; Community Investments Office goals; April to June engagement; survey overview; survey results as of June 12, 2025; what types of projects would be most beneficial to improve air quality and public health in your community; are there other types of projects you would like to see funded; funding preferences; community preferences; top project recommendations; alignment of Community Investments Survey Results with Frontline Community Input in the Bay Area Regional Climate Action Plan (BARCAP); penalty allocation breakdown; fund goals; overview of available funds; phased approach; Phase I funding; managing Community Investments Action Plan; and tentative 2025 Phase I timeline.

## Public Comments

Public comments were given by Mark Williams, Jr., Environmental Justice League; Lionel Largaespada, Benicia resident; Patric Messac, Air District Community Advisory Council member; Kathy Kerridge, Benicia resident; Terry Scott, Benicia resident; and Terry Mollica.

## Board Comments

The Board and Air District staff discussed potential processes the Air District may utilize to allocate local and regional funds; the fact that these funds are now being anticipated by the public; the desire to see these funds allocated quickly; whether the City of Vallejo, which experiences transported pollution from nearby refinery communities, and has high asthma rates, is entitled to Phase I funding from the Local Community Benefits Fund; the degree to which the stringency of the Air District's regulations is contributing to refineries leaving the Bay Area; the hope that these funds can be allocated to communities from which refineries may depart, to offset any subsequent (long-term) economic hardship; concerns that these funds might be used for non-climate-resiliency projects, to backfill needs in communities from which refineries may depart; whether funds may be reserved for emergencies and/or special circumstances; the request for a robust, thorough economic analysis of all decisions made by the Board, and how they may affect the economy and industry; the hope that Board members would think of each other's jurisdictions when making funding allocation decisions; and the fact that when people fill out surveys, they may not always have the time to provide well-thought out answers on the spot and capture everything they may want to say in the moment.

## Board Action

No action taken.

## **OTHER BUSINESS**

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

Public comments were given by Julie Hearn; Patrick Messac, Air District's Community Advisory Council; and Kathy Kerridge, Benicia resident.

### **27. BOARD MEMBER COMMENTS**

*The following Board members made comments pertaining to concerns regarding economic hardships that may befall Bay Area communities during the gradual move from fossil fuels to electrification (just transition).*

Director Haubert requested that potential socioeconomic policy recommendations (to strengthen the Air District's current socioeconomic impact policy and address the impact on those working in industry) be considered at a future Board meeting. *Note from after the meeting adjourned: As a result, this item will be agendized at a future Stationary Source Committee meeting.* He also requested that the following topics be discussed at a future Board meeting: Refinery Technical Working Group (RTWG); a list of Best Available Control Technology equipment that other California air districts require in their regulations; clear,

short-term steps to streamline the permitting process; and including industry in the rulemaking process earlier than the Air District has traditionally done.

Director Quinto reported that he attended California Foundation on the Environment and the Economy Conference in June, and one of the topics discussed was the closing of the Valero refinery in Benicia. He urged the Board and Air District to consider carefully when making policy and new rules that could lead to long-term economic hardship. He and Director Young discussed disadvantages and challenges that are anticipated to occur if oil and gas production halts abruptly in California.

Director González discussed the issue of total economic impact and potential downstream consequences of refinery-ancillary products, such as asphalt production at the Valero refinery in Benicia. He also urged the Air District to redirect staff resources to regulations that yield the greatest health benefits.

Director Tam emphasized the importance of fact-checking industry's claim that the stringency of the Air District's regulations is contributing to refineries leaving the Bay Area. She also thanked the Air District for its partnership (along with regarding the California Energy Commission and Pacific Gas & Electric) with the Port of Oakland on its new electric truck charging depot, which broke ground on June 24, 2025.

Director Gioia requested that the presentation on Contra Costa County's Green Empowerment Zone, which is to be presented at the Board's upcoming Stationary Source Committee meeting in Martinez, on July 9, be presented to the full Board as well. (The Green Empowerment Zone "builds upon the comparative advantage provided by the regional concentration of highly skilled energy industry workers by prioritizing access to tax incentives, grants, loan programs, workforce training programs, and private sector investment in the renewable energy sector").

Director Salinas acknowledged frequent mentions of the Air District in multimedia and praised the Air District's efforts on its initiatives and programs.

## **28. REPORT OF THE EXECUTIVE OFFICER/AIR POLLUTION CONTROL OFFICER (APCO)**

Dr. Philip M. Fine, Executive Officer/APCO, announced the following:

- To support ongoing and upcoming rule development on regulations affecting refinery sources, the Air District initiated the RTWG. The RTWG held its inaugural meeting on June 25, 2025, at the Air District's Richmond Office. The RTWG is composed of Air District staff, refinery representatives, community members, local government staff, advocacy group representatives, and other members to gather information and opinions from stakeholders on a variety of topics related to refinery rulemaking.
- The Board's next Stationary Source Committee meeting will be a special meeting held in Martinez on July 9, 2025, at 10:00am. Meeting location: Costa County Administration Building, 1025 Escobar St., Conference Rooms 110 A, B, & C, Martinez, CA, 94553.



- The Board's next Finance and Administration Committee meeting, scheduled for July 16, 2025, at 10:00 am, will include a staff presentation on permitting efficiency. Board members who do not serve on that committee are encouraged to watch the webcast.

**29. CHAIRPERSON'S REPORT**

Vice Chair Veenker made the following announcements:

- Air District logo pride t-shirts are available for any Board members who would like one.
- Thank you to the Board members who remained until the end of the meeting.

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

At the end of the meeting, the next Board meeting was scheduled for Wednesday, September 3, 2025. After the meeting adjourned, the next Board meeting was scheduled for September 10, 2025, at 10:00 a.m. at 375 Beale Street, San Francisco, CA 94105. The meeting will be in-person for the Board members and members of the public will be able to either join in-person or via webcast.

**31. ADJOURNMENT**

The meeting was adjourned at 2:12 p.m.

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