

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

Board of Directors Meeting
Wednesday, June 3, 2026

APPROVED MINUTES

This meeting was webcast, and a video recording is available on the website of the Bay Area Air District at www.baaqmd.gov/bodagendas

CALL TO ORDER

1. **Opening Comments:** Board of Directors (Board) Chairperson, Lynda Hopkins, who participated remotely, via just cause, called the meeting to order at 10:01 a.m., and turned the meeting facilitation over to Director John Gioia.

Roll Call:

Present, In-Person (Bay Area Metro Center, 375 Beale Street, 1st Floor Board Room, San Francisco, CA, 94105): Directors Dionne Adams, Monica Brown, Ken Carlson, Chris Clark, Noelia Corzo, Joelle Gallagher, John Gioia, Juan González III, David Haubert, Tyrone Jue, Bilal Mahmood, Rico E. Medina, Gabe Quinto, Mark Salinas, Linda Sell, Lena Tam, and Steve Young.

Participated Remotely, via Zoom pursuant to Section 54953.8.3 of the Ralph M. Brown Open Meetings Act: JUST CAUSE DESIGNATION: Chairperson Lynda Hopkins; and Vice Chair Vicki Veenker.

Absent: Directors Brian Barnacle, Brian Colbert, Otto Lee, Ray Mueller, and Shamann Walton.

2. **PLEDGE OF ALLEGIANCE**
3. **SPECIAL ORDERS OF THE DAY**

Director Gioia announced the following:

Forest Abbott-Lum was promoted to Senior Staff Specialist in Technology Implementation Office; Qi Zhang is a Supervising Air Quality Engineer in the Engineering Division; James Chen is a Principal Air Quality Engineer in the Engineering Division; and Salina Gebreamlak is a Staff Specialist in the Finance Division.

CLOSED SESSION (ITEMS 4 – 6) (10:17 a.m.)

Public Comments

Regarding Item 6 (Conference with Labor Negotiators Pursuant to Government Code Section 54957.6), public comments were given by Kennieth McKellar and John Del Arroz, representing the Air District's Employees' Association.

4. PUBLIC EMPLOYEE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957(b)(1)

Title: Executive Officer/APCO

Reportable Action: Director Gioia announced that there was nothing to report.

5. CONFERENCE WITH LEGAL COUNSEL RE EXISTING LITIGATION PURSUANT TO 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:

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: Director Gioia announced that there was nothing to report.

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

Employee Organization: BAAQMD Employees Association

Reportable Action: Director Gioia announced that there was nothing to report.

NOTED PRESENT: Director Corzo was noted present at 11:06 a.m.

OPEN SESSION (11:03 a.m.)

CONSENT CALENDAR (ITEMS 7 – 21)

7. Approval of the Draft Minutes of the Board of Directors Budget Hearing of April 29, 2026
8. Approval of the Draft Minutes of the Board of Directors Meeting of April 29, 2026
9. Approval of the Draft Minutes of the Board of Directors Meetings of May 6, 2026, and May 13, 2026
10. Board Communications Received from May 6, 2026 through June 2, 2026
11. Notices of Violations Issued and Settlements in Excess of \$10,000 in the Month of April 2026
12. Personnel Out-of-State Business Travel Report for April 2026
13. Report of County Populations
14. Authorization to Amend Represented Classifications
15. Authorization to Execute Contract with Robert Half for Temporary Staffing
16. Authorization to Execute Contract with Johns Hopkins University to Enhance Cumulative Health Impact Assessment
17. Authorization to Accept Community Air Protection Program Implementation Funds for Fiscal Year 2025-2026
[Click here to view Board Resolution No. 2026-02](#)
18. Consideration of State Legislation (**adopt positions on pending state legislative bills** as recommended by the Policy, Grants, and Technology Committee at its meeting on May 20, 2026: **SUPPORT** Senate Bill 899 (Grove) and **OPPOSE UNLESS AMENDED** Assembly Bill 2635 (C. Rodriguez))
19. Report of the Community Equity, Health, and Justice Committee Meeting of May 13, 2026
20. Report of the Policy, Grants, and Technology Committee Meeting of May 20, 2026
21. Report of the Community Advisory Council Meeting of May 21, 2026

Public Comments

No requests received.

Board Comments

None.

Board Action

Director González made a motion, seconded by Director Tam, to approve Consent Calendar Items 7 through 21, inclusive; and the motion **carried** by the following vote of the Board:

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

PUBLIC HEARINGS (ITEMS 22 – 25)

22. ASSEMBLY BILL 2561 VACANCY REPORTING

The Board of Directors held a public hearing to discuss the status of vacancies and recruitment and retention efforts, as required California Assembly Bill (AB) 2561. AB 2561 amends the Meyers-Milias-Brown Act and requires public agencies to present the status of vacancies and recruitment and retention efforts at a public hearing at least once per fiscal year prior to the adoption of the final budget and entitles the recognized employee organization(s) to present at the hearing. Air District staff provided a written report on the status of vacancies and recruitment and retention efforts in the agenda packet materials published for this meeting. The Board of Directors held a public hearing to discuss the information presented in the report. The Board of Directors waived any need for an additional oral presentation, beyond what was published in the written report. The Air District's Employees' Association was invited to make a statement as part of the public hearing, but it declined to do so.

Public Comments

Public comments were given by Patrick Messac.

Board Comments

None.

Board Action

Director Medina made a motion, seconded by Director Tam, to accept the AB 2561 report provided by staff; and the motion **carried** by the following vote of the Board:

AYES: Adams, Brown, Carlson, Clark, Corzo, Gallagher, Gioia, González, Hopkins, Jue, Mahmood, Medina, Quinto, Salinas, Sell, Tam, Veenker, Young.

ABSTAIN: None.

NOES: None.

ABSENT: Barnacle, Colbert, Haubert, Lee, Mueller, Walton.

23. ADOPTION OF PROPOSED BUDGET FOR FISCAL YEAR 2026-2027 AND AMENDMENTS TO AIR DISTRICT REGULATION 3: FEES

The Board of Directors held a public hearing to consider the following:

1. Fiscal Year 2026-2027 Budget:

The Board considered adopting a resolution to approve the proposed Fiscal Year 2026–2027 Budget, which includes recommended staffing levels, the salary schedule and benefits, and other related budget actions. Staff also shared the Air District's progress in implementing the 2024-2029 Strategic Plan, including overall progress and notable implementation highlights. The Finance and Administration Committee recommended

approval of the proposed budget on March 18, 2026, and the Board had held an initial public hearing to discuss the proposed Budget and to provide the public with an opportunity to comment on April 29, 2026.

2. Amendments to Air District Regulation 3: Fees:

The Board considered adopting a resolution to amend Air District Regulation 3: Fees, including revisions impacting fee schedules A, B, C, D, E, F, G-1 through G-5, H, I, K, M, P, R, S, V and W and other related changes, with the proposed changes to take effect on July 1, 2026. These amendments were intended to recover the costs of regulatory program activities in line with the Air District's Cost Recovery and Containment Policy. The Finance and Administration Committee recommended approval of these proposed fee amendments on April 15, 2026, and the Board had held an initial public hearing to discuss the proposed amendments and to provide the public with an opportunity to comment on April 29, 2026.

Director Gioia announced that Director Adams had informed him that she had a financial interest in the subject of Air District permit fees for regulated entities under Regulation 3, one of the topics up for discussion in this item. Prior to any further discussion, Director Adams explained that she needed to recuse herself from any consideration or discussion or action on permit fees for regulated entities under Regulation 3, due to a financial interest in the matter, as she receives income in the form of a salary for her position in Human Resources as the Director of Co-worker Inclusion and Belonging at Pacific Gas & Electric, a corporation that owns facilities that are subject to Air District fees.

Director Gioia noted for the record that Director Adams recused herself and left the meeting space.

Hyacinth Hinojosa, Deputy Executive Officer of Finance and Administration, Stephanie Osaze, Director of Finance, and Fred Tanaka, Engineering Manager, gave the staff presentation *Adoption of Proposed Budget for Fiscal Year 2026-2027 and Amendments to Air District Regulation 3: Fees*, including: outline; background; Budget summary; General Fund Budget revenue and expenditure year-to-year comparison; General Fund 5-year forecast (presented April 29, 2026); updated General Fund 5-year forecast; economic downturn – possible actions; summary of Budget resolution actions; 2024-2029 Strategic Plan implementation – 2024-2029 Strategic Plan, Strategic Plan progress report, implementation snapshot, feature stories; proposed Regulation 3 amendments – background on proposal impact, revenue, and costs, proposed fee amendments, fee comparisons, top ten facilities (permit renewal fees), key public comments; and recommended action.

Public Comments

Public comments were given by Peter Okurowski, California Council for Environmental and Economic Balance (CCEEB); Todd Osterberg, Chevron; Kaitlin Alcontin, Communities for a Better Environment (CBE); Bob Brown, Western States Petroleum Association (WSPA); Rina Mansingh, MRC; Kathy Kerridge, Benicia resident; Patrick Messac; and Jed Holtzman, Rocky Mountain Institute.

Board Comments

The Board and staff discussed the intended purpose of the Air District's cost-recovery and containment study, the date of the last review, and whether prior results exist, it would be helpful to have them for comparative analysis and measuring outcomes; previous permit renewal fees; the request for a breakdown of how Bay Area property taxes are allocated to the Air District as part of its revenue; whether fees that are to be increased by 15% are considered under-recovered, and whether the Air District is requesting that permitted facilities pay more than the whole cost that goes into their permit; how the Air District addresses situations in which fee revenues exceed the actual costs incurred; why the Air District may charge a closed business an ongoing annual fee, and whether the Air District would issue a refund if the permitted facility indeed closed; whether the transitioning of the Valero Benicia Refinery into a marine terminal would require a permit change; the allocated share of 9 Bay Area county property taxes that the Air District receives annually, and how the annual increase of 2% was calculated; the anticipated timeline of triggers that may precede an economic downturn; the belief that Air District fees have been perceived to exceed what is sustainable for regulated industry, persisting at high levels even when the rate of cost-recovery was much lower than the current rate; the desire for a 100% funded pension ratio; the desire for improved efficiency in Air District processes to reduce costs and optimize cost-recovery; the importance of demonstrating significant reductions in the Air District's permit backlog; the concern that restricting expenditures on additional staffing and updated technology may slow the momentum the Air District is building in addressing its permit backlog; the request for a definitive timeline indicating when the permit backlog will be resolved; the request that the Board's Policy, Grants, and Technology Committee discuss the fact that the loss of revenue in California's Greenhouse Gas Reduction Fund directly threatens loss of funding for the Community Air Protection Program (AB 617); the suggestion of establishing a running log of the Air District's cost-containment actions to show that the Air District's strategies are producing measurable results; and the need affordable for energy, especially in rural and exurban areas, and the need for preserving California's industry, to keep energy prices down and avoid increased reliance on imported fuel.

Board Action

Director González made a motion, seconded by Director Tam, to **adopt** a resolution to adopt the Fiscal Year 2026-27 Proposed Budget and related budget actions, effective July 1, 2026, and **adopt** a resolution to adopt the Regulation 3 Amendments, effective July 1, 2026; and the motion **carried** by the following vote of the Board:

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

[Click here to view Board Resolution No. 2026-03](#)

[Click here to view Board Resolution No. 2026-04](#)

24. **ADOPTION OF PROPOSED AMENDMENTS TO REGULATION 11: HAZARDOUS POLLUTANTS, RULE 18: REDUCTION OF RISK FROM AIR TOXIC EMISSIONS AT EXISTING FACILITIES (RULE 11-18) AND PROPOSED UPDATES TO THE RULE 11-18 IMPLEMENTATION PROCEDURES**

Prior to this item, Director Adams had announced that she had a financial interest in the subject of Health Risk Assessments required under Rule 11-18, topic being discussed in this item. Director Adams had explained that she needed to recuse herself from any consideration or discussion or action on Health Risk Assessments required under Rule 11-18, due to a financial interest in the matter, as she receives income in the form of a salary for her position in Human Resources as the Director of Co-worker Inclusion and Belonging at Pacific Gas & Electric, a corporation that owns facilities that are subject to Rule 11-18. Director Adams continued to be absent from the meeting space during this item.

The Board of Directors held a public hearing to consider the following:

- Amend Regulation 11: Hazardous Pollutants, Rule 18: Reduction of Risk from Air Toxic Emissions at Existing Facilities (Rule 11-18);
- Make findings of necessity, authority, clarity, consistency, non-duplication, and reference for the Rule 11-18 amendments;
- Update the Rule 11-18 Implementation Procedures;
- Adopt an Addendum to the previously certified Environmental Impact Report for Rule 11-18 pursuant to the California Environmental Quality Act; and
- Adopt a Mitigation Monitoring and Reporting Program for Rule 11-18 pursuant to the California Environmental Quality Act.

Katie Gong, Senior Air Quality Engineer, gave the staff presentation *Proposed Amendments to Regulation 11: Hazardous Pollutants, Rule 18: Reduction of Risk from Air Toxic Emissions at Existing Facilities*, including: abbreviations/acronyms; recommended action; outline; background of Rule 11-18: Reduction of Risk from Air Toxic Emissions at Existing Facilities – air toxics in the Bay Area, overview of Rule 11-18, feedback on Rule 11-18 implementation, delays in Rule 11-18 implementation, Air District actions, proposed amendments overview; proposed amendments to rule language – Health Risk Assessments (HRA), Risk Reduction Plans; proposed updates to implementation procedures – overview of implementation procedures, general, Dispute Resolution Panel; Rule 11-18 amendments package – public participation project, public comments received, Air District oversight of facility-prepared HRAs, emissions inventory review training, cost-effectiveness and incremental cost-effectiveness, compliance costs, socioeconomic impacts, commitment to small businesses, Air District impacts, California Environmental Quality Act requirements, statutory findings; and recommended action.

Public Comments

Public comments were given by Courtney Mizutani, Bay Area Clean Water Agencies; Kaitlin Alcontin, CBE; Peter Okurowski, CCEEB; Todd Osterberg, Chevron; Kevin Buchan, Western States Petroleum Association; Kathy Kerridge, Benicia resident; and Charles Davidson, Hercules resident.

Board Comment

The Board and staff discussed the number of Air District-prepared HRAs that have been completed; who will prepare the HRAs (facilities or Air District); ways in which the Air District's method of conducting HRAs compares to those of other air districts in California; which entities may serve on the Dispute Resolution Panel; the average number of HRAs that are conducted by the South Coast Air Quality Management District each calendar year; and CCEEB's suggested modifications to Rule 11-18.

Board Action

Director Salinas made a motion, seconded by Director Sell, to **adopt** a resolution, which includes:

- Amending Regulation 11: Hazardous Pollutants, Rule 18: Reduction of Risk from Air Toxic Emissions at Existing Facilities
- Making findings of necessity, authority, clarity, consistency, non-duplication, and reference for the Rule 11-18 amendments
- Updating the Rule 11-18 Implementation Procedures
- Adopting an Addendum to the previously certified Environmental Impact Report for Rule 11-18 pursuant to the California Environmental Quality Act
- Adopting a Mitigation Monitoring and Reporting Program for Rule 11-18 pursuant to the California Environmental Quality Act

The motion **carried** by the following vote of the Board:

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

[Click here to view Board Resolution No. 2026-05](#)

25. **TOXIC AIR CONTAMINANT CONTROL PROGRAM ANNUAL REPORT - 2026**

The Board of Directors held a public hearing to present the Air District's Toxic Air Contaminant Control Program Annual Report for 2026, and discuss its content and significance. The report fulfills the reporting requirements under the California Assembly Bill 2588 Air Toxics Hot Spots Program.

Dr. Fine waived this presentation.

NOTED PRESENT: Following her recusal from Items 23 and 24, Director Adams returned to the Board Room at 2:14 p.m.

Public Comments

No requests received.

Board Comments

None.

Board Action

No action taken.

ACTION ITEM

26. **ADOPTION OF PROPOSED POLICY UPDATES TO IMPLEMENT RECENT BROWN ACT CHANGES AND IMPROVE LANGUAGE ACCESS AND PUBLIC ACCESSIBILITY**

Mr. Crockett and Kimberly Leefatt, Civil Rights Officer, gave the staff presentation *Adoption of Proposed Policy Updates to Implement Recent Brown Act Changes and Improve Language Access and Public Accessibility*, including: recommended action; summary of relevant Senate Bill 707 (2025) mandates; amendments to Remote Teleconferencing Meeting Policy; new Broadcast Technology Disruption Policy; summary of changes and next steps; and recommended action.

Public Comments

No requests received.

Board Comments

The Board and staff discussed whether the changes to the Brown Act would mean that a quorum for an Air District Board meeting must be present and participating from a single, physical location within the Air District's territorial jurisdiction; and the belief that translation into Tagalog may not provide significant added value.

Board Action

Director González made a motion, seconded by Director Carlson, to **adopt** a proposed Broadcast Technology Disruption Policy; and **amend** the Remote Teleconferencing Meeting Policy to implement mandates in Senate Bill 707 (2025) and make other language access and public accessibility improvements; and the motion **carried** by the following vote of the Board:

AYES: Adams, Brown, Carlson, Clark, Corzo, Gallagher, Gioia, González, Hopkins, Jue, Sell, Tam, Young.
ABSTAIN: None.
NOES: Quinto.

ABSENT: Barnacle, Colbert, Haubert, Lee, Mahmood, Medina, Mueller, Salinas, Veenker, Walton.

At 2:26 p.m., during Item 26, a quorum of Board members was lost, and the meeting was forced to adjourn. Items 27 through 30 were not able to proceed.

OTHER BUSINESS

- 27. **PUBLIC COMMENT ON NON-AGENDA MATTERS**
- 28. **BOARD MEMBER COMMENTS**
- 29. **REPORT OF THE EXECUTIVE OFFICER / APCO**
- 30. **CHAIRPERSON'S REPORT**
- 31. **TIME AND PLACE OF NEXT MEETING**

Wednesday, July 1, 2026, at 10:00 a.m. The meeting will be held in-person at the Bay Area Metro Center and at satellite locations as may be specified on the meeting agenda using a remote teleconferencing link. Members of the Board of Directors and the public may attend at any of those in-person locations, and members of the public may also attend virtually via webcast.

32. **ADJOURNMENT**

The meeting was adjourned at 2:26 p.m.

/s/ Marcy Hiratzka
Marcy Hiratzka
Clerk of the Boards