



**COMMUNITY
ADVISORY COUNCIL**
CLEAN AIR FOR ALL

BOARD OF DIRECTORS
Community Advisory Council
May 21, 2026

SEJAL BABARIA
DOMINIQUE BROOKS
ADRIANA FERNANDEZ-ARRIAGA
WILLIAM GOODWIN
MS. MARGARET GORDON
ARIEANN HARRISON
PATRICK MESSAC
CYNTHIA PRIETO-DIAZ
DOMINICK RAMIREZ

SAIDY REYES MAZAREIGOS
KEVIN RUANO HERNANDEZ
FAGAMALAMA VIOLET SAENA
JEFF SANCHEZ
HARSHEET SUBEDI
KEN SZUTU
AZJARGAL TSOGSAIKHAN
LATASHA WASHINGTON

**MEETING LOCATION(S) FOR IN-PERSON ATTENDANCE BY
COUNCIL MEMBERS AND MEMBERS OF THE PUBLIC**

**Bay Area Metro Center
1st Floor Yerba Buena Room
375 Beale Street
San Francisco, CA 94105**

THE FOLLOWING STREAMING OPTIONS WILL ALSO BE PROVIDED

These streaming options are provided for convenience only. In the event that streaming connections malfunction for any reason, the Community Advisory Council reserves the right to conduct the meeting without remote webcast and/or Zoom access.

The public may observe this meeting through the webcast by clicking the link available on the air district's agenda webpage at <https://www.baaqmd.gov/bodagendas>

**Members of the public may participate remotely via Zoom at <https://bayareametro.zoom.us/j/86284904309> or may join Zoom by phone by dialing (669) 900-6833 or (408) 638-0968. The Webinar ID for this meeting is:
862 8490 4309**

PUBLIC COMMENT ON AGENDA ITEMS

The public may comment on each item on the agenda as the item is taken up. Members of the public who wish to speak on a matter on the agenda will have two minutes each to address the Council on that agenda item, unless a different time limit is established by the Chair. No speaker who has already spoken on an item will be entitled to speak to that item again.

Written public comments can be emailed to comments@baaqmd.gov or through the Air District's website via the "Submit a Comment" feature for this meeting. Written public comments emailed by 10:00 a.m. on the business day prior to this meeting will be provided to the Council members in advance of the meeting. Written public comments emailed after that deadline will be provided to the Council members following the meeting's adjournment. Unless directed by the Chair, written public comments will not be read aloud during the meeting.

The Council welcomes comments, including criticism, about the policies, procedures, programs, or services of the Air District, or of the acts or omissions of the Council. Speakers shall not use threatening, profane, or abusive language which disrupts, disturbs, or otherwise impedes the orderly conduct of a Council meeting. The Air District is committed to maintaining a workplace free of unlawful harassment and is mindful that Air District staff regularly attend Council meetings. Discriminatory statements or conduct that would potentially violate the Fair Employment and Housing Act – i.e., statements or conduct that is hostile, intimidating, oppressive, or abusive – is *per se* disruptive to a meeting and will not be tolerated.

COMMUNITY ADVISORY COUNCIL MEETING AGENDA

THURSDAY, MAY 21, 2026

6:00 PM

Chairpersons William Goodwin, Patrick Messac, and Latasha Washington

Land Acknowledgement Statement

We begin by acknowledging that this land is unceded Indigenous land. The territories, or counties we represent, are of the Indigenous people. To acknowledge this history of our country - that this nation was built on genocide, the exclusion and erasure of Indigenous people - grounds our work in truth. We also acknowledge that our modern global economy was founded on the free and forced labor of enslaved Black people. And that exploited labor continuously perpetuates itself in disadvantaged communities of color, as we see in the treatment of farm workers, immigrant workers, prison labor, and domestic workers. This practice of land acknowledgement calls on us to recognize our violent history that is the foundation of white supremacy, and to recognize the longstanding and ongoing resistance of People of Color to dehumanization, repression, and homicide. And that the brilliance and leadership of People of Color in resistance, vision, wisdom, and love be honored and recognized as we work to dismantle ongoing legacies of settler colonialism and anti-blackness.

1. Call to Order - Roll Call

The Facilitator, on behalf of the Council Co-Chairs, shall call the meeting to order and the Clerk of the Boards shall take roll of the Council Members.

2. Public Comment on Non-Agenda Matters

Pursuant to Government Code Section 54954.3, members of the public who wish to speak on matters not on the agenda will be given an opportunity to address the Council. Members of the public will have three minutes each to address the Council, unless a different time limit is established by the Chair. The Council welcomes comments, including criticism, about the policies, procedures, programs, or services of the Air District, or of the acts or omissions of the Council. Speakers shall not use threatening, profane, or abusive language which disrupts, disturbs, or otherwise impedes the orderly conduct of a Council meeting. The Air District is committed to maintaining a workplace free of unlawful harassment and is mindful that Air District staff regularly attend Council meetings. Discriminatory statements or conduct that would potentially violate the Fair Employment and Housing Act – i.e., statements or conduct that is hostile, intimidating, oppressive, or abusive – is per se disruptive to a meeting and will not be tolerated.

3. Report of the Executive Officer/APCO

CONSENT CALENDAR (Items 4-5)

The Consent Calendar consists of routine items that may be approved together as a group by one action of the Council. Any Council member or member of the public may request that an item be removed and considered separately.

4. Approval of the Draft Minutes of the Community Advisory Council Meeting of March 19, 2026

The Council will consider approving the Draft Minutes of the Community Advisory Council meeting of March 19, 2026.

5. Extension of Community Advisory Council Members' Terms Ending in Fall 2026

The Council will consider recommending to the Board of Directors that the Board extend the terms of four Community Advisory Council members to December 3, 2027, to align these terms with current Community Advisory Council members serving 2-year terms. The Council will consider recommending extending the end of the terms of Co-Chair Patrick Messac, Council member Sejal Babaria, and Council member Dominick Ramirez, from September 4, 2026, to December 3, 2027, and extending the end of the term of Council member Cynthia Prieto-Diaz from November 6, 2026, to December 3, 2027.

INFORMATIONAL ITEM(S)

6. Rules 6-1 and 6-6: Preview of Upcoming Draft Amendments

The Council will discuss potential amendments to Regulation 6, Rules 1 and 6 related to fugitive dust, including key issues and potential approaches to improve dust control and enforceability. This item will be presented by Eric Lara, Senior Air Quality Specialist in the Regulatory Development Division.

OTHER BUSINESS

7. Governance Ad Hoc Committee Update

The Council will discuss an update from the Ad Hoc Committee Representative on the work of the Governance Ad Hoc Committee.

8. Action Plan Ad Hoc Committee Update

The Council will discuss an update from the Community Advisory Council Action Plan Ad Hoc Committee. To inform the Ad Hoc Committee's work, Council members will provide input on a set of guided questions about local environmental justice updates and community concerns.

9. Council Member Comments / Other Business

Any member of the Council, 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.

10. Time and Place of Next Meeting

Thursday, July 16, 2026, at 6:00 p.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 Community Advisory Council and the public may attend at any of those in-person locations, and members of the public may also attend virtually via webcast.

11. Adjournment

The Council meeting shall be adjourned by the facilitator.

CONTACT:

MANAGER, EXECUTIVE OPERATIONS
375 BEALE STREET, SAN FRANCISCO, CA 94105
vjohnson@baaqmd.gov

(415) 749-4941
FAX: (415) 928-8560
Air District homepage:
www.baaqmd.gov

- 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 offices at 375 Beale Street, Suite 600, San Francisco, CA 94105, at the time such writing is made available to all, or a majority of all, members of that body.

Accessibility and Non-Discrimination Policy

The Bay Area Air District (Air District) does not discriminate on the basis of race, national origin, ethnic group identification, ancestry, religion, age, sex, sexual orientation, gender identity, gender expression, color, genetic information, medical condition, or mental or physical disability, or any other attribute or belief protected by law.

It is the Air District's policy to provide fair and equal access to the benefits of a program or activity administered by Air District. The Air District will not tolerate discrimination against any person(s) seeking to participate in, or receive the benefits of, any program or activity offered or conducted by the Air District. Members of the public who believe they or others were unlawfully denied full and equal access to an Air District program or activity may file a discrimination complaint under this policy. This non-discrimination policy also applies to other people or entities affiliated with Air District, including contractors or grantees that the Air District utilizes to provide benefits and services to members of the public.

Auxiliary aids and services including, for example, qualified interpreters and/or listening devices, to individuals who are deaf or hard of hearing, and to other individuals as necessary to ensure effective communication or an equal opportunity to participate fully in the benefits, activities, programs and services will be provided by the Air District in a timely manner and in such a way as to protect the privacy and independence of the individual. Please contact the Non-Discrimination Coordinator identified below at least three days in advance of a meeting so that arrangements can be made accordingly.

If you believe discrimination has occurred with respect to an Air District program or activity, you may contact the Non-Discrimination Coordinator identified below or visit our website at www.baaqmd.gov/accessibility to learn how and where to file a complaint of discrimination.

Questions regarding this Policy should be directed to the Air District's Non-Discrimination Coordinator, Kimberly Leefatt, Civil Rights Officer at (415) 749-4610 or by email at non-discriminationcoordinator@baaqmd.gov.

**BAY AREA AIR DISTRICT
375 BEALE STREET, SAN FRANCISCO, CA 94105
FOR QUESTIONS PLEASE CALL (415) 749-4941**

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

MAY 2026

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Policy, Grants and Technology Committee	Wednesday	20	10:00 a.m.	1 st Floor Board Room
Board of Directors Finance and Administration Committee -CANCELLED	Wednesday	20	1:00 p.m.	1 st Floor Board Room
Community Advisory Council Meeting	Thursday	21	6:00 p.m.	1 st Floor Board Room

JUNE 2026

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Meeting	Wednesday	3	10:00 a.m.	1 st Floor Board Room
Board of Directors Stationary Source Committee	Wednesday	10	10:00 a.m.	1 st Floor, Yerba Buena Room
Board of Directors Community Equity, Health, and Justice Committee	Wednesday	10	1:00 p.m.	1 st Floor, Yerba Buena Room
Advisory Council Meeting	Monday	15	9:00 a.m.	1 st Floor Board Room
Board of Directors Policy, Grants and Technology Committee	Wednesday	17	10:00 a.m.	1 st Floor Board Room
Board of Directors Finance and Administration Committee	Wednesday	17	1:00 p.m.	1 st Floor Board Room

JMB 5/13/26 – 3:21 p.m.

G/Board/Executive Office/Moncal

BAY AREA AIR DISTRICT
Memorandum

To: Chairpersons William Goodwin, Patrick Messac, and Latasha Washington
and Members of the Community Advisory Council

From: Philip M. Fine
Executive Officer/APCO

Date: May 21, 2026

Re: Approval of the Draft Minutes of the Community Advisory Council Meeting of
March 19, 2026

RECOMMENDED ACTION

Approve the Draft Minutes of the Community Advisory Council meeting of March 19, 2026.

BACKGROUND

None.

DISCUSSION

Attached for your review and approval are the Draft Minutes of the Community Advisory Council meeting of March 19, 2026.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Philip M. Fine
Executive Officer/APCO

Prepared by: Marcy Hiratzka

Reviewed by: Vanessa Johnson

ATTACHMENT(S):

1. Draft Minutes of the Community Advisory Council Meeting of March 19, 2026

Bay Area Air District
Community Advisory Council Meeting
Friday, March 19, 2026

Juntos Fruitvale
3357 International Boulevard
Oakland, CA, 94601

DRAFT MINUTES

This meeting was webcast, and a video recording is available on the website of the Bay Area Air District at <https://www.baaqmd.gov/en/about-the-air-district/community-advisory-council/agendasreports>

1. CALL TO ORDER - ROLL CALL

The meeting Facilitator, Randolph Belle of Randolph Belle, Artist (RBA) Creative, called the Community Advisory Council in-person meeting to order at 6:05 p.m.

Roll Call:

Present, In Person: (Juntos Fruitvale, 3357 International Boulevard, Oakland, CA 94601): Co-Chairs William Goodwin, Patrick Messac, Latasha Washington; and Council Members Dominique Brooks, Adriana Fernandez-Arriaga, Ms. Margaret Gordon, Cynthia Prieto-Diaz, Saily Reyes Mazariegos, Dominick Ramirez, Kevin G. Ruano Hernandez, Jeff Sanchez, Ken Szutu, and Azjargal Tsogtsaikhan.

Participated Remotely, via Zoom via Section 54953.8.3 of the Ralph M. Brown Act Open Meeting Act (Cal. Gov't Code § 54953.8.3). Remote presence does not count for quorum, but votes are counted for all action items): Council Members Sejal Babaria and Violet Saena (just cause).

Absent: Council Members Arieann Harrison and Harsheet Subedi.

2. PUBLIC COMMENT ON NON-AGENDA MATTERS

No requests received.

CONSENT CALENDAR

3. REPORT OF THE EXECUTIVE OFFICER/AIR POLLUTION CONTROL OFFICER (APCO)

On behalf of Dr. Philip M. Fine, Executive Officer/APCO, Arsenio Mataka, Deputy Executive Officer of Equity & Community Programs, gave the following announcements:

- The Air District welcomes two new employees: Temporary Community Advisory Council Designated Officer, Anyania Muse, and Officer of Civil Rights, Kimberly Leafatt.

- On March 12, the Air District opened the grant application period for the People’s Air Grant Program, a funding opportunity designed to support projects in impacted communities to reduce exposure to air pollution and address public health. This program was shaped by the CAC - the Board established a one-time allocation of \$3M for the Community Benefit Fund, and the CAC then developed a recommendation for disbursement of those dollars. We are currently working with Council Members Goodwin and Washington to design a process for the People’s Air Grant application review panel.
- The Air District’s Engineering team has started a taskforce to provide ongoing input on plans to improve the permitting process. The taskforce consists of approximately 15 participants representing different industry sectors, facility sizes, and roles in the permitting process, including representatives from public health organizations and local communities impacted by the Air District’s permit decisions. Brian Butler is the staff lead for the taskforce. And Jeff Sanchez is the CAC member now joining the Permitting Taskforce.
- On February 18, the joint enforcement case the Air District brought against Martinez Refining Company (MRC) – together with the Contra Costa District Attorney’s Office - - reached a final resolution: a final judgment was signed by Judge Reyes securing a \$10 million civil penalty assessment and compelling MRC to come into compliance during startup and shutdown operations. In total, 163 notices of violation are addressed by this penalty, including the November 2022 spent catalyst release incident.
- The Air District opened over \$90 million in grant funding to support community-driven projects that reduce air pollution, improve health outcomes, and build economic resilience in Benicia, Richmond, and surrounding communities. This funding opportunity is offered through the Air District’s Bay REPAIR program (Reinvesting Penalties for Air Improvement and Resilience). Under Bay REPAIR, the Local Community Benefits Fund is now accepting applications through May 2026.

4. **APPROVAL OF THE DRAFT MINUTES OF THE COMMUNITY ADVISORY COUNCIL MEETING OF JANUARY 23, 2026**

Public Comments

No requests received.

Council Comments

None.

Council Action

Council Member Reyes Mazariegos made a motion, seconded by Council Member Washington, to **approve** the Draft Minutes of the Community Advisory Council Special Meeting of January 23, 2026; and the motion **carried** by the following vote of the Council:

AYES: Babaria, Brooks, Fernandez-Arriaga, Gordon, Messac, Prieto-Diaz, Reyes Mazariegos, Ruano Hernandez, Ramirez, Saena, Sanchez, Szutu, Tsogtsaikhan, Washington.
NOES: None.
ABSTAIN: None.
ABSENT: Goodwin, Harrison, Subedi.

Motion Approved.

ACTION ITEMS

Item 5 (Community Advisory Council Co-Chair Elections) was about to be presented by Air District staff, when Council Member Messac made a motion, seconded by Council Member Washington, to switch the order of the agenda items, and have presentations and votes for Items 6 (Formation of an Action Plan Ad Hoc Committee for the Community Advisory Council) and 7 (Formation of a Governance Ad Hoc Committee to Amend the Community Advisory Council Charter) come in front of Item 5, to accommodate the late arrival of a Council Member who was to be considered for Item 5. The motion **carried** by the following vote of the Council:

AYES: Babaria, Brooks, Fernandez-Arriaga, Gordon, Messac, Prieto-Diaz, Reyes Mazariegos, Ruano Hernandez, Ramirez, Saena, Sanchez, Szutu, Tsogtsaikhan, Washington.
NOES: None.
ABSTAIN: None.
ABSENT: Goodwin, Harrison, Subedi.

Motion Approved.

5. FORMATION OF AN ACTION PLAN AD HOC COMMITTEE FOR THE COMMUNITY ADVISORY COUNCIL (OUT OF ORDER, ITEM 6)

Cynthia Prieto-Diaz, Community Advisory Council Member, gave the presentation *Formation of an Action Plan Ad Hoc Committee of the Community Advisory Council* including: recommended action; why this matters; objective of the Action Plan Ad Hoc committee; Action Plan Ad Hoc Committee procedures; request for Action Plan Ad Hoc members; and recommended action.

This presentation was briefly interrupted so that the Council could take the following action:

Council Member Washington made a motion, seconded by Council Member Sanchez, to hear the presentations (not votes) for Items 6 (Formation of an Action Plan Ad Hoc Committee for the Community Advisory Council) and 7 (Formation of a Governance Ad Hoc Committee to Amend the Community Advisory Council Charter), then hear the staff presentation and vote for Item 5, and then carry out the votes for Items 6 and 7. The motion **carried** by the following vote of the Council:

AYES: Babaria, Brooks, Fernandez-Arriaga, Gordon, Messac, Prieto-Diaz, Reyes Mazariegos, Ruano Hernandez, Ramirez, Saena, Sanchez, Szutu, Tsogtsaikhan, Washington.
NOES: None.
ABSTAIN: None.
ABSENT: Goodwin, Harrison, Subedi.

Motion Approved.

The presentation for Item 6 resumed.

Public Comments

No requests received.

Council Comments

The Council and Air District staff discussed the desire for a mix of newer and veteran members to serve on the on the Action Plan Ad Hoc Committee; who will set the meeting times of the Action Plan Ad Hoc Committee; who determines the maximum number of Council members on the Action Plan Ad Hoc Committee; whether the activities of the Action Plan Ad Hoc Committee are already being accomplished by the Council; focus areas that the Action Plan Ad Hoc Committee will identify; the anticipated timeframe that is to be captured within the Council's Action Plan; whether the Acton Plan will inform Council agenda setting; the request for reports from the ad hoc committee at future Council meetings; and the types of recommendations that the ad hoc committee will be making, and to whom.

NOTED PRESENT: Director Goodwin was noted present at 7:05 p.m.

At this time, after the presentation for Item 6 had concluded, Council Member Washington made a motion, seconded by Council Member Messac, to immediately hear the staff presentation and vote for Item 5, before voting on Items 6 and 7. The motion **carried** by the following vote of the Council:

AYES: Babaria, Brooks, Fernandez-Arriaga, Goodwin, Gordon, Messac, Prieto-Diaz, Reyes Mazariegos, Ruano Hernandez, Ramirez, Saena, Sanchez, Szutu, Tsogtsaikhan, Washington.
NOES: None.
ABSTAIN: None.
ABSENT: Harrison, Subedi.

Motion Approved.

6. COMMUNITY ADVISORY COUNCIL CO-CHAIR ELECTIONS (ITEM 5)

Lisa Flores, Staff Specialist II, gave the staff presentation *Community Advisory Council Co-Chair Elections*, including: recommended action; background; leadership duties; election process; and sample motion language.

The four Council Members (Goodwin, Messac, Szutu, and Washington) who had expressed interest and submitted applications each gave a brief speech regarding their wish to be considered for one of the three Co-Chair seats.

Public Comments

No requests received.

Council Comments

The Council and staff discussed clarification on the voting process; how tied votes would be handled, if any; and what the candidates believe is the Council's greatest challenge.

Council Action

Each Council Member was then asked by the Clerk to state their three choices out of the four candidates for the three Co-Chair positions, and the Clerk tallied the votes.

THE COUNCIL RECESSED AT 7:44 P.M AND RESUMED AT 7:57 P.M

After the break, the Clerk announced the number of votes per each candidate:

Goodwin: 13

Messac:13

Szutu: 9

Washington: 10

Based on the Council Members' votes, the three Co-Chairs elected to lead this new Council were: Goodwin, Messac, and Washington.

At this time the Council revisited Item 6 (Formation of an Action Plan Ad Hoc Committee for the Community Advisory Council). Having already received the presentation and discussed it, the next step was to vote on Council Members that volunteered to serve on the Action Plan Ad Hoc Committee with a limit of four council members joining as Ad Hoc Committee members. The prioritization criteria to be considered was: new Council Members, Council Members that do not serve as Co-Chairs, and Council Members not serving on other ad hoc committees or staff work groups.

At this time, the list of Council Members who volunteered to serve on the Council's Action Plan Ad Hoc Committee were: Babaria, Brooks, Gordon, Ruano-Hernandez, Sanchez, Szutu, and Tsogtsaikhan. (Babaria then volunteered to remove her name from the list.)

Council Action

At this time, Co-Chair Messac made a motion, seconded by Council Member Reyes Mazariegos, to refrain from voting on Item 6 (Formation of an Action Plan Ad Hoc Committee for the Community Advisory Council) until first receiving the presentation for and voting for Item 7 (Formation of a Governance Ad Hoc Committee to Amend the Community Advisory

Council Charter), and then voting on Item 6. The motion **carried** by the following vote of the Council:

AYES: Babaria, Brooks, Fernandez-Arriaga, Goodwin, Gordon, Messac, Prieto-Diaz, Reyes Mazariegos, Ruano Hernandez, Ramirez, Saena, Sanchez, Szutu, Tsogtsaikhan, Washington.
NOES: None.
ABSTAIN: None.
ABSENT: Harrison, Subedi.

Motion Approved.

7. FORMATION OF A GOVERNANCE AD HOC COMMITTEE TO AMEND THE COMMUNITY ADVISORY COUNCIL CHARTER

Amy Smith, Senior Staff Specialist, gave the staff presentation *Formation of a Governance Ad Hoc Committee to Amend the Community Advisory Council Charter*, including: recommended action; purpose and expectations of the Governance Ad Hoc Committee; overview of proposed Charter amendments; process of charter amendments; selection of Governance Ad Hoc Committee members; request for Governance Ad Hoc Committee members; and recommended action.

The final list of Council Members who volunteered to serve on the Council's Governance Ad Hoc Committee were: Prieto-Diaz, Reyes Mazariegos, Ruano Hernandez, and Sanchez.

Public Comments

No requests received.

Council Comments

The Council and Air District staff discussed how the Co-Chairs and Governance Ad Hoc Committee will work together to amend the Council's Charter; whether the Board (through its Community Equity, Health, and Justice Committee) will need to approve any amendments to the Council's Charter; when changes to the Council's Charter are to be implemented; whether there is prioritization criteria that pertains to the Governance Ad Hoc Committee; and whether institutional knowledge of the Council is required to serve on this ad hoc committee.

Council Action

Co-Chair Washington made a motion, seconded by Council Member Sanchez, to **approve** the creation of a Governance Ad Hoc Committee that will develop draft amendments to the Community Advisory Council Charter comprised of the following Council Members: Prieto-Diaz, Reyes Mazariegos, Ruano Hernandez, and Sanchez.

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

AYES: Babaria, Brooks, Fernandez-Arriaga, Goodwin, Gordon, Messac, Prieto-Diaz, Reyes Mazariegos, Ruano Hernandez, Ramirez, Saena, Sanchez, Szutu, Tsogtsaikhan, Washington.
NOES: None.
ABSTAIN: None.
ABSENT: Harrison, Subedi.

Motion Approved.

At this time, the Council considered taking action on Item 6. By this time, the list of Council Members who volunteered to serve on the Council’s Action Plan Ad Hoc Committee had changed to: Brooks, Gordon, Szutu, and Tsogtsaikhan.

Council Member Gordon made a motion, seconded by Council Member Ruano-Hernandez, to **approve** the creation of an Action Plan Ad Hoc Committee that will develop a plan identifying prioritized areas of focus with measurable benchmarks, to guide actions of the Community Advisory Council, comprised of the following Council Members: Brooks, Gordon, Szutu, and Tsogtsaikhan.

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

AYES: Babaria, Brooks, Fernandez-Arriaga, Goodwin, Gordon, Messac, Prieto-Diaz, Reyes Mazariegos, Ruano Hernandez, Ramirez, Saena, Sanchez, Szutu, Tsogtsaikhan, Washington.
NOES: None.
ABSTAIN: None.
ABSENT: Harrison, Subedi.

Motion Approved.

OTHER BUSINESS

8. COUNCIL MEMBER COMMENTS

Co-Chair Messac requested that the Council conduct a new case study on Radius Recycling, formerly Schnitzer Steel, in West Oakland, as the facility experienced another fire, on March 11, 2026. Co-Chair Messac said that he believes that case studies can result in swift and direct impact on air quality. He said that he hoped that Air District staff capacity would not be used as a barrier from beginning this work and forming another case study ad hoc committee.

Council Member Gordon added that the fire at Radius Recycling was small and immediately contained. She requested a standing item on future Council agendas during which Council Members can share environmental justice events that are occurring in their communities. It was suggested that Council Members use this standing agenda item: “Council Member Comments and Other Business” to discuss non-agenda items such as local, environmental justice events and updates on issues of community concern.

Council Members Tsogtsaikhan and Fernandez-Arriaga asked whether more ad hoc committees can be created than just the two that were created at this meeting, and the

process for doing so. Air District staff suggested that two ad hoc committees is a manageable number and that this can be discussed further with the Co-Chairs.

Council Member Brooks asked whether ad hoc committee meetings may be held virtually. Staff responded that yes, ad hoc committee meetings are not held to the Brown Act and usually meet virtually.

Co-Chair Washington and Council Member Szutu asked about the anticipated duration of the Governance Ad Hoc Committee, and how long ad hoc committees can be active. Staff responded that the CAC Charter states 6 months as the duration of ad hoc committees.

9. TIME AND PLACE OF NEXT MEETING

Thursday, May 21, 2026, at 6:00 p.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 Community Advisory Council and the public may attend at any of those in-person locations, and members of the public may also attend virtually via webcast.

10. ADJOURNMENT

The meeting was adjourned at 8:55 p.m.

Marcy Hiratzka
Clerk of the Boards

BAY AREA AIR DISTRICT
Memorandum

To: Chairpersons William Goodwin, Patrick Messac, and Latasha Washington
and Members of the Community Advisory Council

From: Philip M. Fine
Executive Officer/APCO

Date: May 21, 2026

Re: Extension of Community Advisory Council Members' Terms Ending in Fall
2026

RECOMMENDED ACTION

Recommend to the Board of Directors that the Board extend the end of the terms of Co-Chair Patrick Messac, Council member Sejal Babaria, and Council member Dominick Ramirez from September 4, 2026, to December 3, 2027, and extend the end of the term of Council member Cynthia Prieto-Diaz from November 6, 2026, to December 3, 2027.

BACKGROUND

At various times, the Community Advisory Council has had vacancies and completed recruitment and appointments to fulfill these vacancies. On September 4, 2024, Patrick Messac, Sejal Babaria, and Dominick Ramirez were appointed by the Board of Directors to serve 2-year terms on the Community Advisory Council to fill three vacant seats. Patrick Messac and Sejal Babaria were each appointed to fill vacancies in Alameda County seats, while Dominick Ramirez was appointed to fill a vacancy in a Youth seat on the Council. These terms will conclude on September 4, 2026. On November 6, 2024, Cynthia Prieto-Diaz was appointed by the Board of Directors to serve a 2-year term to fill a vacant Alameda County seat; this term will conclude on November 6, 2026.

On December 3, 2025, the Board of Directors appointed a slate of 13 Community Advisory Council members, 6 new members and 7 continuing members, to serve 2- or 4- year terms on the Council. These 2- or 4- year terms will conclude on December 3, 2027, or December 3, 2029, respectively.

DISCUSSION

Aligning the terms of these four Community Advisory Council members with other Council members serving 2-year terms would create greater administrative consistency across the Council and streamline future recruitment cycles.

The Community Advisory Council is currently working on revisions to the Charter to recommend to the Board of Directors. One of the amendments may be to move to fixed 2- and 4-year terms for council member seats. This would ensure that when a new Community Advisory Council member is selected to fill a vacant seat midterm, the newly approved member would serve only the remainder of that existing term. The member will then be eligible to apply again to serve a new 2- or 4-year term on the same timeline as the rest of the Community Advisory Council.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Philip M. Fine
Executive Officer/APCO

Prepared by: Amy Smith
Reviewed by: Anyania Muse

ATTACHMENT(S):

None

BAY AREA AIR DISTRICT
Memorandum

To: Chairpersons William Goodwin, Patrick Messac, and Latasha Washington
and Members of the Community Advisory Council

From: Philip M. Fine
Executive Officer/APCO

Date: May 21, 2026

Re: Rules 6-1 and 6-6: Preview of Upcoming Draft Amendments

RECOMMENDED ACTION

None; the Council will discuss, but no action is requested at this time.

BACKGROUND

Air District staff are developing amendments to Regulation 6, Rule 1 (General Requirements) and Rule 6-6 (Prohibition of Trackout) to strengthen and modernize fugitive dust requirements. Fugitive dust emissions from activities such as those at bulk material sites, disturbed surface sites, and construction sites, can contribute to localized air quality impacts, particularly in overburdened communities. Community feedback from Assembly Bill (AB) 617 communities, Community Advisory Council discussions, and case studies have highlighted concerns about ongoing dust impacts and the need for clearer, more enforceable requirements.

While existing rules include general visible emissions standards to limit fugitive dust, these emissions can be difficult to regulate due to their intermittent nature and the lack of clearly defined, field-verifiable compliance methods. Staff previously developed a Fugitive Dust White Paper to evaluate these challenges and identify potential regulatory approaches.

DISCUSSION

Air District Staff will provide a preview of the concepts and approaches in development for draft amendments to Rules 6-1 and 6-6. These amendments are intended to improve clarity, enforceability, and consistency of fugitive dust requirements across sources that generate fugitive dust.

Key concepts include:

- Establishing best management practice (BMP) requirements across various categories for dust-generating activities

- Introducing field-verifiable compliance methods, including “adequately wetted” and “soil crust determination” tests
- Strengthening requirements to prevent visible fugitive dust emissions from crossing the property line
- Developing a registration program for sites that do not require permits, including those with smaller stockpiles, to improve transparency and compliance for these dust sources
- Establishing fenceline air monitoring requirements

Air District Staff are developing the draft amendments package, which would include draft rule language and a Preliminary Staff Report with further supporting information. The Air District anticipates releasing this draft amendment package for public comment and conducting a public workshop later in 2026.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Philip M. Fine
Executive Officer/APCO

Prepared by: Eric Lara
Reviewed by: David Joe and Victor Douglas

ATTACHMENT(S):

1. Fugitive Dust Rule Presentation



Rules 6-1 and 6-6: Preview of Upcoming Draft Amendments

Community Advisory Council Meeting

May 21, 2026

Eric Lara

Senior Air Quality Specialist

Regulatory Development Division

Abbreviations

BMP: Best Management Practices

CARB: California Air Resources Board

CEQA: California Environmental Quality Act

CERP: Community Emissions Reduction Plan

DTSC: California Department of Toxic Substances Control

EPA: United States Environmental Protection Agency

Fugitive Dust: Airborne dust from open areas and uncovered operations

NOA: Natural Occurring Asbestos

NOV: Notice of Violation

PM_{2.5}: Particulate matter less than 2.5 mm microns (fine inhalable PM)

PM₁₀: Particulate matter less than 10 mm microns (inhalable PM)

SMARTS: Stormwater Multiple Application and Report Tracking System

TAC: Toxic Air Contaminant

Presentation Outline

- I. Regulatory Background
- II. Rule Development Overview
- III. Understanding the Need for Amendments
- IV. Preview of Potential Approaches and Key Considerations
- V. Rule Development Process and Timeline
- VI. Q&A and Next Steps

Who Develops Air Quality Regulations?

Federal Agencies

United States Environmental Protection Agency (EPA) sets national air quality standards and provides oversight of state programs



State-Level Agency

California Air Resources Board (CARB) sets stricter emissions standards for the state and focuses on mobile sources and greenhouse gas emissions, including vehicles, fuels, and consumer products



Local Air Districts

Such as the **Bay Area Air District**, regulate stationary sources and implement air quality programs at the regional level



What Other Regulations are Relevant Besides Air Quality?

San Francisco Bay Regional Water Board

Oversees stormwater runoff and stormwater discharges into the San Francisco Bay. Issues permits and mandates best management practices to counties, industries, communities, and construction companies



California Department of Toxic Substances Control

Enforces hazardous waste laws and regulations and oversees the safe disposal, cleanup, and control of contaminated resources and toxic substances at various types of facilities



City and County Dust Control Ordinances

Mandates varying levels of local and/or county-level best practices, controls, and requirements



California Environmental Quality Act

Ensure projects with potential to cause environmental harm are reviewed and significant effects are minimized or avoided altogether



Rule Development and Public Engagement

Identified Air Quality Issue

- CERPs
- Community Concerns
- New Health Information
- Legal Mandates
- New Technology

Stakeholder Meetings

- CSCs
- Community Advisory Council (CAC)
- Community Groups
- Industry

Public Workshops

- Community Members
- Industry
- NGOs, CBOs, Industry Associations



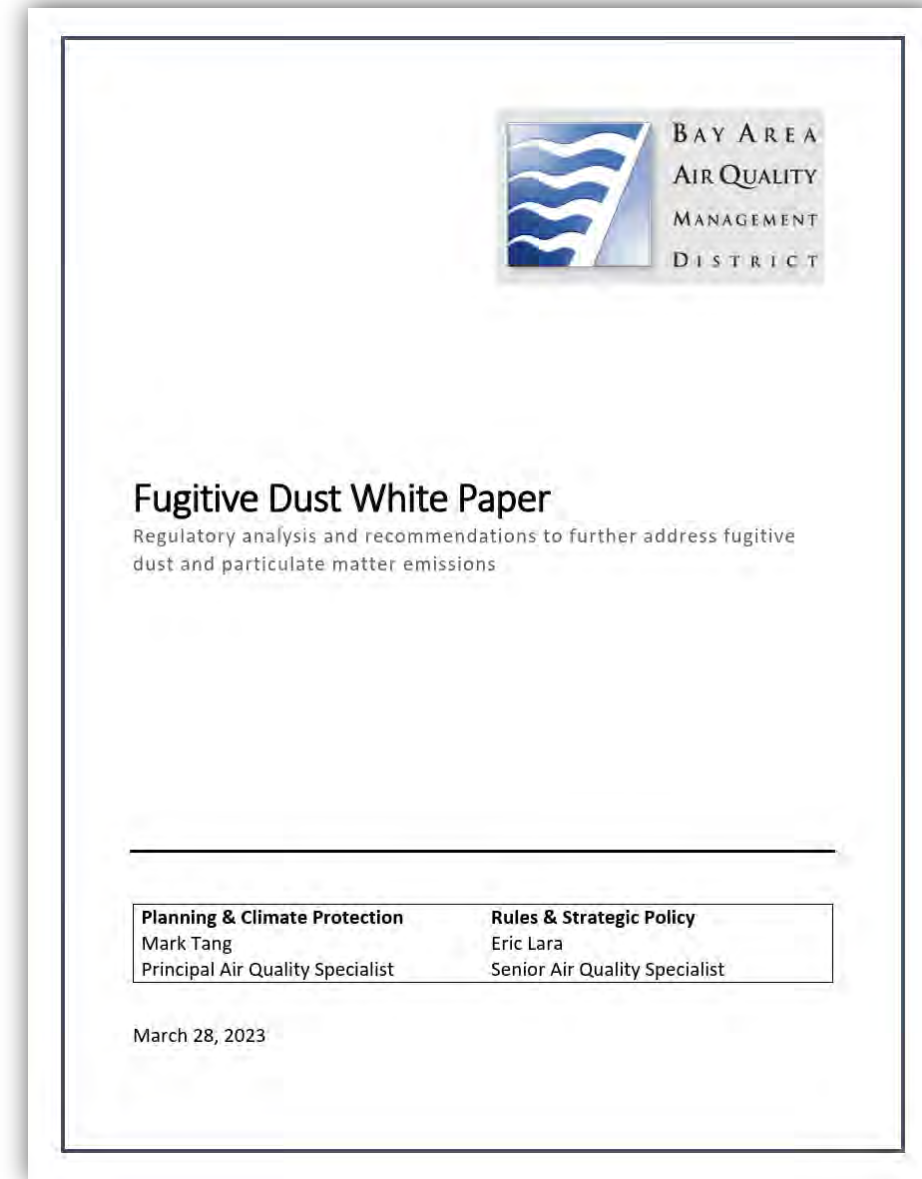
Note:

CBO: Community-Based Organization
CSC: Community Steering Committees

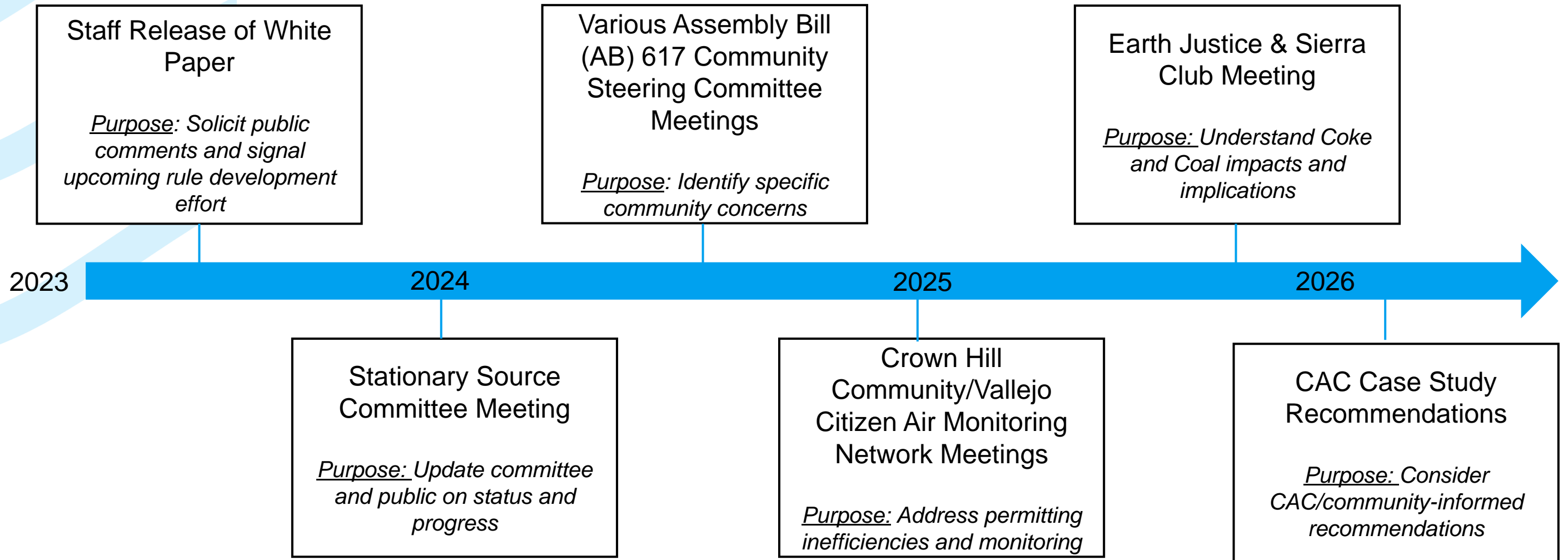
CERP: Community Emission Reduction Plans
NGO: Non-Governmental Organization

Why are we Amending the Rule?

- Community concerns about localized **PM₁₀** and **PM_{2.5}** fugitive dust emissions
- CAC Crown Hill case study; sites not permitted
- Recommended Actions in Community Emissions Reductions Plans
 - Owning Our Air - West Oakland Community Action Plan (WOCAP)
 - Path to Clean Air (PTCA) - Richmond-North Richmond-San Pablo
 - Right to Breathe - East Oakland Community Air Quality Justice Plan
 - Bayview Hunters Point/Southeast San Francisco CERP (*currently under development*)

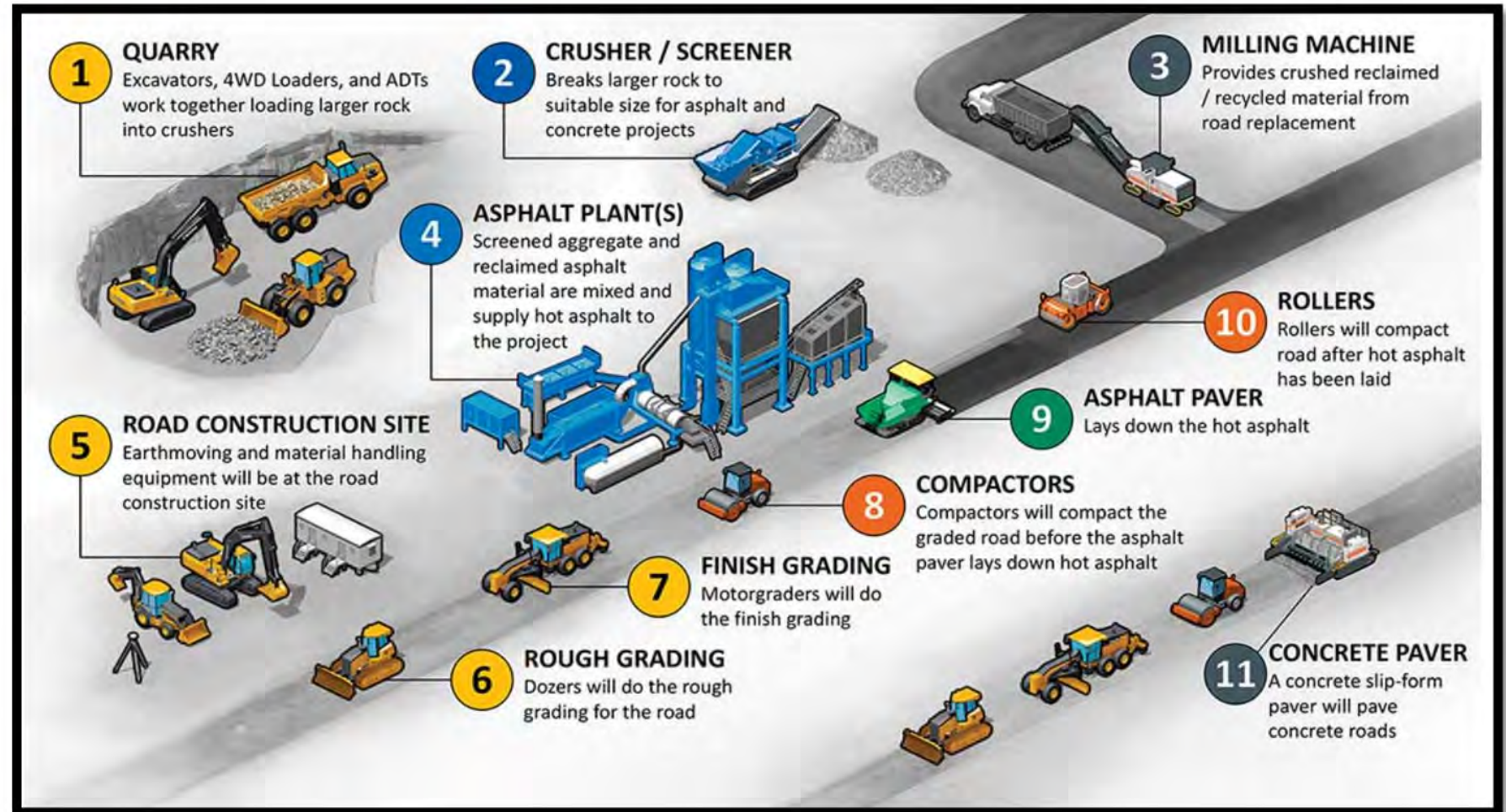


Current Dust Effort Public Engagement



Main Sites of Concern

- **Bulk material sites**
 - i.e., aggregate yards, coke and coal handling
- **Disturbed surface sites**
 - i.e., quarries, landfills, roads
- **Construction sites**
 - i.e., stockpiles, unpaved roads, material handling



Source: South Coast Rule 403.2 Staff Report, 2022

Issues of Concern

- Unpaved roads
- Unenclosed Stockpiles
- Trackout Emissions
- Non-permitted sites
- Fugitive dust crossing property lines
- Inconsistent mitigation practices
- Lack of trained personnel



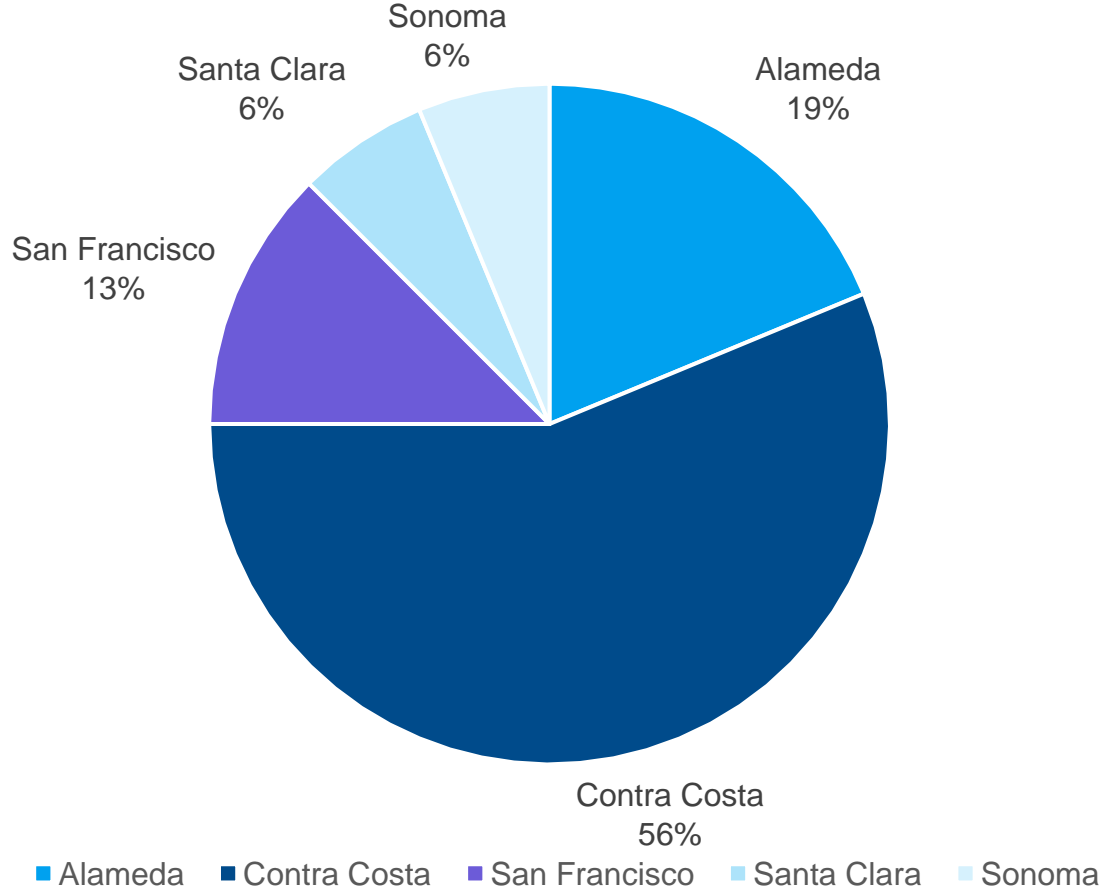
Complaint and Violation History

- Air District receives and investigates dust complaints
- Existing standards can be difficult to enforce
- Challenges documenting NOV's under current rule structure
- Rule updates aim to make more enforceable requirements

County	Population		Complaints Received		NOVs	
					(Permitted)	NOVs (Total)
Alameda	1.68M	22%	649	25%	1	3
Contra Costa	1.17M	15%	319	13%	7	9
Marin	0.26M	3%	129	5%	0	0
Napa	0.14M	2%	45	2%	0	0
San Francisco	0.87M	11%	365	14%	1	2
San Mateo	0.76M	10%	290	11%	0	0
Santa Clara	1.94M	25%	482	19%	1	1
Solano	0.45M	6%	118	5%	0	0
Sonoma	0.49M	6%	151	11%	1	1
Total	7.77M	100%	2,548	100%	11	16

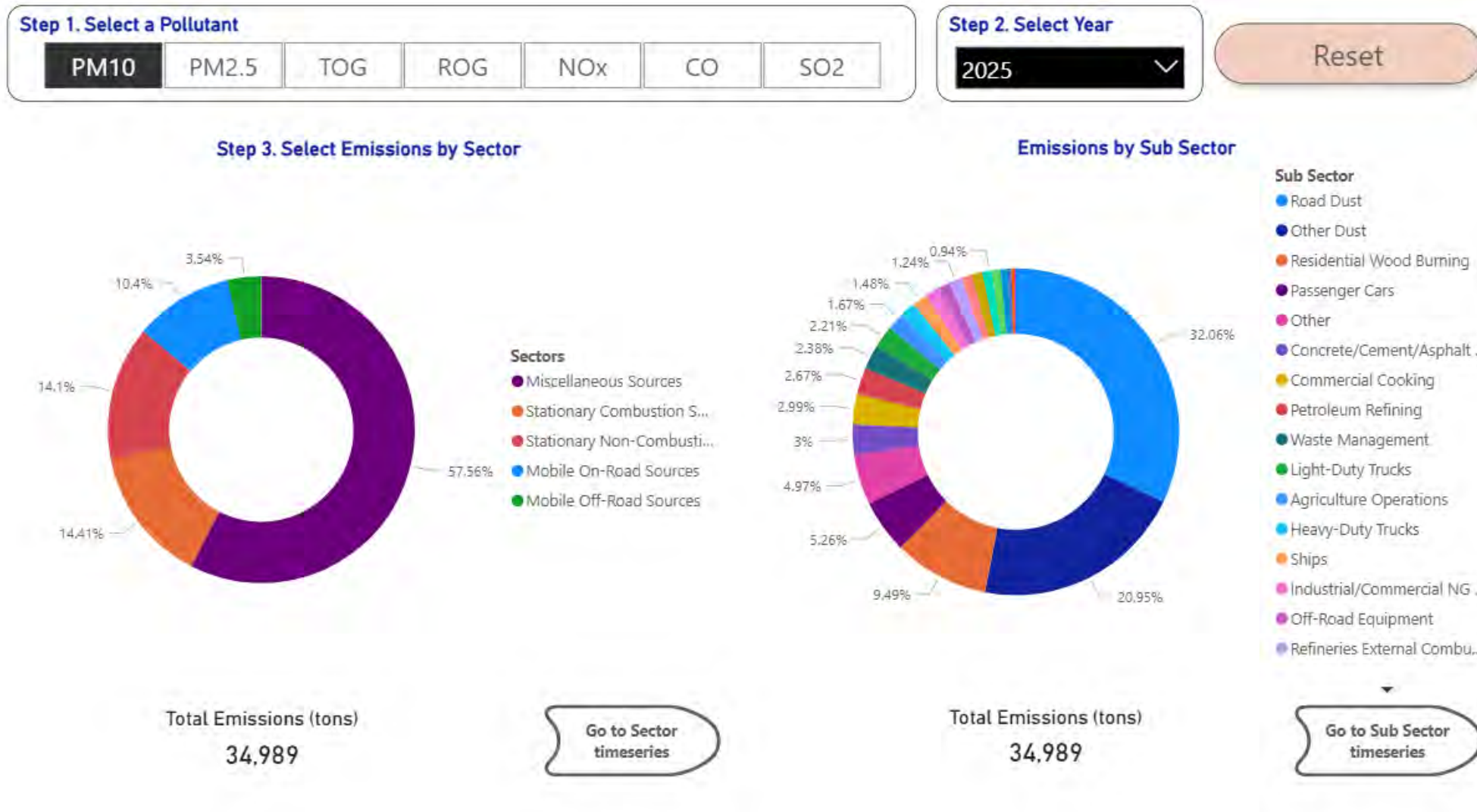
Data from 2019-2025

NOVs Issued Under Rules 6-1 and 6-6 by County



Data from 2019-2025

Particulate Matter Emissions in the Bay Area



- Fugitive dust is mostly **PM₁₀** but could be **PM_{2.5}** depending on material
- Various categories impacted by fugitive dust
- Interactive tool available on District's website

Source: <https://www.baaqmd.gov/en/about-air-quality/emission-inventory/emissions-lookup-tool>

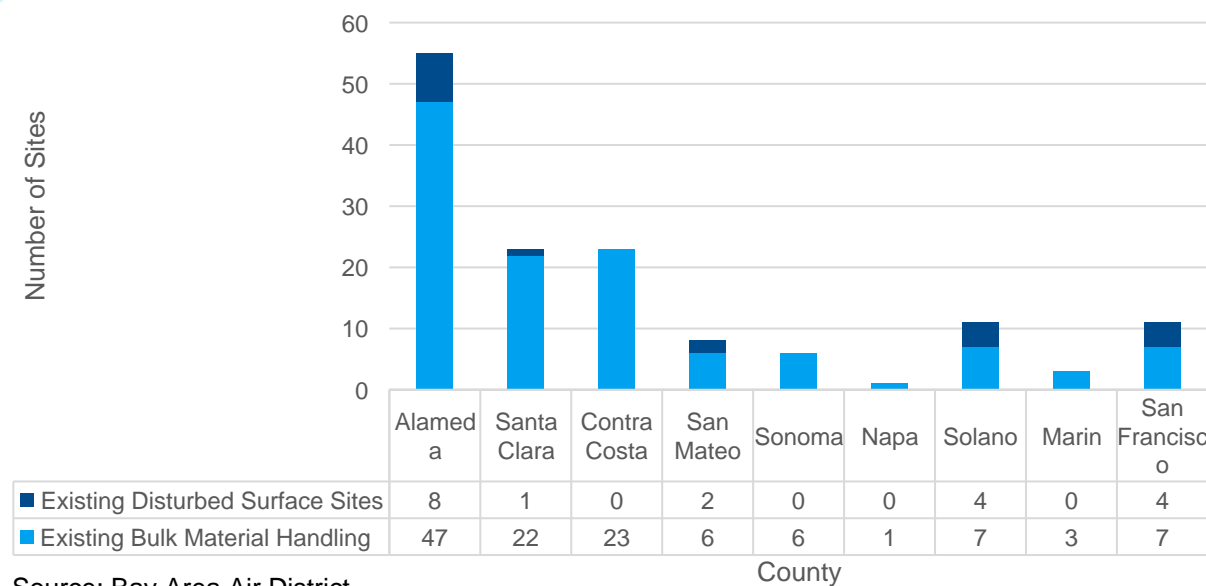
Base year 2025

TOG: Total Organic Gases; ROG: Reactive Organic Gases; NOx: Nitrogen Oxides; CO: Carbon Monoxide; SO2: Sulfur Dioxide

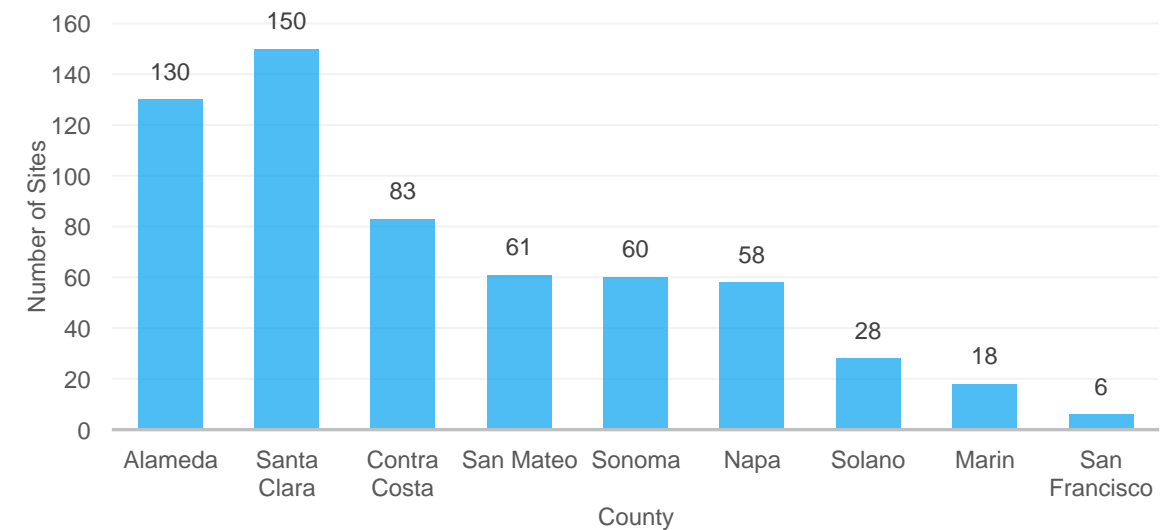
Number of Potentially Impacted Sites

- Approximately 150-175 bulk material handling sites and disturbed surface sites (Figure on the Left)
- Approximately 1,250 to 1,500 total large construction projects in the entire Bay Area
 - Up to 735 new construction sites on an annual basis (Figure on the Right)
- Approximately 4,500-7,000 small sites across all categories
- *Total* approximately 6,000-8,500 sites could be affected

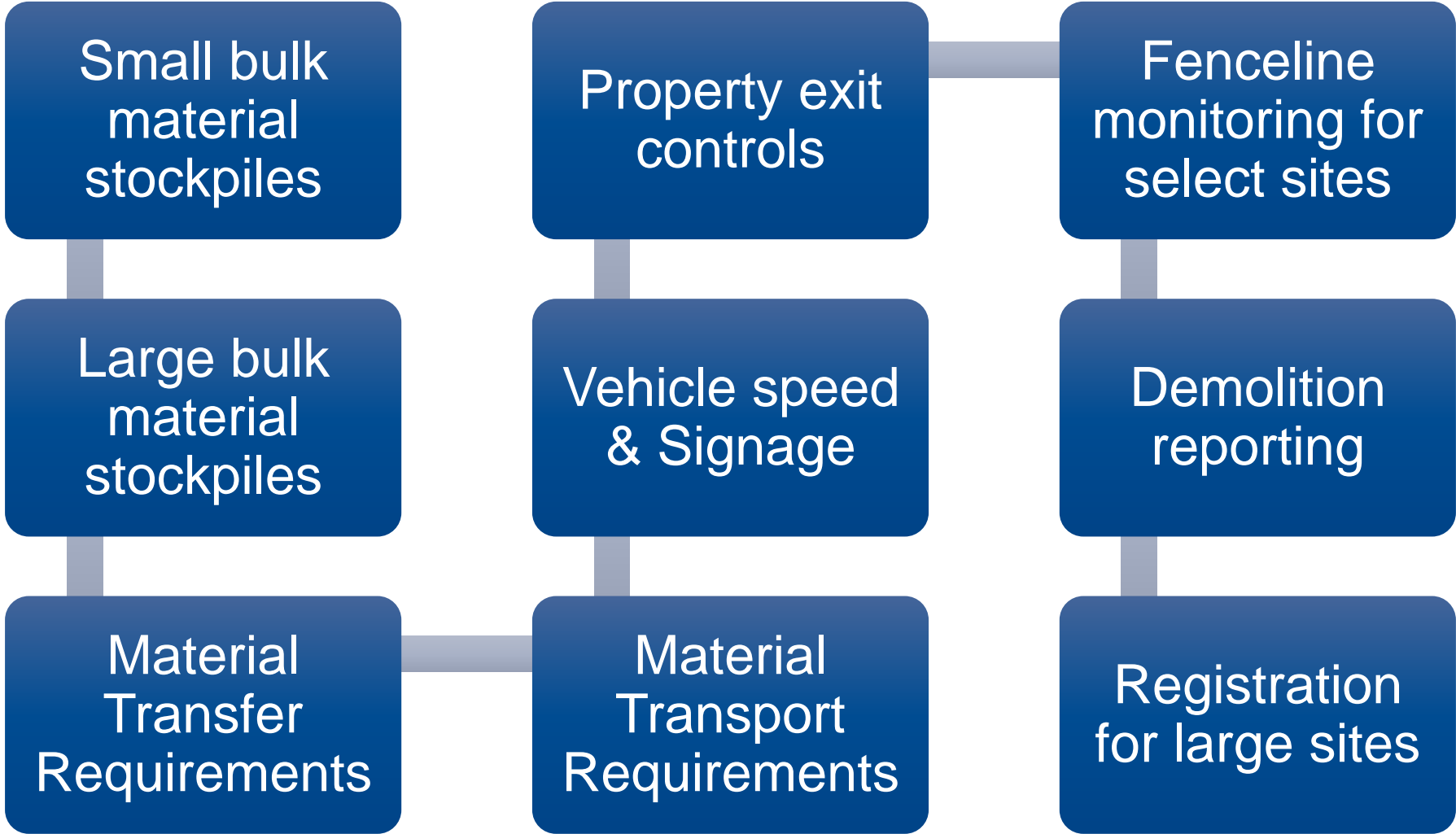
Number of Current Bulk Material and Disturbed Surface Sites



New Construction Sites by County in 2023 (>1 Acre)

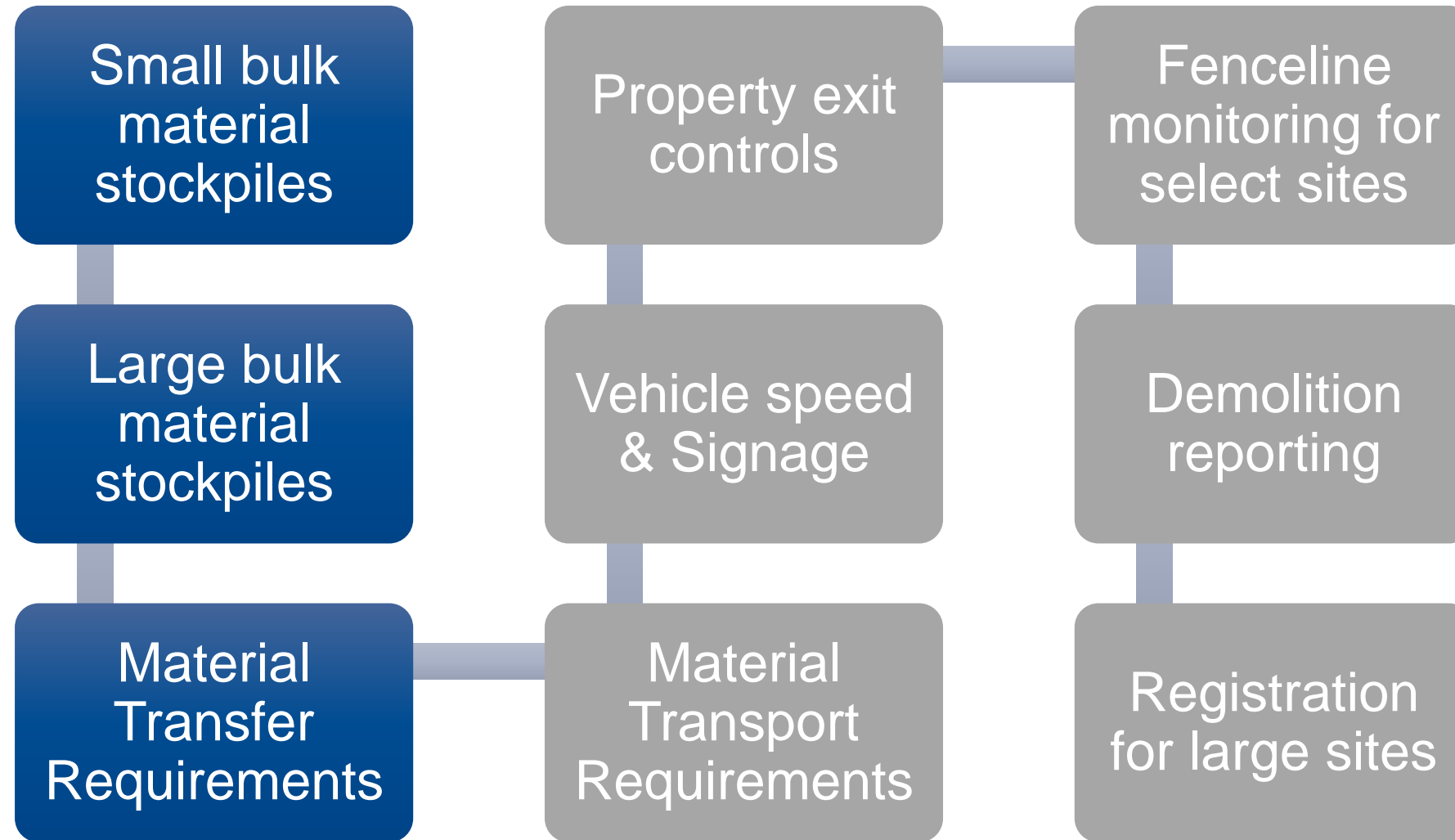


Categories for Upcoming Staff Recommendations



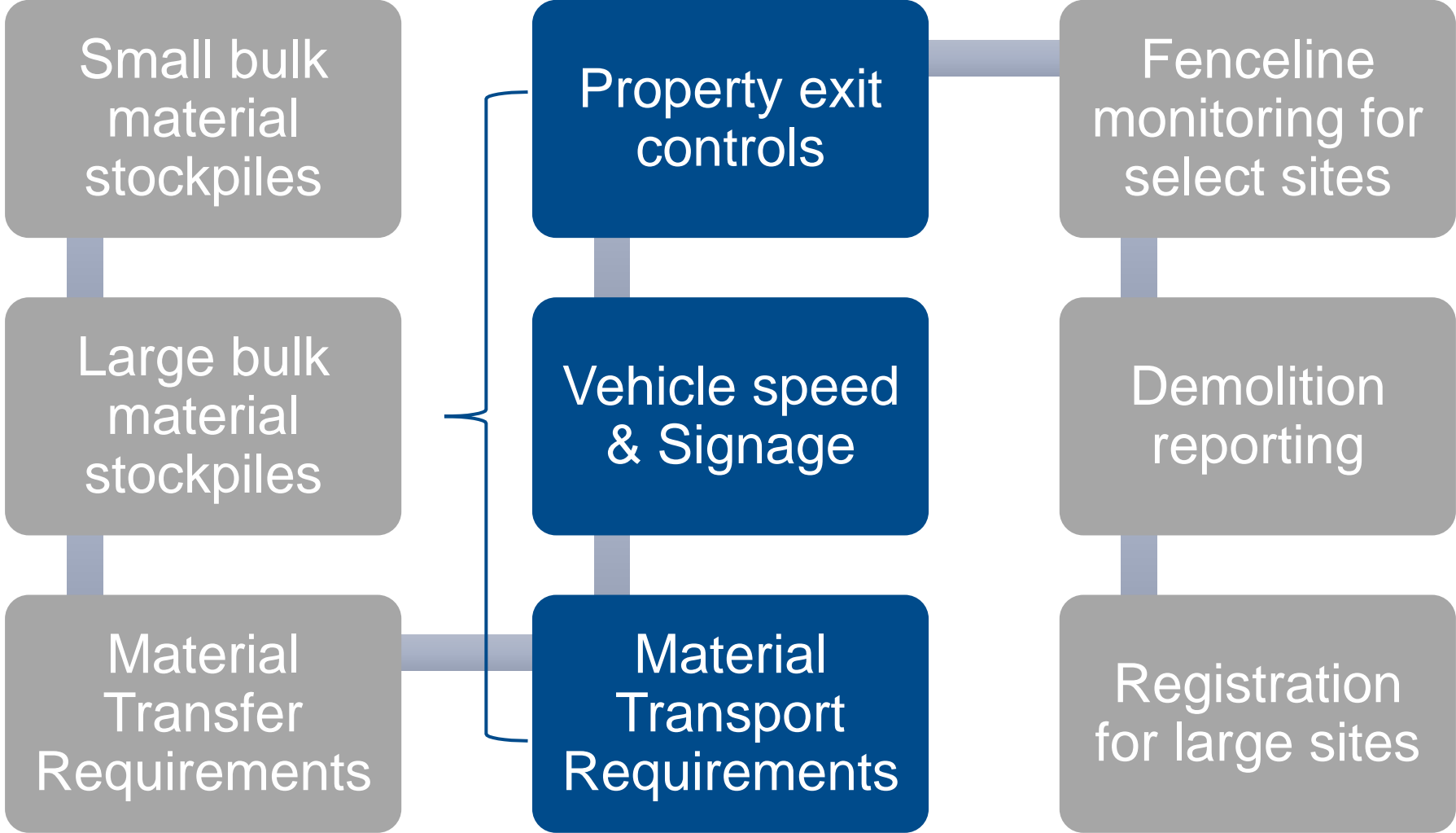
Focus on Material Handling & Movement

Goal:
Better control of material storage and movement

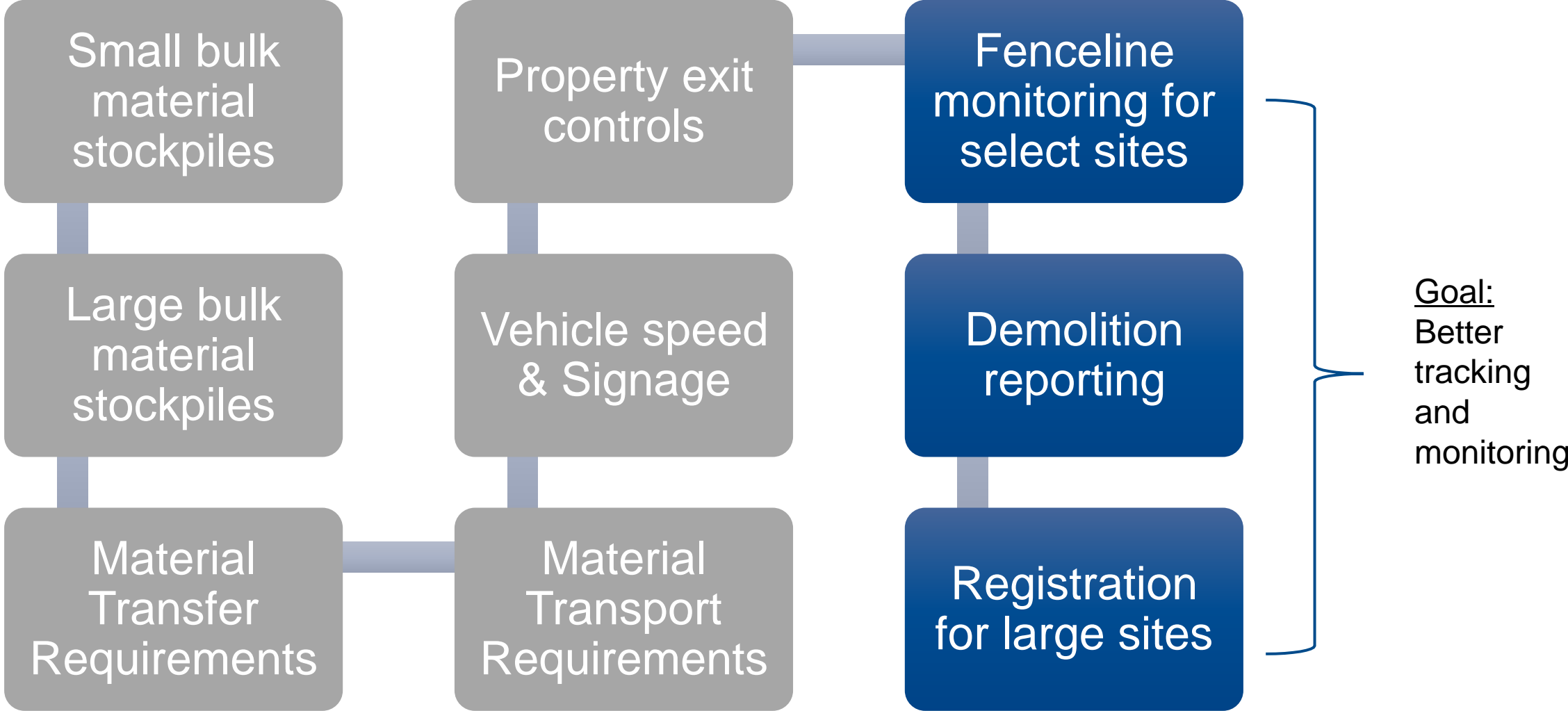


Focus on Site Controls

Goal:
Stronger
on-site
dust
control



Focus on Tracking & Accountability



Fenceline Air Monitoring

- Air District may conduct monitoring with an option for cost recovery from facilities if persistent issues are found
- Continuous measurements of **PM₁₀** and **PM_{2.5}** concentrations and meteorology in real-time
 - Tool for understanding if emissions are crossing the fenceline
 - Can inform Air District efforts to reduce emissions
 - Facilities can use these data to address issues
- Considering options for actions that may be triggered when concentrations reach a certain level
- Challenges:
 - Data represent total PM, not just PM from a specific facility
 - Configuration of monitors can influence how well the data reflects facility emissions



Potential Improvements to Reduce Dust



Field-Based Compliance Tools

Simple, field-verifiable tests to confirm stabilization and adequate watering



New Visible Emissions Standard

Existing method relies on the specific percentage thresholds for opacity **vs.** Potential new method accounts for an observation (presence) of opacity



Shift to Preventative Controls

Switching from “wait to see” emissions vs. Address potential emissions “before” they happen

Examples of Activities and Controls

Dust Generating Sources / Operations	Key Methods / Controls
Property Exits / Vehicle Trackout	<ul style="list-style-type: none"> • Gravel pads • Sweeping • Stabilized exit surfaces
Unpaved Roads & Staging Areas	<ul style="list-style-type: none"> • Watering • Gravel / paving • Chemical stabilizers
Disturbed Surfaces & Stockpiles	<ul style="list-style-type: none"> • Watering • Tarps / covers • Windbreaks / enclosures / screens • Vegetative and chemical stabilizers
Material Handling & Demolition	<ul style="list-style-type: none"> • Watering • Drop height limits • Windbreaks / enclosures / screens

Compliance Options for Controls at All Sites



Each section of the rule will have multiple compliance options (3-4 methods per requirement) to tailor for varying types of operations



Sites will be able to determine which is most appropriate for their level of operation or material movement

Additional Focus Areas for Dust Control

Requirements for unpaved roads, parking lots, and staging areas

Requirements for coke and coal sites

Dust Supervisor requirements for registered large sites

Recordkeeping requirements for tracking and transparency

Additional requirements for public nuisance sources or non-compliant sources

Addressing CAC Recommendations



Recommendation # 2:
More Enforceable Rules



Mandatory BMPs



Recommendation # 3:
Modernized Evidence Collection



Improved field-testing methods



Recommendation # 6:
Learning through CAC Case Studies



Tools to address offsite impacts

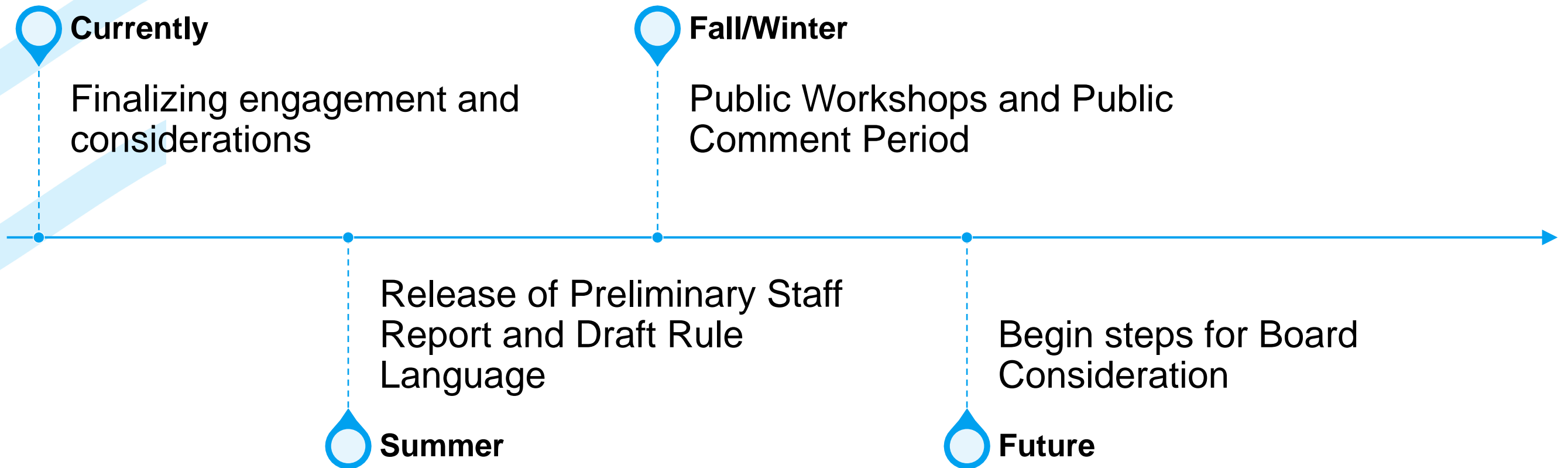


Recommendation # 7:
Community Concerns Framework



Public map of sites and registration portal

Timeline and Next Steps



Questions & Discussion

For more information:

Eric Lara | ruledevelopment@baaqmd.gov