



BAY AREA  
AIR QUALITY  
MANAGEMENT  
DISTRICT

BOARD OF DIRECTORS  
SPECIAL MEETING / RETREAT  
JANUARY 17, 2018

A special meeting of the Bay Area Air Quality Management District Board of Directors will be held at 9:45 a.m. at the Dougherty Station Community Center, 17011 Bollinger Canyon Rd, San Ramon, CA 94582.

**Questions About  
an Agenda Item**

The name, telephone number and e-mail of the appropriate staff Person to contact for additional information or to resolve concerns is listed for each agenda item.

**Meeting Procedures**

The public meeting of the Air District Board of Directors begins at 9:45 a.m. The Board of Directors generally will consider items in the order listed on the agenda. However, any item may be considered in any order.

After action on any agenda item not requiring a public hearing, the Board may reconsider or amend the item at any time during the meeting.

## Public Comment Procedures

Persons wishing to make public comment must fill out a Public Comment Card indicating their name and the number of the agenda item on which they wish to speak, or that they intend to address the Board on matters not on the Agenda for the meeting.

**Public Comment on Non-Agenda Matters, Pursuant to Government Code Section 54954.3** Speakers wishing to address the Board on non-agenda matters will be heard at the end of the agenda, and each will be allowed up to three minutes to address the Board at that time.

Members of the Board may engage only in very brief dialogue regarding non-agenda matters, and may refer issues raised to District staff for handling. In addition, the Chairperson may refer issues raised to appropriate Board Committees to be placed on a future agenda for discussion.

**Public Comment on Agenda Items** The public may comment on each item on the agenda as the item is taken up. Public Comment Cards for items on the agenda must be submitted in person to the Clerk of the Boards at the location of the meeting and prior to the Board taking up the particular item. Where an item was moved from the Consent Calendar to an Action item, no speaker who has already spoken on that item will be entitled to speak to that item again.

Speakers may speak for up to three minutes on each item on the Agenda. Except for Committee Reports, as to which speakers may speak for up to 1 minute. However, the Chairperson or other Board Member presiding at the meeting may limit the public comment for all speakers to fewer than three minutes per speaker, or make other rules to ensure that all speakers have an equal opportunity to be heard. The Chairperson or other Board Member presiding at the meeting may, with the consent of persons representing both sides of an issue, allocate a block of time (not to exceed six minutes) to each side to present their issue.

# BOARD OF DIRECTORS SPECIAL MEETING / RETREAT AGENDA

WEDNESDAY  
JANUARY 17, 2018  
9:45 A.M.

DOUGHERTY STATION  
COMMUNITY CENTER  
17011 BOLLINGER CANYON RD.  
SAN RAMON, CA 94582

## CALL TO ORDER

Chairperson, Liz Kniss

1. **Opening Comments**  
**Roll Call**  
**Pledge of Allegiance**

*The Chair shall call the meeting to order and make opening comments. The Clerk of the Boards shall take roll of the Board members. The Chair shall lead the Pledge of Allegiance.*

## COMMENDATION/PROCLAMATION/AWARD

2. *The Board of Directors will recognize outgoing Board Chairperson Liz Kniss for her outstanding leadership as Chair of the Board of Directors in 2017.*

## CLOSED SESSION

3. **CONFERENCE WITH LEGAL COUNSEL**

### **EXISTING LITIGATION (Government Code Section 54956.9(a))**

*Pursuant to Government Code Section 54956.9(a), a need exists to meet in closed session with legal counsel to consider the following cases:*

- A. **Western States Petroleum Association, Valero Refining Company – California, Tesoro Refining and Marketing Company, and Phillips 66 Company vs. Bay Area AQMD, et al.,** Contra Costa County Superior Court, Case No. N17-2300
- B. **Bay Area Air Quality Management District Employees' Association v. Bay Area AQMD,** San Francisco County Superior Court, Case No. CPF-17-515980.

## OPEN SESSION

### CONSENT CALENDAR (ITEMS 4 – 7)

Staff/Phone (415) 749-

4. Minutes of the Regular Board of Directors Meeting of December 20, 2017  
Clerk of the Boards/5073

*The Board of Directors will consider approving the draft minutes of the Regular Board of Directors Meeting of December 20, 2017.*

5. Board Communications Received from December 20, 2017 through January 16, 2018  
**J. Broadbent/5052**  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*A copy of communications directed to the Board of Directors received by the Air District from December 20, 2017 through January 16, 2018, if any, will be at each Board Member's place.*

6. Air District Personnel on Out-of-State Business Travel  
**J. Broadbent/5052**  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*In accordance with Section 5.4 (b) of the Air District's Administrative Code, Fiscal Policies and Procedures Section, the Board is hereby notified that the attached memorandum lists Air District personnel who have traveled on out-of-state business in the preceding month.*

7. Notices of Violations Issued and Settlements in Excess of \$10,000 in the month of December 2017  
**J. Broadbent/5052**  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*In accordance with Resolution No. 2012-08, the Board of Directors will receive a list of all Notices of Violation issued, and all settlements for amounts in excess of \$10,000 during the month of December 2017.*

## **BOARD OF DIRECTORS RETREAT**

8. **Opening Comments** **Chairperson, Dave Hudson**
- A. **State of the Air District, Air Quality Summary and the Proposed Regulatory Agenda for 2018**  
**J. Broadbent/5052**  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

*The Executive Officer/APCO will address the Board of Directors regarding the state of the Air District, provide an overview of air quality in the Bay Area and discuss the proposed Regulatory Agenda for 2018.*

- B. **Air District Administrative Overview**  
**J. Broadbent/5052**  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

**J. McKay/4629**  
[jmckay@baaqmd.gov](mailto:jmckay@baaqmd.gov)

**R. Sanders/4951**  
[rsanders@baaqmd.gov](mailto:rsanders@baaqmd.gov)

*The Chief Financial and Chief Administrative Officers will provide an administrative overview of the Air District.*

**C. Update on Assembly Bill 617 (AB617) Implementation**

**J. Broadbent/5052**  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

**G. Nudd/4782**  
[gnudd@baaqmd.gov](mailto:gnudd@baaqmd.gov)

*The Deputy Air Pollution Control Officer will provide an overview and update on the implementation of AB617.*

**D. Update on the Technology Implementation Office**

**J. Broadbent/5052**  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

**D. Breen/5041**  
[dbreen@baaqmd.gov](mailto:dbreen@baaqmd.gov)

*The Deputy Air Pollution Control Officer will provide an update on the Technology Implementation Office (T.I.O.)*

**E. Wood Smoke Program and the North Bay Fire Recovery Update**

**J. Broadbent/5052**  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

**W. Kino/4789**  
[wkino@baaqmd.gov](mailto:wkino@baaqmd.gov)

*The Deputy Air Pollution Control Officer will provide an update on the Wood Smoke Program and the North Bay Fire Recovery.*

**F. Climate Protection Program Update**

**J. Broadbent/5052**  
[jbroadbent@baaqmd.gov](mailto:jbroadbent@baaqmd.gov)

**G. Nudd/4786**  
[gnudd@baaqmd.gov](mailto:gnudd@baaqmd.gov)

*The Deputy Pollution Control Officer will provide an overview and update on the Air Districts Climate Protection Program.*

**G. Update on 2018 Committee Assignments and Goals**

**Chairperson, Dave Hudson**

*The Board Chair will discuss the 2018 Board of Directors Committee assignments and goals.*

**PUBLIC COMMENT ON NON-AGENDA MATTERS**

**9. Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3**

*Speakers who did not have the opportunity to address the Board in the first round of comments on non-agenda matters will be allowed three minutes each to address the Board on non-agenda matters.*

## **BOARD MEMBERS' COMMENTS**

10. *Any member of the Board, or its staff, 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. (Gov't Code § 54954.2)*

## **OTHER BUSINESS**

11. Report of the Executive Officer/APCO

12. Chairperson's Report

13. Time and Place of Next Meeting:

*Wednesday, February 21, 2018, at 375 Beale Street, San Francisco, CA 94105 at 9:45 a.m.*

14. Adjournment

*The Board meeting shall be adjourned by the Board Chair.*

## CONTACT:

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

**(415) 749-5016**  
**FAX: (415) 928-8560**  
**BAAQMD homepage:**  
[www.baaqmd.gov](http://www.baaqmd.gov)

- To submit written comments on an agenda item in advance of the meeting. Please note that all correspondence must be addressed to the “Members of the Board of Directors” and received at least 24 hours prior, excluding weekends and holidays, in order to be presented at that Board meeting. Any correspondence received after that time will be presented to the Board at the following meeting.
- To request, in advance of the meeting, to be placed on the list to testify on an agenda item.
- 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 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 Quality Management 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](http://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, Rex Sanders, at (415) 749-4951 or by email at [rsanders@baaqmd.gov](mailto:rsanders@baaqmd.gov).

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT  
375 BEALE STREET, SAN FRANCISCO, CALIFORNIA 94105  
FOR QUESTIONS PLEASE CALL (415) 749-5016 or (415) 749-4941**

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

**JANUARY 2018**

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
<b>Board of Directors Executive Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month)</i> - CANCELLED	Monday	15	9:30 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Stationary Source Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month)</i> - CANCELLED	Monday	15	10:30 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Regular Mtg. / Retreat</b> <i>(Meets on the 1<sup>st</sup> &amp; 3<sup>rd</sup> Wednesday of each Month)</i>	Wednesday	17	9:45 a.m.	Dougherty Station Community Center 17011 Bollinger Canyon Rd, San Ramon, CA 94582
<b>Board of Directors Climate Protection Committee</b> <i>(Meets on the 3<sup>rd</sup> Thursday of every other Month)</i> - CANCELLED	Thursday	18	9:30 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Budget &amp; Finance Committee</b> <i>(Meets on the 4<sup>th</sup> Wednesday of each Month)</i>	Wednesday	24	9:30 a.m.	1st Floor, Yerba Buena Room #109
<b>Board of Directors Mobile Source Committee</b> <i>(Meets on the 4<sup>th</sup> Thursday of each Month)</i>	Thursday	25	9:30 a.m.	1 <sup>st</sup> Floor Board Room

**FEBRUARY 2018**

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
<b>Board of Directors Regular Meeting</b> <i>(Meets on the 1<sup>st</sup> &amp; 3<sup>rd</sup> Wednesday of each Month)</i> - CANCELLED	Wednesday	7	9:45 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Executive Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month)</i>	Monday	19	9:30 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Stationary Source Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month)</i>	Monday	19	10:30 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Regular Mtg.</b> <i>(Meets on the 1<sup>st</sup> &amp; 3<sup>rd</sup> Wednesday of each Month)</i>	Wednesday	21	9:45 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Mobile Source Committee</b> <i>(Meets on the 4<sup>th</sup> Thursday of each Month)</i>	Thursday	22	9:30 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Budget &amp; Finance Committee</b> <i>(Meets on the 4<sup>th</sup> Wednesday of each Month)</i>	Wednesday	28	9:30 a.m.	1st Floor, Yerba Buena Room #109



## MARCH 2018

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
<b>Board of Directors Regular Meeting</b> <i>(Meets on the 1<sup>st</sup> &amp; 3<sup>rd</sup> Wednesday of each Month)</i>	Wednesday	7	9:45 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Climate Protection Committee</b> <i>(Meets on the 3<sup>rd</sup> Thursday of every other Month)</i>	Thursday	15	9:30 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Executive Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month)</i>	Monday	19	9:30 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Stationary Source Committee</b> <i>(Meets on the 3<sup>rd</sup> Monday of each Month)</i>	Monday	19	10:30 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Regular Mtg.</b> <i>(Meets on the 1<sup>st</sup> &amp; 3<sup>rd</sup> Wednesday of each Month)</i>	Wednesday	21	9:45 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Mobile Source Committee</b> <i>(Meets on the 4<sup>th</sup> Thursday of each Month)</i>	Thursday	22	9:30 a.m.	1 <sup>st</sup> Floor Board Room
<b>Board of Directors Budget &amp; Finance Committee</b> <i>(Meets on the 4<sup>th</sup> Wednesday of each Month)</i>	Wednesday	28	9:30 a.m.	1st Floor, Yerba Buena Room #109

HL – 1/10/18 – 1:20 pm.

G/Board/Executive Office/Moncal

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Dave Hudson and Members  
of the Board of Directors

From: Jack P. Broadbent  
Executive Officer/APCO

Date: January 3, 2018

Re: Minutes of the Regular Board of Directors Meeting of December 20, 2017

RECOMMENDED ACTION

Approve the attached draft minutes of the Board of Directors Regular Meeting of December 20, 2017.

DISCUSSION

Attached for your review and approval are the draft minutes of the Board of Directors Regular Meeting of December 20, 2017.

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Marcy Hiratzka  
Reviewed by: Maricela Martinez

Attachment 4A: Draft Minutes of the Board of Directors Regular Meeting of December 20, 2017

## AGENDA 4A– ATTACHMENT

Draft Minutes - Board of Directors Regular Meeting of December 20, 2017

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

Board of Directors Regular Meeting  
Wednesday, December 20, 2017

### **DRAFT MINUTES**

*Note: Audio recordings of the meeting are available on the website of the Bay Area Air Quality Management District at <http://www.baaqmd.gov/about-the-air-district/board-of-directors/resolutionsagendasminutes>*

#### **CALL TO ORDER:**

1. **Opening Comments:** Chairperson Liz Kniss called the meeting to order at 9:48 a.m.

#### **Roll Call:**

Present: Chairperson Liz Kniss; Vice Chairperson Dave Hudson; Secretary Katie Rice; and Directors Teresa Barrett, David J. Canepa, Cindy Chavez, Pauline Russo Cutter, John Gioia, Carole Groom, Scott Haggerty, Tyrone Jue, Rebecca Kaplan, Doug Kim, Karen Mitchoff, Mark Ross, Pete Sanchez, Rod Sinks, Jim Spering, Brad Wagenknecht, and Shirlee Zane.

Absent: Directors Margaret Abe-Koga, Nate Miley, Hillary Ronen, and Jeff Sheehy.

#### **COMMENDATIONS/PROCLAMATIONS/AWARDS**

2. The Board of Directors invited Director Jue to give some remarks about the late San Francisco Mayor, and District Board Member, Edwin M. Lee, who passed away on December 12, 2017. Director Jue spoke of Mayor Lee's character, principles, and career, and then a moment of silence was observed in Mayor Lee's memory.

The Board of Directors then presented the District's Lifetime Achievement Award to Deputy Executive Officer, Jean Roggenkamp, for her service, leadership, and dedication to protecting air quality in the Bay Area. Jack Broadbent, Executive Officer/Air Pollution Control Officer, described the progression of Ms. Roggenkamp's duties and promotions over the course of thirty-three years at the District. The Board members acknowledged Ms. Roggenkamp's contributions and thanked her for her service. Ms. Roggenkamp gave closing remarks, thanking the community, the Board, District staff, and her family.

Public Comments:

Public comments were given by Jed Holtzman, 350 Bay Area and Todd Miller, Berkeley resident.

**CONSENT CALENDAR ITEMS (3 - 10)**

3. Minutes of the Regular Board of Directors Meeting of December 6, 2017
4. Board Communications Received from December 6, 2017 through December 19, 2017
5. Air District Personnel on Out-of-State Business Travel
6. Notices of Violations Issued and Settlements in Excess of \$10,000 in the month of November 2017
7. Adopt a Resolution to Accept \$3 Million in Funding for a Zero Emissions Hydrogen Ferry Demonstration Project
8. Selection of New Production System Emission Inventory Contractor
9. Proposed Regulatory Agenda for 2018
10. Authorization to Execute a Second Contract Amendment with Denovo Ventures LLC, for Upgrade of the Air District's Financial System (JDE)

Public Comments:

No requests received.

Board Comments:

None.

Board Action:

Vice Chair Hudson made a motion, seconded by Director Kaplan, to **approve** Consent Calendar Items 3 to 10 inclusive; and the motion **carried** by the following vote of the Board:

AYES: Barrett, Canepa, Chavez, Cutter, Gioia, Groom, Haggerty, Hudson, Jue, Kaplan, Kim, Kniss, Mitchoff, Rice, Ross, Sanchez, Sinks, Spring, Wagenknecht, and Zane.

NOES: None.

ABSTAIN: None.

ABSENT: Abe-Koga, Miley, Ronen, and Sheehy.

**COMMITTEE REPORTS**

**11. Report of the Mobile Source Committee Meeting of December 7, 2017**

Mobile Source Committee Chair Mitchoff read:

*The Committee met on Thursday, December 7, 2017 and approved the minutes of October 26, 2017.*

*The Committee reviewed and discussed the staff presentation, Projects with Proposed Awards Over \$100,000. The Committee recommends the Board:*

1. *Approve Carl Moyer Program and Transportation Fund for Clean Air projects with proposed grant awards over \$100,000 as shown in Attachment 1; and*
2. *Authorize the Executive Officer/Air Pollution Control Officer to enter into all necessary agreements with applicants for the recommended projects.*

*The Committee then reviewed and discussed the staff presentation Fiscal Year Ending 2016 Transportation Fund for Clean Air Audit Report Results and Fiscal Year Ending 2017 Report on Transportation Fund for Clean Air Regional Fund Expenditures and Effectiveness.*

*The Committee then reviewed and discussed the staff presentation New Grant Program Revenue and Staffing for the Technology Implementation Office and Strategic Incentives Division. The Committee recommends the Board:*

1. *Amend the Fiscal Year Ending 2018 budget for the Carl Moyer Program, authorize the Bay Area Air Quality Management District to accept, obligate, and expend \$50 million in funding from the California Air Resources Board resulting from Assembly Bill 134, and adopt a resolution authorizing this award; and*
2. *Authorize the Executive Officer/Air Pollution Control Officer to enter into all agreements necessary to accept, obligate, and expend this funding*

*Finally, the Committee reviewed and discussed the staff presentation Update on Efforts to Further Reduce Emissions at the Port of Oakland and Former Oakland Army Base.*

*The next meeting of the Mobile Source Committee will be held on Thursday, January 25, 2018, at 9:30 a.m., at the Bay Area Air Quality Management District Office, 375 Beale Street, Board Room, San Francisco, California 94105. I move that the Board approve the Mobile Source Committee's recommendations. This concludes the Chair Report of the Mobile Source Committee.*

Public Comments:

No requests received.

Board Comments:

None.

Board Action:

Director Mitchoff made a motion, seconded by Director Kaplan, to **approve** the recommendations of the Mobile Source Committee; and the motion **carried** by the following vote of the Board:

- AYES: Barrett, Canepa, Chavez, Cutter, Gioia, Groom, Haggerty, Hudson, Jue, Kaplan, Kim, Kniss, Mitchoff, Rice, Ross, Sanchez, Sinks, Spering, Wagenknecht, and Zane.
- NOES: None.
- ABSTAIN: None.
- ABSENT: Abe-Koga, Miley, Ronen, and Sheehy.

12. **Report of the Budget and Finance Committee Meeting of December 7, 2017**

Budget and Finance Committee Chair Groom read:

*The Committee met on Thursday, December 7, 2017 and approved the minutes of April 26, 2017.*

*The Committee reviewed and discussed the staff presentation Fourth Quarter Preliminary Financial Report Fiscal Year Ending 2017.*

*The Committee then reviewed and discussed the staff presentation First Quarter Financial Report Fiscal Year Ending 2018.*

*The Committee then reviewed and discussed the staff presentation Overview of Upcoming Budget Considerations.*

*Finally, the Committee reviewed and discussed the staff presentation Increase Staffing and Accept New One-Time Revenue Resulting from Assembly Bill 617. The Committee recommends the Board:*

- 1. Amend the Fiscal Year Ending 2018 budget to authorize the creation of twenty-two (22) additional full time positions; and*
- 2. Accept approximately \$5 million in funding resulting from Assembly Bill 617.*

*The next meeting of the Budget and Finance Committee will be held on Wednesday, January 24, 2018, at 9:30 a.m., at the Bay Area Air Quality Management District office, 375 Beale Street, San Francisco, CA 94105. I move that the Board approve the Budget and Finance Committee's recommendations. This concludes the Chair Report of the Budget and Finance Committee.*

Public Comments:

No requests received.

Board Comments:

None.

Board Action:

Director Groom made a motion, seconded by Director Ross, to **approve** the recommendations of the Budget and Finance Committee; and the motion **carried** by the following vote of the Board:

AYES: Barrett, Canepa, Chavez, Cutter, Gioia, Groom, Haggerty, Hudson, Jue, Kaplan, Kim, Kniss, Mitchoff, Rice, Ross, Sanchez, Sinks, Spring, Wagenknecht, and Zane.  
NOES: None.  
ABSTAIN: None.  
ABSENT: Abe-Koga, Miley, Ronen, and Sheehy.

**13. Report of the Advisory Council Meeting of December 11, 2017**

Ex-Officio Advisory Council Member Sinks read:

*The Council met on Monday, December 11, 2017, and postponed the approval of the minutes of October 30, 2017 for lack of quorum.*

*The Council then received the staff presentation Regulation 11, Rule 18 Reduction of Risk from Air Toxic Emissions at Existing Facilities.*

*Finally, the Council received the presentation A Summary of Short-Term Particulate Matter (PM)<sub>2.5</sub> and Adverse Health Outcome Studies in California, by the Office of Environmental Health Hazard Assessment.*

*The next meeting of the Council is at the call of the Chair. This concludes the Chair Report of the Advisory Council.*

Public Comments:

No requests received.

Board Comments:

The Board and staff discussed how Advisory Council members' attendance has affected the forming of a quorum at meetings in 2017.

Board Action:

None; receive and file.

**14. Report of the Executive Committee Meeting of December 14, 2017**

Executive Committee Chair Kniss read:

*The Committee met on Thursday, December 14, 2017, and approved the minutes of October 16, 2017.*

*The Committee then reviewed and discussed the presentation Update on Technology Implementation Office Activities. During this presentation, the tentative members of the Technology Implementation Steering Committee were announced, including: Commissioner Janea Scott of the California Energy Commission; Dr. Ahmad Ganji, Director of San Francisco State University's School of Engineering Industrial Assessment Center; Mark Gupta, Principal at Prelude Ventures; Air District Board Member and Santa Clara County Supervisor, Cindy Chavez; and Harold "Bud" Beebe formerly of the Sacramento Municipal Utility District.*

*The Committee then reviewed and discussed the staff presentation Update on Complex Facility Permitting and Compliance Strategy.*

*Finally, the Committee reviewed and discussed the staff presentation Request to Amend the Fiscal Year Ending 2018 Budget to Increase Staffing. The Committee recommends that the Board:*

- 1. Amend the Fiscal Year Ending 2018 budget to authorize the creation of twenty-two additional full-time positions.*

*The next meeting of the Executive Committee will be held on Monday, February 19, 2018, Bay Area Air Quality Management District Office, 375 Beale Street, San Francisco, California 94105 at 9:30 a.m. I move that the Board approve the Executive Committee's recommendation. This concludes the Chair report of the Executive Committee.*

At this time, Mr. Broadbent and Rex Sanders, Chief Administrative Officer, gave the staff presentation *Executive Committee Report*, including: outline; recent Board actions; new and expanded Air District programs; new and existing funding sources; staffing request; positions requested; and next steps.

Public Comments:

No requests received.

Board Comments:

The Board and staff discussed predictions of whether the State will follow through with the funds intended for Air Districts' through various Assembly Bills (AB), and the need to press the State for long-term funding to carry out the requirements of those bills, including monitoring gubernatorial candidates leading up to Governor Brown's term limits; the request that staff bring back to the Board outcome-based budgeting for the new positions and expanded programs, in the event that a shortage of funds causes the shifting of funding allocations from one area to another, as well as how much total investment will go into staffing versus programs; the potential scope of work of the District's new Community Protection Office; the need for mobile air quality monitors; when the hiring for the new positions will occur; and concerns about needing to increase the District's Reserve funds in State funding is not made available in future years.

Board Action:

Chair Kniss made a motion, seconded by Vice Chair Hudson, to **approve** the recommendation of the Executive Committee; and the motion **carried** by the following vote of the Board:

AYES: Barrett, Canepa, Chavez, Cutter, Gioia, Groom, Haggerty, Hudson, Jue, Kaplan, Kim, Kniss, Mitchoff, Rice, Ross, Sanchez, Sinks, Spring, Wagenknecht, and Zane.  
NOES: None.  
ABSTAIN: None.  
ABSENT: Abe-Koga, Miley, Ronen, and Sheehy.

**15. Report of the Personnel Committee Meeting of December 18, 2017**

Personnel Committee Chair Sperring read:



*The Committee met on Monday, December 18, 2017, and approved the minutes of June 2, 2017.*

*The Committee reviewed and discussed one candidate regarding the vacant Principal seat of the Air District's Hearing Board in the Professional Engineering category. The Committee and staff discussed the recruitment process and then interviewed the candidate. The Committee recommends the Board approve:*

- 1. The appointment of Ryan Janoch as Professional Engineer category Principal Member of the Hearing Board.*

*The next meeting of the Committee is at the Call of the Chair. I move that the Board approve the Personnel Committee recommendation. This concludes the Chair Report of the Personnel Committee.*

Public Comments:

No requests received.

Board Comments:

None.

Board Action:

Director Spering made a motion, seconded by Director Sinks, to **approve** the recommendation of the Personnel Committee; and the motion **carried** by the following vote of the Board:

AYES: Barrett, Canepa, Gioia, Groom, Haggerty, Hudson, Jue, Kaplan, Kim, Kniss, Mitchoff, Rice, Sanchez, Sinks, Spering, Wagenknecht, and Zane.  
NOES: None.  
ABSTAIN: None.  
ABSENT: Abe-Koga, Chavez, Cutter, Miley, Ronen, Ross, and Sheehy.

**16. Report of the Stationary Source Committee Meeting of December 18, 2017**

Stationary Source Committee Chair Gioia read:

*The Committee met on Monday, December 18, 2017, and approved the minutes of September 18, 2017.*

*The Committee reviewed and discussed the staff presentation Particulate Matter Rule Update.*

*The Committee also reviewed and discussed the staff presentation Regulation 11, Rule 18: Reduction of Risk from Air Toxic Emissions at Existing Facilities – Implementation Update.*

*The next meeting of the Committee will be held on Monday, February 19, 2018, at 9:30 a.m., at the Bay Area Air Quality Management District Office, 375 Beale Street, San Francisco, California 94105. This concludes the Chair report of the Stationary Source Committee.*

Public Comments:

No requests received.

Board Comments:

The Board and staff discussed the request for Frequently Asked Questions language on the District website regarding best practices for rebuilding and heating homes in the North Bay that were lost to fires earlier this year, as well as targeted outreach to Sonoma and Napa County residents; and the timeline of the upcoming Wood Smoke Reduction Incentive Program funding cycle.

Board Action:

None; receive and file.

**PUBLIC COMMENT ON NON-AGENDA MATTERS**

**17. Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3**

Public comments were given by Bob Brown, Western States Petroleum Association; and Greg Karras, Communities for a Better Environment.

**BOARD MEMBER COMMENTS**

**18. Board Member Comments**

Director Gioia suggested that a representative from CARB give the District's Board a presentation on the status of CARB's 2017 Climate Change Scoping Plan, which was approved by the CARB's Board on December 14, 2017.

Director Kim requested an update on fire preparation and safety, as it's becoming more prevalent in California.

Director Kaplan expressed her hope that the District makes the following issues priorities in 2018: improved and increased distribution of fast-charging EV stations in the Bay Area, as well as increased outreach so that EVs become a viable option for everyone; community-based mitigation and treatments regarding air quality emergencies and incidents; pushing for improved mapping standards of CalEnviroScreen; and greater efforts to reduce freight emissions. She also thanked District staff who attended the recent roundtable discussion on freight issues at the Port of Oakland, hosted by the Alameda County Transportation Commission.

Director Zane urged District staff to reach out to the following people in Sonoma County:

- Christine Sosko, Environmental Health & Safety Director
- Barbie Robinson, Director of the County's Health Services Department
- Tennis Wick, Sonoma County Permit & Resource Management Dept.
- David Gouin, Director of Housing and Community Services for the City of Santa Rosa

Director Sinks sensed a remaining urgency to assist Sonoma and Napa County residents as they rebuild from the fires, and requested that early in 2018, staff gives the Board an update on steps the District has taken to assist the fire victims, and what more can be done by the District to meet those residents' needs. He said he sees this rebuilding process as an opportunity for long-term wood smoke-reduction.

Director Ross suggested that District staff create interactive multi-media and webcasts specifically for communities rebuilding from fire devastation; something more engaging than just website language.

Director Jue announced that, regarding the US Environmental Protection Agency's plan to repeal the Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units (Clean Power Plan), the City of San Francisco requested that a formal hearing in San Francisco take place, and the EPA has agreed to conduct one in January or February 2018. He urged local jurisdictions to get involved and said he would circulate information as he receives it.

## **OTHER BUSINESS**

### **19. Report of the Executive Officer/Air Pollution Control Officer**

Mr. Broadbent presented a local summary of ozone seasons in 2017, based on the National Ambient Air Quality Standards, and stated that the Bay Area has seen record PM<sub>2.5</sub> levels this year. He specified that more than one day of standard exceedances occurred, but only one day of exceedance was captured in the Winter PM<sub>2.5</sub> seasons chart because that one day's exceedance was due to locally gawn PM<sub>2.5</sub> generated in the Bay Area, whereas the exceedance on the days not captured in the chart were due to smoke transported from fires in Southern California, which do not count against the District's attainment status. Mr. Broadbent stated that an updated, more detailed ozone chart will be sent to the Board. Mr. Broadbent reported that wildland fire follow-up, AB 617 implementation, and the District's Climate Protection Planning Program will be discussed at the Annual Board Retreat on January 17, 2017.

### **20. Chairperson's Report**

Chair Kniss announced that the San Mateo County City Selection Committee reappointed Director Kim to the District's Board of Directors for another two-year term.

### **21. Time and Place of Next Meeting**

The Board of Directors Special Meeting/Annual Retreat will take place on Wednesday, January 17, 2018, at Dougherty Station Community Center, 17011 Bollinger Canyon Road, San Ramon, CA 94582 at 9:45 a.m.

### **22. Adjournment**

The meeting adjourned at 11:42 a.m.

Marcy Hiratzka  
Clerk of the Boards

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Dave Hudson and Members  
of the Board of Directors

From: Jack P. Broadbent  
Executive Officer/APCO

Date: January 4, 2018

Re: Board Communications Received from December 20, 2017 through January 16, 2018

RECOMMENDED ACTION

None; receive and file.

DISCUSSION

Copies of communications directed to the Board of Directors received by the Air District from December 20, 2017, through January 16, 2018, if any, will be at each Board Member's place at the January 17, Special Board meeting.

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Aloha de Guzman  
Reviewed by: Maricela Martinez

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Dave Hudson and Members  
of the Board of Directors

From: Jack P. Broadbent  
Executive Officer/APCO

Date: January 3, 2018

Re: Air District Personnel on Out-of-State Business Travel

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RECOMMENDED ACTION

None; receive and file.

BACKGROUND

In accordance with Section 5.4 (b) of the District's Administrative Code, Fiscal Policies and Procedures Section, the Board is hereby notified of District personnel who have traveled on out-of-state business.

The report covers the out-of-state business travel for the month of December 2017. The monthly out-of-state business travel report is presented in the month following travel completion.

DISCUSSION

The following out-of-state business travel activities occurred in the month of December 2017:

- Sally Newman, Air Quality Specialist II, attended the Fall American Geophysical Union Conference in New Orleans, Louisiana, December 11<sup>th</sup> – 15<sup>th</sup> 2017.
- Abhinav Guha, Senior Air Quality Engineer, attended the Fall American Geophysical Union Conference in New Orleans, Louisiana, December 11<sup>th</sup> – 15<sup>th</sup> 2017.

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Stephanie Osaze  
Reviewed by: Jeff McKay

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Dave Hudson and Members  
of the Board of Directors

From: Jack P. Broadbent  
Executive Officer/APCO

Date: January 4, 2018

Re: Notices of Violations Issued and Settlements in Excess of \$10,000 in the month of  
December 2017

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RECOMMENDED ACTION

None; receive and file.

DISCUSSION

In accordance with Resolution No. 2012-08, attached to this Memorandum is a listing of all Notices of Violations issued, and all settlements for amounts in excess of \$10,000 during the calendar month prior to this report.

BUDGET CONSIDERATION/FINANCIAL IMPACT

The amounts of civil penalties collected are included in the Air District's general fund budget.

Respectfully submitted,

Jack P. Broadbent  
Executive Officer/APCO

Prepared by: Brian C. Bunger

Attachment 7A: Notices of Violations for the Month of December 2017

AGENDA 7A - ATTACHMENT

**NOTICES OF VIOLATION ISSUED**

The following Notice(s) of Violation were issued in December 2017:

<b>Alameda</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Dustin X Driscoll	Z2235	Livermore	A57196A	12/20/17	6-3-301	Burning on WSTA
Receptient - Thomas Bell	Z2231	Oakland	A57198A	12/20/17	6-3-301	Burning on WSTA
Receptient - Alice M Robbins	Z2225	Oakland	A57199A	12/20/17	6-3-301	Burning on WTSA
Restoration Management Company	R2288	Hayward	A57635A	12/18/17	11-2-401.3	No notification
Restoration Management Company	R2288	Hayward	A57636A	12/18/17	11-2-401.3	No notification
SFD	Z2293	Oakland	A57195A	12/20/17	6-3-301	Burning on WSTA

<b>Contra Costa</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
David Langon Construction, Inc.	Z1897	Alamo	A57439A	12/1/17	11-2-401.5	Inaccurate start date
Pittsburg Unified School District	Z2150	Pittsburg	A57614A	12/4/17	2-1-307	Torn vapor hose, no current pressure test.
Pittsburg Unified School District	Z2150	Pittsburg	A57614B	12/4/17	8-7-302.5	Torn vapor hose, no current pressure test.

Receipient - Robert and Karen Fabianek	Z2197	Concord	A57191A	12/20/17	6-3-301	Burning on WSTA
SFD	Z2299	Walnut Creek	A57052A	12/13/17	6-3-301	Burning on WSTA
SFD	Z2302	Lafayette	A57806A	12/13/17	6-3-301	Burning on WSTA
SFD	Z2326	Pinole	A57929A	12/28/17	6-3-301	Burning of solid fuel during a Winter Spare the Air Alert.
Shell Martinez Refinery	A0011	Martinez	A57586A	12/7/17	8-5-306.2	Not gas tight
Shell Martinez Refinery	A0011	Martinez	A57587A	12/7/17	8-5-306.2	Not gas tight
StoneMor California Subsidiary, Inc	A2634	Lafayette	A57317A	12/5/17	2-1-307	failure to meet P/C
West Contra Costa County Landfill	A1840	Richmond	A56493A	12/14/17	2-6-307	Exceeded fleet mileage. PC 26088-6c

<b>Marin</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Michael and Sonya Gordon	Z2234	Fairfax	A57197A	12/20/17	6-3-301	Burning on WSTA
Receipient	Z2309	Lagunitas	A57818A	12/20/17	6-3-301	Burning on WSTA
SFD	Z2304	Novato	A57186A	12/19/17	6-3-301	Burning on WSTA
SFD	Z2295	Novato	A57194A	12/20/17	6-3-301	Burning on WSTA



SFD	Z2301	San Anselmo	A57803A	12/11/17	6-3-301	Burning on WSTA
SFD	Z2300	Ross	A57804A	12/13/17	6-3-301	Burning on WSTA
SFD	Z2255	Woodacre	A57820A	12/14/17	6-3-301	Burning on WSTA

<b>Napa</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Receipient	Z2193	Calistoga	A57192A	12/14/17	6-3-301	Burning on WTSA
Receipient	Z2193	Calistoga	A57193A	12/20/17	6-3-301	Burning on WTSA
Receipient - Jerome and Mary Ann Oved	Z2202	Napa	A57187A	12/20/17	6-3-301	Burning on WSTA
SFD	Z2307	Napa	A57188A	12/19/17	6-3-301	Burning on WSTA
SFD	Z2308	Napa	A57189A	12/19/17	6-3-301	Burning on WSTA

<b>San Francisco</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
345 6th, LLC	Z2151	San Francisco	A57461A	12/12/17	11-2-303.3	Improper removal and waste handling
345 6th, LLC	Z2151	San Francisco	A57461B	12/12/17	11-2-303.6	Improper removal and waste handling

345 6th, LLC	Z2151	San Francisco	A57461C	12/12/17	11-2-303.9	Improper removal and waste handling
345 6th, LLC	Z2151	San Francisco	A57461D	12/12/17	11-2-304.1	Improper removal and waste handling
345 6th, LLC	Z2151	San Francisco	A57462A	12/12/17	11-2-401.3	Failure to notify
BAHA Authority c/o Cushman & Wakefield	B3680	San Francisco	A56537A	12/5/17	2-1-302	No P/O
SF Townsend Condos LLC	E2883	San Francisco	A57553A	12/7/17	2-1-301	No authority to construct
SF Townsend Condos LLC	E2883	San Francisco	A57553B	12/7/17	2-1-302	No P/O

<b>San Mateo</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Kuality Constructions	Z0121	Foster City	A55647A	12/14/17	11-2-401.3	Invalid Job #; expired
SFD	Z2298	San Mateo	A57805A	12/14/17	6-3-301	Burning on WSTA
SFD	Z2258	East Palo Alto	A57823A	12/14/17	6-3-301	Burning on WSTA

<b>Santa Clara</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
Apple, Inc	B8604	Cupertino	A56538A	12/21/17	2-1-307	Failure to meet P/C

City of Sunnyvale Water Pollution Control	A0733	Sunnyvale	A55661A	12/5/17	1-523.2	Failure of inoperative parametric monitoring > 15 days
San Jose-Santa Clara Regional Wastewater Facility	A0778	San Jose	A55701A	12/6/17	2-1-307	PC# 17741- Part 5 Failed to collect daily H2S sample. Linked to RCA 07E68
SFD	Z2311	San Jose	A56758A	12/27/17	6-3-301	Burning on WSTA
SFD	Z2333	Los Gatos	A56767A	12/28/17	6-3-301	Burning of solid fuel during a Winter Spare the Air Alert.
SFD	Z2254	San Jose	A57822A	12/15/17	6-3-301	Burning on WSTA
Zero Waste Energy Development Company, LLC	E1277	San Jose	A55702A	12/6/17	2-1-307	PC# 26393- #52 and #53-1 over pressure event. RCA #07F37

<b>Solano</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
SFD	Z2330	Vallejo	A56765A	12/28/17	6-3-301	Burning of solid fuel on a Winter Spare the Air Alert.
SFD	Z2237	Benicia	A57182A	12/18/17	6-3-301	Burning on WSTA
SFD	Z2236	Benicia	A57183A	12/18/17	6-3-301	Burning on WSTA
SFD	Z2310	Fairfield	A57190A	12/19/17	6-3-301	Burning on WSTA

<b>Sonoma</b>						
<b>Site Name</b>	<b>Site #</b>	<b>City</b>	<b>NOV #</b>	<b>Issuance Date</b>	<b>Regulation</b>	<b>Comments</b>
City of Santa Rosa Wastewater Treatment	A1403	Santa Rosa	A56123A	12/4/17	2-6-307	Dev 4979 Permit Cond 18871 gas vent
Mitchell Riedel	Z2334	Santa Rosa	A56775A	12/28/17	6-3-301	Burning of solid fuels during a Winter Spare the Air Alert.
Owner	Z2297	Rohnert Park	A57807A	12/14/17	6-3-301	Burning on WSTA
Receipient - Antonio and Cynthia Gonzalez	Z2192	Windsor	A57200A	12/20/17	6-3-301	Burning on WSTA
Receipient - David and Claire Mesagno	Z2187	Rohnert Park	A57201A	12/20/17	6-3-301	Burning on WSTA
Robert K & Margaret A Tunstall	Y4771	Windsor	A57075A	12/29/17	6-3-301	Wood Smoke Violation
Robin R Goble	Z2259	Windsor	A57816A	12/14/17	6-3-301	Burning on WSTA
SFD	Z2248	Windsor	A56636A	12/15/17	6-3-301	Burning on WSTA
SFD	Z2241	Windsor	A56637A	12/18/17	6-3-301	Burning on WSTA
SFD	Z2327	Petaluma	A56762A	12/28/17	6-3-301	Burning of solid fuel during a Winter Spare the Air Alert.
SFD	Z2328	Petaluma	A56763A	12/28/17	6-3-301	Burning of solid fuel during a Winter Spare the Air Alert.
SFD	Z2332	Sebastopol	A56766A	12/28/17	6-3-301	Burning of solid fuel during a Winter Spare the Air Alert.

SFD	Z2292	Rohnert Park	A57810A	12/14/17	6-3-301	Burning on WSTA
SFD	Z2291	Petaluma	A57812A	12/14/17	6-3-301	Burning on WSTA
SFD	Z2290	Petaluma	A57813A	12/14/17	6-3-301	Burning on WSTA
SFD	Z2261	Petaluma	A57814A	12/14/17	6-3-301	Burning on WSTA
SFD	Z2257	Windsor	A57819A	12/14/17	6-3-301	Burning on WSTA

**SETTLEMENTS FOR \$10,000 OR MORE REACHED**

There were 8 settlement(s) for \$10,000 or more completed in December 2017.

- 1) On December 1, 2017, the District reached settlement with Justice Investors, LP for \$150,000, regarding the allegations contained in the following 2 Notices of Violation:

NOV #	Issuance Date	Occurrence Date	Regulation	Comments from Enforcement
A54391A	6/13/16	1/3/16	11-2-401.3	No notification of renovation.
A54392A	4/27/16	1/3/16	11-2-303	No survey, No on site rep
A54392B	4/27/16	1/3/16	11-2-304	No survey, No on-site Rep, Waste disposal

- 2) On December 1, 2017, the District reached settlement with Lawrence Livermore National Laboratory for \$21,600, regarding the allegations contained in the following 1 Notice of Violation:

NOV #	Issuance Date	Occurrence Date	Regulation	Comments from Enforcement
A56708A	10/6/16	7/1/16	2-1-307	Solvent limit exceeded (PC #15925-1)

- 3) On December 12, 2017, the District reached settlement with AB & I Foundry for \$13,500, regarding the allegations contained in the following 3 Notices of Violation:

<b>NOV #</b>	<b>Issuance Date</b>	<b>Occurrence Date</b>	<b>Regulation</b>	<b>Comments from Enforcement</b>
A52531A	12/19/14	7/28/14	2-6-307	NTC# A41594 not reported (Title V Cond I, sub section F)
A52537A	11/2/15	5/20/15	2-6-307	PARAMETRIC MONITOR 06 VOL; BELOW OPERATING TEMP (PC 9351-1)
A56386A	11/30/16	10/17/16	2-6-307	PC #23650 Source not abated by A-63

- 4) On December 13, 2017, the District reached settlement with Conflo Services, Inc. for \$12,500, regarding the allegations contained in the following 2 Notices of Violation:

<b>NOV #</b>	<b>Issuance Date</b>	<b>Occurrence Date</b>	<b>Regulation</b>	<b>Comments from Enforcement</b>
A57433A	10/11/17	10/2/17	11-2-303.1	No containment, no wetting
A57433B	10/11/17	10/2/17	11-2-303.6	No containment, no wetting
A57434A	10/11/17	10/2/17	11-2-304.1	Improper waste handling, no notification
A57434B	10/11/17	10/2/17	11-2-401.3	Improper waste handling, no notification

- 5) On December 14, 2017, the District reached settlement with Sterling Environmental Corporation for \$10,000, regarding the allegations contained in the following 1 Notice of Violation:

<b>NOV #</b>	<b>Issuance Date</b>	<b>Occurrence Date</b>	<b>Regulation</b>	<b>Comments from Enforcement</b>
A57001A	9/8/17	9/7/17	11-2-303.1	No wetting, containment breach, view ports
A57001B	9/8/17	9/7/17	11-2-303.6	No wetting, containment breach, view ports

- 6) On December 21, 2017, the District reached settlement with City of Santa Rosa for \$12,000, regarding the allegations contained in the following 4 Notices of Violation:

<b>NOV #</b>	<b>Issuance Date</b>	<b>Occurrence Date</b>	<b>Regulation</b>	<b>Comments from Enforcement</b>
A53731A	2/18/15	12/31/14	2-6-307	Exceeded NOx limit (Two categories)
A53733A	3/4/15	2/17/15	2-6-307	NOx excesses - Source Test #15083
A53733B	3/4/15	2/17/15	9-8-302	NOx excesses - Source Test #15083
A53742A	8/5/15	2/27/15	2-6-307	Failure to submit 10 day/30 day deviation reports
A56117A	4/12/17	3/15/17	2-6-307	RCA 07C78 unabated digester gas venting

- 7) On December 27, 2017, the District reached settlement with Albion Partners, Inc. for \$15,000, regarding the allegations contained in the following 1 Notice of Violation:

<b>NOV #</b>	<b>Issuance Date</b>	<b>Occurrence Date</b>	<b>Regulation</b>	<b>Comments from Enforcement</b>
A56585A	4/14/17	2/1/17	CCR	CCR Title 17 93105(e)(2)(A)2 failure to follow ADMP requirements (monitors)

- 8) On December 28, 2017, the District reached settlement with Valero Refining Company – California for \$142,000, regarding the allegations contained in the following 20 Notices of Violation:

<b>NOV #</b>	<b>Issuance Date</b>	<b>Occurrence Date</b>	<b>Regulation</b>	<b>Comments from Enforcement</b>
A54079A	1/8/15	4/17/14	2-6-307	(Excess ID-06P59) - CO > 100 ppm/day {Dev #894}
A54080A	2/4/15	7/16/14	2-6-307	(Excess ID-06R25 & 06R47) - NOx Excess & late reporting (Mass emissions) (Dev #907)
A54080B	2/4/15	7/16/14	1-522.7	(Excess ID-06R25 & 06R47) - NOx Excess & late reporting (Mass emissions) (Dev #907)
A54081A	2/4/15	7/28/14	2-6-307	(Excess ID-06R38)-CO >100 ppm/day (Dev #912)
A54082A	2/4/15	7/30/14	10	10 40CFR 60.104(a)(1) (Excess ID-06R92)-H2S >162 ppm/3-hour avg (Dev #914)
A54083A	2/24/15	9/10/14	2-6-307	(Excess 06R92) = NOx >10ppm/3-hr avg (Deviation #917)

A54084A	2/24/15	11/16/14	2-6-307	(Excess ID-06S56) NOx >9ppm/3-hour avg (Deviation #925)
A54085A	3/10/15	12/31/14	8-18-402.1	(2-Quarters LDAR) Total of 28 valves not identified; 12 open-ended lines (Dev #924/929)
A54085B	3/10/15	12/31/14	10	10 40CFR 60.482-6 (2-Quarters LDAR) Total of 28 valves not identified; 12 open-ended lines (Dev #924)
A54086A	3/10/15	10/28/14	8-5-306	8-5-306.2 P/V valve leak >500 ppm (SV-1734A) {Dev #923}
A54087A	3/10/15	10/17/14	8-40-402	Contaminated Soil Excavation Report submitted late {Dev #921}
A54088A	4/2/15	5/27/14	2-6-307	Benzene monitoring missed and/or no record kept
A54089A	4/2/15	3/28/14	10	No daily drift checks conducted on SO2 CEM at Flue Gas Scrubber
A54090A	4/2/15	4/15/13	12-12-406	12-12-406.1 Primary cause of rotor blade failure not identified in Causal Report
A54091A	4/14/15	9/14/14	2-6-307	Excess ID-06S36/06T07: NMHC >15lbs/day, averaged over month
A54092	4/16/15	4/15/15	8-18-301	Two open-ended lines leaking > 100 ppm
A54094A	5/20/15	4/7/15	1-522.6	(Source Test #80-15) - Oxygen monitor accuracy >20%
A54095A	6/3/15	4/27/15	1-523.1	(ID-06U60) Late reporting of In-operative Monitor (Oxygen)
A54096A	7/22/15	3/22/15	2-6-307	(Excess ID # 06T85 & 06T86) - NOX >2.5 ppm & >7.29 lbs/hr
A54097A	7/27/15	6/15/15	8-5-306	(S/V-17109) P/V leak >500 ppm (not gas-tight)
A54098A	7/27/15	1/1/15	8-18-402.1	(2 quarters LDAR) - Total 14 valves not identified / 2-OEL
A54098B	7/27/15	1/1/15	10	(2 quarters LDAR) - Total 14 valves not identified / 2-OEL
A54099A	10/7/15	4/6/15	2-6-307	(Excess 10-06U07)=NOX>10ppm/3-hr avg.

9) On December 29, 2017, the District reached settlement with Tesoro Refining & Marketing Co. for \$915,700, regarding the allegations contained in the following 51 Notices of Violation:

NOV #	Issuance Date	Occurrence Date	Regulation	Comments from Enforcement
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A47093A	3/13/14	3/6/14	8-18-301	Tag #36864 DIB Sample Station 500 ppm open-ended
A47093B	3/13/14	3/6/14	2-6-307	Tag #36864 DIB Sample Station 500 ppm open-ended
A51647A	7/19/11	5/12/11	9-2-301	H2S excess @ Chenery GLM > 60ppb/3mm, 30ppb/1hr
A52478A	8/20/13	10/1/10	2-1-301	No A/C, permit to operate parametric monitoring
A52478B	8/20/13	10/1/10	2-1-302	No A/C, permit to operate parametric monitoring
A52491A	4/16/13	2/15/13	8-5-305	Liquid product on roof
A52491B	4/16/13	2/15/13	8-5-320	Failed seals
A52494A	4/23/13	1/15/13	2-6-307	Failed RAT 616 40lbs fuel gas
A52494B	4/23/13	1/15/13	1-522	Failed RAT 616 40lbs fuel gas
A52984A	2/11/14	11/7/13	2-6-307	PC #23129.12.b: exceeded 50 ppm CO/3 hr avg during curtailment
A52985A	2/18/14	11/15/13	9-1-307	Exceeded 250 ppm SO2/1 hr standard (E06M68) (BD06M67)
A52986A	2/18/14	11/15/13	9-1-309	exceeded 250 ppm SO2 during 4 hour start up (E06M69) (BD06M67)
A52987A	2/18/14	11/15/13	10	10-40CFR 60.104(a)(1) Exceeded 162 ppm H2S 3 hr avg (E06M71) (BD06M67)
A52988A	2/18/14	11/15/13	6-1-302	Opacity exceeded 30% for over 6 min/hr. Late reporting of E06M75.
A52988B	2/18/14	11/15/13	1-522.7	Opacity exceeded 30% for over 6 min/hr. Late reporting of E06M75.
A52989A	2/18/14	11/23/13	10	10-40CFR-60.104(a)(1):exceeded 162 ppm H2S/3 hr avg (E06M81)
A52990A	2/18/14	11/23/13	10	10-40CFR-60.104(a)(1) Exceeded 162 ppm H2S/3 hr. avg (E06M82)
A53055A	5/29/13	4/24/13	8-33-309	8-33-309.5 >3000 PPM connector leak at truck
A53056A	11/14/13	6/19/13	9-1-307	>250 ppm Clk hr & 12 hr Avg (E06K87)
A53058A	11/8/13	8/25/13	9-1-307	>250 ppm SO2 Clk hr & 12hr Avg
A53060A	11/21/13	9/23/13	1-522.4	Late report Inop SO2 CEM (06M13)

A53061A	11/21/13	9/23/13	8-10-501	No monitoring of open V-60
A53062A	2/14/14	10/8/13	2-6-307	>20 ppm NH3 Failed ST #OS-4783
A53063A	2/14/14	10/17/13	2-6-307	>35 ppm CO/3 hr Av E06M41
A53065A	2/14/14	12/7/13	9-1-307	>250 ppm SO2 Clk hr/avg 06N13
A53067B	2/14/14	12/18/13	8-33-309	8-33-309.5 PAC Source Test 14118-PV leak
A53068A	4/2/14	12/5/13	9-8-301.2	Failed S.T. OS-4958
A53069A	2/27/14	12/10/13	1-523.1	Late report Inop Para - 06N22
A53072A	4/22/14	3/18/14	9-8-301.2	Failed source test 14155
A53073A	6/3/14	4/30/14	2-6-307	T5 condition 7406, B10 TO <1350 degrees
A53074A	6/3/14	3/26/14	9-8-301.2	NOx >65ppm Failed Source Test OS-5090
A53075A	6/3/14	4/16/14	1-522.6	Failed F.A.T. (O2) 93-14
A53094A	12/4/14	10/1/14	12-12-406	Did not submit July Flare Causal w/in 60 days
A53095A	1/30/15	12/11/10	2-6-307	PC #24323, Part #8 Used fuel gas at pilot - no curtailment
A53096A	2/18/15	8/1/08	2-6-307	Exceeded annual throughput limit MMSOF
A53097A	2/18/15	11/24/14	2-6-307	NOx >25 ppm (30.4 ppm) (OS-5559)
A53098A	3/4/15	12/16/14	2-6-307	NH3 Emissions > 20 ppm (OS-5602)
A53099A	3/4/15	12/5/14	2-6-307	NH3>20 ppm (OS-5599)
A53100A	3/24/15	9/9/13	12-12-406	12-12-406.1 Failed to provide probable cause in Causal Analysis
A53133A	9/24/13	7/24/12	1-522.4	Failure to report INOP 06L59
A53134A	9/24/13	3/21/13	2-6-307	Excess CO. Condition 11433 part 9 (06E40)
A53143A	10/22/13	8/17/13	8-10-401	V-66 opened to atmosphere

A53143B	10/22/13	8/17/13	8-10-501	V-66 opened to atmosphere
A53143C	10/22/13	8/17/13	8-10-502	V-66 opened to atmosphere
A53143D	10/22/13	8/17/13	8-10-503.3	V-66 opened to atmosphere
A53143E	10/22/13	8/17/13	8-10-503.4	V-66 opened to atmosphere
A53239A	12/3/13	11/15/13	6-1-301	Black smoke from flare > 20% opacity/3-min (Ringelmann #1)
A53257A	11/13/14	7/24/14	2-6-307	F-8/71 NO <sub>x</sub> > 10 ppm/3 hr avg; late reporting
A53257B	11/13/14	7/24/14	1-522.7	F-8/71 NO <sub>x</sub> > 10 ppm/3 hr avg; late reporting
A53258A	11/25/14	3/22/14	2-6-307	F-55/56 NO <sub>x</sub> >40 ppm/8 hr avg
A53261A	12/16/14	9/1/14	2-6-307	F-78 NO <sub>x</sub> >7 ppm/3 hr avg. RCA #06R88
A53264A	1/13/15	10/21/14	8-10-501	2 vessels @ #3 Crude not monitored/3 days after opening
A53265A	1/13/15	9/11/14	8-5-307	PWS found leaking > 500 ppm
A53266A	1/27/15	9/9/14	2-6-307	Failed Source Test OS-5442; NO <sub>x</sub> > 25 ppm
A53270A	4/27/15	11/5/12	8-18-302	4th Qtr 2012 Trihydro LDAR audit; Title V deviations
A53656A	6/10/14	5/25/14	2-6-307	No steam injection as required by PC 19538/21 06P96
A53879A	8/12/14	7/7/14	8-5-320.5	8-5-320.5.3 > 1/3" gap at well sliding cover
A53881A	9/9/14	6/21/14	9-1-307	>250 ppm sulfur dioxide (E06Q17)
A53882A	9/18/14	6/27/14	9-8-301	9-8-301.1 Failed ST-OS-5391 >25 ppm NO <sub>x</sub>
A53883A	9/23/14	10/31/12	1-522.5	No monthly calibration of stack flow
A53883B	9/23/14	10/31/12	2-6-307	No monthly calibration of stack flow
A54211A	7/9/15	4/1/15	9-1-301	Chenery GLM: SO <sub>2</sub> >500 ppb/3 min; RCA #06U02