



BOARD OF DIRECTORS  
COMMUNITY EQUITY, HEALTH, AND JUSTICE COMMITTEE

BAY AREA  
AIR QUALITY  
MANAGEMENT  
DISTRICT

COMMITTEE MEMBERS

DAVINA HURT – CHAIR  
JOHN BAUTERS  
DAVID HAUBERT  
NATE MILEY

TYRONE JUE – VICE-CHAIR  
JOHN GIOIA  
SERGIO LOPEZ  
STEVE YOUNG

**THIS MEETING WILL BE CONDUCTED UNDER PROCEDURES AUTHORIZED BY ASSEMBLY BILL 361 (RIVAS 2021) ALLOWING REMOTE MEETINGS. THIS MEETING WILL BE ACCESSIBLE VIA WEBCAST, TELECONFERENCE, AND ZOOM. A ZOOM PANELIST LINK WILL BE SENT SEPARATELY TO COMMITTEE OR BOARD MEMBERS**

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- **THE PUBLIC MAY PARTICIPATE REMOTELY VIA ZOOM AT THE FOLLOWING LINK OR BY PHONE**

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**(669) 900-6833 or (408) 638-0968**

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# COMMUNITY EQUITY, HEALTH, AND JUSTICE COMMITTEE MEETING AGENDA

THURSDAY, MAY 5, 2022

9:30 AM

1. **Call to Order - Roll Call**
2. **Pledge of Allegiance**
3. **Public Meeting Procedure**

*The Committee Chair shall call the meeting to order and the Clerk of the Boards shall take roll of the Committee members.*

*This meeting will be webcast. To see the webcast, please visit [www.baaqmd.gov/bodagendas](http://www.baaqmd.gov/bodagendas) at the time of the meeting. Closed captioning may contain errors and omissions and are not certified for their content or form.*

***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 matters on the agenda for the meeting, will have two minutes each to address the Committee. No speaker who has already spoken on that item will be entitled to speak to that item again.*

## **CONSENT CALENDAR (Item 4)**

4. Approval of the Minutes of March 3, 2022 and April 7, 2022

*The Committee will consider approving the attached draft minutes of the Community Equity, Health, and Justice Committee meeting of March 3, 2022 and April 7, 2022.*

## **PRESENTATION(S)**

5. Community Perspectives

*This is an informational item only and will be presented by Arieann Harrison, Executive Director of the Marie Harrison Community Foundation.*

6. Appointment of City of San Pablo Representative to Assembly Bill (AB) 617 Path to Clean Air Emission Reduction Plan Steering Committee

*This is an action item for the Committee to consider the appointment of a representative from the City of San Pablo to the Path to Clean Air Community Emissions Reduction Plan (CERP) Community Steering Committee for the Board of Directors' consideration and approval. This item will be presented by Veronica Eady, Senior Deputy Executive Officer.*

7. Overview of the Hearing Board of the Bay Area Air Quality Management District

*This is an informational item only and will be presented by Adan Schwartz, Acting Air District Counsel.*

### **OTHER BUSINESS**

8. 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 for the meeting, will have two minutes each to address the Committee.*

9. Committee Member Comments

*Any member of the Committee, 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)*

10. Time and Place of Next Meeting

*Thursday, June 2, 2022, at 9:30 a.m., via webcast, teleconference, or Zoom, pursuant to procedures in accordance with Assembly Bill 361 (Rivas 2021).*

11. Adjournment

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

**CONTACT:**

**MANAGER, EXECUTIVE OPERATIONS**  
**375 BEALE STREET, SAN FRANCISCO, CA 94105**  
[vjohnson@baaqmd.gov](mailto:vjohnson@baaqmd.gov)

**(415) 749-4941**  
**FAX: (415) 928-8560**  
**BAAQMD homepage:**  
[www.baaqmd.gov](http://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 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, Suma Peesapati, at (415) 749-4967 or by email at [speesapati@baaqmd.gov](mailto:speesapati@baaqmd.gov).

# BAY AREA AIR QUALITY MANAGEMENT DISTRICT

375 BEALE STREET, SAN FRANCISCO, CA 94105

FOR QUESTIONS PLEASE CALL (415) 749-4941

## EXECUTIVE OFFICE:

### MONTHLY CALENDAR OF AIR DISTRICT MEETINGS

#### MAY 2022

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Special Meeting Budget Hearing	Wednesday	4	8:30 a.m.	1 <sup>st</sup> Floor, Board Room (In person option available) <u>and</u> REMOTE pursuant to Assembly Bill 361
Board of Directors Meeting	Wednesday	4	9:00 a.m.	1 <sup>st</sup> Floor, Board Room (In person option available) <u>and</u> REMOTE pursuant to Assembly Bill 361
Board of Directors Community Equity, Health and Justice Committee	Thursday	5	9:30 a.m.	Webcast only pursuant to Assembly Bill 361
Board of Directors Legislative Committee	Monday	9	1:00 p.m.	Webcast only pursuant to Assembly Bill 361
Technology Implementation Office (TIO) Steering Committee	Friday	13	1:00 p.m.	Webcast only pursuant to Assembly Bill 361
Board of Directors Stationary Source and Climate Impacts Committee	Monday	16	9:00 a.m.	Webcast only pursuant to Assembly Bill 361
Path to Clean Air Community Emissions Reduction Plan Steering Committee	Monday	16	5:30 p.m.	Webcast only pursuant to Assembly Bill 361
Board of Directors Meeting	Wednesday	18	9:00 a.m.	1 <sup>st</sup> Floor, Board Room (In person option available) <u>and</u> REMOTE pursuant to Assembly Bill 361
Board of Directors Administration Committee	Wednesday	18	11:00 a.m.	1 <sup>st</sup> Floor, Board Room (In person option available) <u>and</u> REMOTE pursuant to Assembly Bill 361
Board of Directors Budget and Finance Committee	Wednesday	25	9:30 a.m.	Webcast only pursuant to Assembly Bill 361
Board of Directors Mobile Source and Climate Impacts Committee	Thursday	26	9:30 a.m.	Webcast only pursuant to Assembly Bill 361

## JUNE 2022

<u>TYPE OF MEETING</u>	<u>DAY</u>	<u>DATE</u>	<u>TIME</u>	<u>ROOM</u>
Board of Directors Meeting	Wednesday	1	9:00 a.m.	1 <sup>st</sup> Floor, Board Room (In person option available) <b>and REMOTE</b> pursuant to Assembly Bill 361
Board of Directors Community Equity, Health and Justice Committee	Thursday	2	9:30 a.m.	Webcast only pursuant to Assembly Bill 361
Advisory Council Meeting	Monday	13	8:30 a.m.	Webcast only pursuant to Assembly Bill 361
Board of Directors Legislative Committee	Monday	13	1:00 p.m.	Webcast only pursuant to Assembly Bill 361
Board of Directors Meeting	Wednesday	15	9:00 a.m.	1 <sup>st</sup> Floor, Board Room (In person option available) <b>and REMOTE</b> pursuant to Assembly Bill 361
Board of Directors Administration Committee	Wednesday	15	11:00 a.m.	1 <sup>st</sup> Floor, Board Room (In person option available) <b>and REMOTE</b> pursuant to Assembly Bill 361
Board of Directors Stationary Source and Climate Impacts Committee	Monday	20	9:00 a.m.	Webcast only pursuant to Assembly Bill 361
Board of Directors Budget and Finance Committee	Wednesday	22	9:30 a.m.	Webcast only pursuant to Assembly Bill 361
Board of Directors Mobile Source and Climate Impacts Committee	Thursday	23	9:30 a.m.	Webcast only pursuant to Assembly Bill 361
Path to Clean Air Community Emissions Reduction Plan Steering Committee	Monday	27	5:30 p.m.	Webcast only pursuant to Assembly Bill 361

ADG 4/28/2022 – 12:24 P.M.

G/Board/Executive Office/Moncal

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**  
Memorandum

To: Chairperson Davina Hurt and Members  
of the Community Equity, Health and Justice Committee

From: Alexander Crockett  
Interim Executive Officer/APCO

Date: May 5, 2022

Re: Approval of the Minutes of March 3, 2022 and April 7, 2022

RECOMMENDED ACTION

Approve the attached draft minutes of the Community Equity, Health and Justice Committee (Committee) meetings of March 3, 2022 and April 7, 2022.

BACKGROUND

None.

DISCUSSION

Attached for your review and approval are the draft minutes of the Community Equity, Health and Justice Committee (Committee) meetings of March 3, 2022 and April 7, 2022.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Alexander Crockett  
Interim Executive Officer/APCO

Prepared by: Marcy Hiratzka  
Reviewed by: Vanessa Johnson

ATTACHMENTS:

1. Draft Minutes of the Community Equity, Health and Justice Committee Meeting of March 3, 2022
2. Draft Minutes of the Community Equity, Health and Justice Committee Meeting of April 7, 2022



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

Community Equity, Health and Justice Committee Meeting  
Thursday, March 3, 2022

**DRAFT MINUTES**

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

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

**1. CALL TO ORDER – ROLL CALL**

Community Equity, Health and Justice (CEHJ) Committee (Committee) Chairperson, Davina Hurt, called the meeting to order at 9:34 a.m.

**Roll Call:**

Present: Chairperson Davina Hurt; Vice Chairperson Tyrone Jue; and Directors John Bauters, Rich Constantine, John Gioia, David Haubert, and Nate Miley.

Absent: None.

**2. PLEDGE OF ALLEGIANCE**

**3. PUBLIC MEETING PROCEDURE**

**4. APPROVAL OF THE MINUTES OF DECEMBER 2, 2021**

Public Comments

No requests received.

Committee Comments

None.

Committee Action

Director Gioia made a motion, seconded by Director Bauters, to **approve** the Minutes of December 2, 2021, and the motion carried by the following vote of the Committee:

AYES: Bauters, Constantine, Gioia, Haubert, Hurt, Jue, Miley.  
NOES: None.  
ABSTAIN: None.  
ABSENT: None.

**5. COMMUNITY PERSPECTIVES**

The Committee received a presentation on "The Listening Project", from Marisol Cantu and Alfredo Rafael Angulo, members of the Richmond Progressive Alliance. Slides included: our work; our team; our process; our impact; our stories. our voices; and listening activity. The goal of The Listening Project is to better understand the concerns and needs of Richmond communities that have historically suffered the greatest harm from generations of fossil fuel operations in Richmond. Ms. Cantu then continued a listening exercise that she lead the Board in at the February 2, 2022 Board meeting. Clips of interviews of Richmond residents were played and Board members were asked to convey what they heard.

Public Comments

No requests received.

Committee Comments

The Committee and staff discussed the number of people that the Air District has engaged with regarding the climate crisis in Richmond, and when the results of The Listening Project will be published.

Committee Action

None; receive and file.

**6. COMMUNITY PERSPECTIVE FROM COMMUNITIES FOR A BETTER ENVIRONMENT**

Veronica Eady, Senior Deputy Executive Officer (SDEO) of Policy and Equity, introduced Ernesto Arevalo, Northern California Program Director at Communities for a Better Environment (CBE). Mr. Arevalo described the variety of hardships experienced by residents of East Oakland; the history of CBE’s collaboration with the Air District and Assembly Bill 617 (Community Air Protection Program); and CBE’s desire for improvements to the AB 617 program, as the community of East Oakland was recently selected by the California Air Resources Board to be the next Bay Area community to develop a community emissions reduction program, and CBE will be working with the Air District to oversee this development.

Public Comments

Public comments were given by Maria Dominguez; and Alfredo Rafael Angulo, Richmond Progressive Alliance.

Committee Comments

The Committee and staff discussed the request for a tour of East Oakland for both the Board members and members of the public, in collaboration with CBE (virtual if necessary); and how having uncomfortable conversations and being willing to be held accountable can create improvement and growth.

Committee Action

None; receive and file.

**7. UPDATE ON THE COMMUNITY ADVISORY COUNCIL**

Suma Peesapati, Environmental Justice and Community Engagement Officer, gave the staff presentation *Update on the Community Advisory Council (CAC)*, including: outcome; background; first Council meeting; key takeaways; and next steps.

Public Comments

Public comments were given by Dr. Jeff Ritterman (CAC member).

Committee Comments

The Committee and staff discussed whether CAC meetings would be held virtually and whether CAC meetings would become hybrid (both in person and virtually); whether the CAC members would like Air District tours of over-burdened communities (Richmond, East Oakland, Bayview Hunters Point, etc.); and the desire for the appointment of a Board liaison for the CAC.

Committee Action

None; receive and file.

**8. DISCUSSION OF THE 2022 CEHJ COMMITTEE WORK PLAN**

Ms. Eady gave the staff presentation *Discussion of the 2022 CEHJ Committee Work Plan*, including: 2022 CEHJ Work Plan (March through December).

Public Comments

No requests received.

Committee Comments

No requests received.

Committee Action

None; receive and file.

**9. PUBLIC COMMENT ON NON-AGENDA MATTERS**

No requests received.

**10. COMMITTEE MEMBER COMMENTS**

None.

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

Thursday, April 7, 2022, at 9:30 a.m., via webcast, pursuant to procedures in accordance with Assembly Bill 361 (Rivas).

**12. ADJOURNMENT**

The meeting was adjourned at 11:08 a.m.

Luis Espino  
Acting Clerk of the Boards

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

Community Equity, Health, and Justice Committee Meeting  
Thursday, April 7, 2022

**DRAFT MINUTES**

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

**This meeting was conducted under procedures in accordance with Assembly Bill 361. Members of the Committee participated by teleconference.**

**1. CALL TO ORDER - ROLL CALL**

Opening Comments: Community Equity, Health, and Justice Committee, Vice Chairperson Jue, called the meeting to order at 9:34 a.m.

Roll Call:

Present: Committee Vice Chairperson Tyrone Jue; and Directors John Bauters, John Gioia, David Haubert, and Nate Miley.

Absent: Committee Chairperson Davina Hurt.

**2. PLEDGE OF ALLEGIANCE**

**3. PUBLIC MEETING PROCEDURE**

**4. COMMUNITY PERSPECTIVES (OUT OF ORDER, ITEM 5)**

Cecilia Mejia, Program Coordinator of Brightline Defense, gave the presentation *Community Perspectives*, including: a little bit about me; education and work background; Brightline's Program Coordinator; environmental justice is climate justice; and James Cary Smith: our community, our air alliance.

Public Comments

Public comments were given by Eddie Ahn, Brightline Defense; and Maria Dominguez, Alameda County Public Health Department.

Committee Comments

The Committee and staff discussed the presenter's process of developing emergency air filtration programs, and ways to improve outreach to monolingual communities.

Committee Action

None; receive and file.

**5. PARTICIPATORY BUDGETING OVERVIEW (ITEM 6)**

Veronica Eady, Senior Deputy Executive Officer (SDEO) of Policy and Equity, and Kristiana DeLeon, Co-Executive Director of The Participatory Budget Project, gave the presentation *Participatory Budgeting Overview*, including: requested action; outline; what is participatory budgeting?; participatory budgeting process; participatory budgeting opportunity; participatory budgeting opportunities; and next steps.

NOTED PRESENT: Director Haubert at 10:05 a.m.

Public Comments

No requests received.

Committee Comments

The Committee and staff discussed a Committee member's appreciation of participatory initiative funding, and whether the Air District will be proposing infrastructure projects, as opposed to advocacy regarding geographic equity with a focus on disproportionate impacts; the request that the Committee receives regular status updates pertaining to this issue, and the request that the Air District's Community Advisory Council, and not staff, dictates participatory budgeting policies; the differences between discretionary and restrictive funding, and the anticipated amount of time it will take the Air District to report back to the Board regarding the review of the \$3M allocation; which Bay Area Assembly Bill (AB) 617 communities would receive participatory budget funds, should AB 617 become the vehicle that develops the Air District's participatory budget policy; and whether the Air District would follow the participatory budget model recently adopted in King County.

Committee Action

None; receive and file.

**6. BAYVIEW HUNTERS POINT ENFORCEMENT UPDATE (ITEM 7)**

Patrick Wenzinger, Supervising Air Quality Specialist, gave the staff presentation *Bayview Hunters Point (BVHP) Enforcement Update*, including: outcome; outline; requested action; enforcement process; regulated facilities and Naturally Occurring Asbestos (NOA) sites in BVHP; general air quality concerns; Focus Area 1 - Amador Road; concrete batching; CEMEX construction materials;

central concrete supply; material handling; Hanson Aggregates Pier 92 & 94; Recology Pier 94; Focus Area 2 - Gilman Avenue; Precision Engineering & M2; Bauman Concrete; Gilman Avenue activities; inspector daily surveillance patrol; and other activities.

#### Public Comments

Public comments were given by Tanya Monique Boyce; Lonnie Mason, First Generation Environmental Health & Economic Development; LaDonna Williams, All Positives Possible; and Dr. Raymond Tompkins, African-American Community Health Equity Council.

#### Committee Comments

The Committee and staff discussed the historical background regarding the permitting of a shelter for the unhoused in the BVHP area, and the Air District's response to the community's concerns; the origin of the maps presented; the operating status of the Recology facility, and its impact on the shelter for the unhoused; whether the Air District or the City of San Francisco was responsible for the issuance of permits for the Recology facility and the placement of the shelter for the unhoused, and the differences between land usage permitting and regulatory permitting.

#### Committee Action

None; receive and file.

### **7. APPROVAL OF THE COMMUNITY EQUITY, HEALTH, AND JUSTICE COMMITTEE MINUTES OF MARCH 3, 2022 (ITEM 4)**

#### Public Comments

No requests received.

#### Committee Comments

None.

#### Committee Action

Due to lack of quorum, this Item could not be considered for approval, and was continued to the next meeting.

### **OTHER BUSINESS**

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

Public comments were given by Dr. Raymond Tompkins, African-American Community Health Equity Council; LaDonna Williams, All Positives Possible; Maria Dominguez, Alameda County Public Health Department; and Lonnie Mason, First Generation Environmental Health & Economic

Development.

**9. COMMITTEE MEMBER COMMENTS**

Director Gioia spoke of a tour of East Oakland that was led by Communities For a Better Environment, and the Office of Supervisor Miley, expressing his concern over the odor which came from the AB&I Foundry facility. He asked when that facility would be closing. He asked how the Air District is tracking the location of projects being planned around areas of pollution.

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

The next meeting will be Thursday, May 5, 2022, at 9:30 a.m. via webcast, teleconference, or Zoom, pursuant to procedures in accordance with Assembly Bill 361 (Rivas).

**11. ADJOURNMENT**

Vice Chairperson Jue adjourned the meeting at 11:35 a.m.

Luis Espino  
Acting Clerk of the Boards



**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Davina Hurt and Members  
of the Community Equity, Health and Justice Committee

From: Alexander Crockett  
Interim Executive Officer/APCO

Date: May 5, 2022

Re: Community Perspectives

RECOMMENDED ACTION

None; receive and file.

BACKGROUND

The Community Equity, Health and Justice Committee provides local and regional community environmental justice advocates and local leaders a platform to present and share their expertise and/or lived experiences. Specific subjects/topics will vary based upon each community perspective member's unique experience.

The Marie Harrison Community Foundation works on behalf of the residents of Bayview Hunters Point to advocate for environmental and social justice while providing resources to the community. The foundation continues the legacy of Marie Harrison. Marie Harrison spent decades working to bring environmental, health and social justice to the Bayview Hunters Point community in San Francisco. She passed away in May 2019. Her actions inspired environmental justice communities throughout the Bay Area and California.

DISCUSSION

Arieann Harrison, Executive Director of the Marie Harrison Community Foundation, holds a seat on the Air District's Community Advisory Council. Ms. Harrison collaborates with City of San Francisco government departments and local community-based organizations to find solutions to a myriad of social and environmental justice issues faced by impacted Bayview Hunters Point residents. In addition to her leadership role at the Marie Harrison Community Foundation, she is also well known in the Bayview Hunters Point community for her work at United Council for Human Services. Locally known as Mother Brown's, the namesake of its founder, it has served as a community touchstone and resource hub for over 35 years.

Ms. Harrison works closely with Air District staff on the development of the Marie Harrison Scholarship. A trailblazing program supported by the Air District, the Marie Harrison Scholarship will provide financial support to college students from environmental justice communities attending school beginning in the Fall of 2022. This scholarship will support those who demonstrate a passion for improving environmental health and air quality in the overburdened frontline communities of the Bay Area.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Alexander Crockett  
Interim Executive Officer/APCO

Prepared by: Joshua Abraham  
Reviewed by: Suma Peesapati & Veronica Eady

ATTACHMENTS:

None

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Davina Hurt and Members  
of the Community Equity, Health and Justice Committee

From: Alexander Crockett  
Interim Executive Officer/APCO

Date: May 5, 2022

Re: Appointment of City of San Pablo Representative to Assembly Bill (AB) 617 Path to  
Clean Air Emission Reduction Plan Steering Committee

RECOMMENDED ACTION

The Community Equity, Health and Justice Committee will consider recommending appointment of a representative from the City of San Pablo to the Path to Clean Air Community Emissions Reduction Plan (CERP) Community Steering Committee for Board of Directors' consideration and approval.

BACKGROUND

On March 3, 2022, Amanda Booth, the Senior Planner representing the City of San Pablo on the CERP Steering Committee notified staff their intention to step down and be replaced. The City of San Pablo has asked for Elizabeth "Libby" Tyler, the City's Community Development Director to replace the member who is stepping down. Libby Tyler's application and conflict of interest forms have been submitted as additional attachments for the Committee's review.

This will be the second time the Committee has been requested to replace a member in a seat set aside for a formal stakeholder designation – the first being the appointment of Luz Gomez on April 1, 2021.

DISCUSSION

The Community Equity, Health and Justice Committee shall review the application and Conflict of Interest form for the City of San Pablo Services representative to determine whether to appoint them to the Path to Clean Air Steering Committee.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Alexander Crockett  
Interim Executive Officer/APCO

Prepared by: Kevin Olp  
Reviewed by: Veronica Eady

ATTACHMENTS:

1. Application for City of San Pablo Representative
2. Financial Disclosure Form for City of San Pablo Representative

The Steering Committee is a community group that will direct the process of discussing and developing a Community Emissions and Exposure Reduction Plan. The CARB Blueprint for AB 617 states that the Air District will convene a community steering committee using an open and transparent nomination process. The final community steering committee membership should reflect the diverse makeup of the Richmond-North Richmond-San Pablo Area and should bring together an inclusive group with a range of knowledge and expertise. In order for your application to be considered, you must complete the Path to Clean Air Conflict of Interest and Financial Disclosure Form.

\* 1. Please share your name and contact information.

Name	Elizabeth H. Tyler
Address	[REDACTED]
City/Town	Albany
ZIP/Postal Code	94706
Email Address	[REDACTED]
Phone Number	[REDACTED]

2. Were you a member of the Path to Clean Air Steering Committee?

- Yes
- No
- I'm not sure

The next set of questions asks about the Path to Clean Air Study Area. Please see the map on the final page of this application - the area within the boundary line in the map highlights the area we are referring to.

Path to Clean Air Study Area

3. Do you live in the Path to Clean Air Study Area?

- Yes
- No

4. If you live in the Path to Clean Air Study Area, what is the name of the neighborhood or community you reside in?

5. Do you work in the Path to Clean Air Study Area?

- Yes  
 No

6. If you work in the Path to Clean Air Study Area, please share the name and address of your place of work.

7. Do you own a business in the Path to Clean Air Study Area?

- Yes  
 No

8. If you own a business in the Path to Clean Air Study Area, please share the name and address of your business.

9. If you are a part of the Path to Clean Air Study Area area in any other way, please specify (for example: volunteer, committee membership, clubs etc.).

10. We all wear many hats, please select the sector you would represent on the Steering Committee:

- |  |  |
|--|--|
| <input type="radio"/> Faith Leader                   | <input type="radio"/> Industry/business                              |
| <input type="radio"/> Community serving organization | <input type="radio"/> Neighborhood group                             |
| <input type="radio"/> Education provider             | <input type="radio"/> Youth  |
| <input checked="" type="radio"/> Government          | <input type="radio"/> Senior   |
| <input type="radio"/> Health care provider           | <input type="radio"/> People who live in the Richmond San Pablo Area |
| <input type="radio"/> Other (please specify)         |  |

11. If you selected Government, what area of government best represents your primary focus?

- Air Quality
- Land Use
- Transportation
- Public Health
- Sustainability
- Other (please specify)

12. Do you have decision making power for your organization, agency, group, or company?

- Yes
- No
- I don't know
- Other (please explain)

**Please share more information about your experiences in the community.**

13. What are your community interests and your experiences with air quality in the Path to Clean Air Study Area? How do you see these interests and experiences contributing to the Steering Committee?

I serve as the Community Development Director for the City of San Pablo. I have over 40 years of experience in environmental and land use planning and am well aware of how important air quality is to community health and wellness, equity, and long-term sustainability.

14. Why do you want to join the Path to Clean Air Steering Committee?

I am interested in offering my expertise as a land use and environmental planner and to provide information and perspective on the San Pablo community

15. A Community Emissions and Exposure Reduction Program may include many strategies. Choose the **TOP THREE (3)** areas that you are most excited to work in.

- Public Health
- Land use
- Public Transportation/Transit
- Active Transportation/Bike/Walk
- Parks/Openspace
- Environmental Conservation
- Goods Movement
- Utilities
- Energy
- Ports/Marine Terminal
- Water Vessels
- Health Protection
- Climate
- Other (please specify)

**A little more about you**

**Please tell us a little more about yourself. These questions are completely optional.**



16. What is your gender?

- Female
- Male
- Non binary / Third gender
- I prefer to not say
- I prefer to self describe:

17. What is your ethnicity? [Choose all that apply]

- Asian
- Black/African
- Hispanic/Latino
- Native American
- Pacific Islander
- Caucasian/White
- I prefer not to say
- I prefer to self identify:

18. Do you, or someone in your household, experience health conditions that can be impacted by poor air quality?

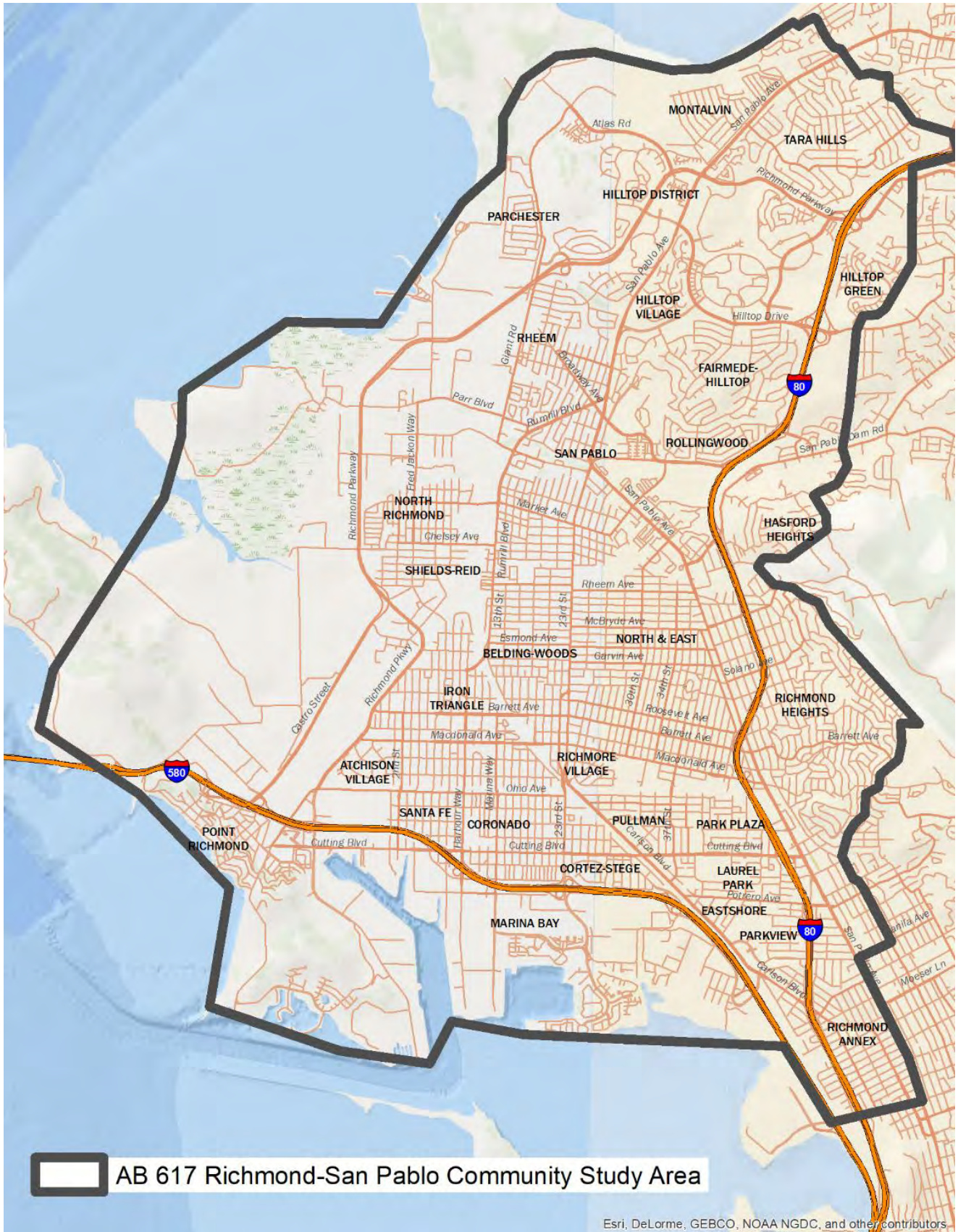
- Yes
- No
- I don't know
- I prefer not to say

Thank you!

**Thank you for taking the time to complete this application. In order for your application to be considered, you must complete the Path to Clean Air Conflict of Interest and Financial Disclosure Form. Please know that your application may or may not be selected. If selected, any false or misleading information may result in your release as a member of the Steering Committee. If you have any questions or need a copy of the Conflict of Interest and Financial Disclosure Form, please contact Elinor Mattern at [emattern@baaqmd.gov](mailto:emattern@baaqmd.gov) or Kelly Malinowski [kmalinowski@baaqmd.gov](mailto:kmalinowski@baaqmd.gov).**

# Map of the AB 617 Richmond-North Richmond-San Pablo Community Study Area

## Mapa del área de estudio para el Proyecto de Ley AB 617 en Richmond-North Richmond-San Pablo



**Conflict of Interest Disclosure Form for the  
 Path to Clean Air in the Richmond-North Richmond-San Pablo Area**

Name: Elizabeth H. Tyler  
First Middle Initial Last

Mailing Address: [REDACTED]

Phone: [REDACTED] Email: [REDACTED]

Job Title: Community Development Director Employer: City of San Pablo

Do you live in the Richmond-North Richmond-San Pablo Area?  No  Yes

Transparency related to members’ financial, material, and vested interests is essential to ensuring public trust and building strong programs. Those seeking to serve on the Committee must disclose any actual, potential, or perceived conflicts of interest in their applications. Committee members must disclose such conflicts on an ongoing basis and failure to do so may result in dismissal from the Steering Committee.

“Interest” as used in this Conflict of Interest Disclosure Forum means a substantial financial, material, or vested interest in a business or organization that may be impacted by the work of this Committee. To avoid an actual, potential or perceived conflict of interest, a person who serves on the Richmond CERP Steering Committee that works for, is employed by, receives compensation from or serves on the Board of Directors or as an officer of an organization that receives funding, in-kind services or volunteers from an entity that is required to report emissions to or regulated by BAAQMD or CARB, must disclose said conflict.

A conflict of interest occurs when an individual’s personal or professional interests and affiliations – family, friendships, financial, or social factors – could compromise his or her judgment, decisions, or actions as a member of the Steering Committee. Conflicts of interest can be differentiated between actual, potential, and perceived conflicts of interest. An **actual conflict** exists if an action taken by a member **will** result in a financial or personal gain or loss to the member or to the member’s relative or any business/organization in which they have a material interest. A **potential conflict** exists if an action taken by a member **may** result in a financial or personal gain or loss to the member or to the member’s Relative or any business/organization in which they have a material interest. A **perceived conflict** exists when the public or a third party could form the view that a member’s private or professional interests could improperly influence their decisions or actions, now or in the future.

List all names under which you or members of your household do any business which may be impacted by the Path to Clean Air in Richmond-North Richmond-San Pablo Steering Committee decisions. Include the business address and a brief description of the business. (If you need more space, please use a Word document to submit additional information.)

Name	Business Name & Address	Description

If you, a member of your household, or the business/organization you own or work for has engaged or intends to engage in any financial transactions with businesses or organizations that may be impacted by the Path to Clean Air in Richmond-North Richmond-San Pablo Steering Committee decisions, please describe the nature of the transactions and the amount of money involved. A business or organization is "impacted" if it is subject to additional emission reduction requirements, or if it is otherwise affected in a substantial way. For example, include professional or service contracts, grants awarded, and provisions of materials or supplies. (If you need more space, please use a Word document to submit additional information.)

Name of Business	Type of Transaction	Amount of Transaction

Do you, or a member of your household have, or think you may have, any **actual conflicts of interest** relative to your role on the committee?  NO  YES

*If YES, please describe:*

Do you or a member of your household have, or think you may have, any **potential conflicts of interest** relative to your role on the committee?  NO  YES

*If YES, please describe:*

Are you aware of any situations that **might give the appearance of a conflict of interest** – even if it may not be a potential or actual conflict of interest – relative to your role on the committee?  NO  YES

*If YES, please describe:*

*My signature on this document affirms that all information I have supplied for this form is true and complete to the best of my knowledge and that I will update this information on an ongoing basis should any relevant situation(s) arise. I understand that failure to disclose conflicts may result in dismissal from the Committee.*

Signature: Elizabeth Tyler Date: April 18, 2022  
*(Digital or wet signatures are accepted)*

*Approved by Richmond/San Pablo CERP Community Design Team on 10/27/20*

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**

Memorandum

To: Chairperson Davina Hurt and Members  
of the Community Equity, Health and Justice Committee

From: Alexander Crockett  
Interim Executive Officer/APCO

Date: May 5, 2022

Re: Overview of the Hearing Board of the Bay Area Air Quality Management District

RECOMMENDED ACTION

None; receive and file.

BACKGROUND

The Hearing Board is established by state law and consists of five members and their alternates. Membership is composed of an attorney, a professional engineer, a member from the medical profession and two members of the public. The Hearing Board is a quasi-judicial body that rules on particular cases that affect only individual facilities. It is authorized to hear requests for variance relief, permit revocation, abatement orders, and appeals by permit applicants, or by interested third parties, concerning the issuance or denial of permits.

Air District legal counsel will provide an overview of the Hearing Board and its authorities.

DISCUSSION

The Hearing Board acts like an Administrative Law board of judges, hears appeals of Air District permit decisions, and issues variances and orders of abatement. The Hearing Board has limited authority. The Hearing Board can issue an Abatement Order to require a facility to comply with a state, local or Air District regulation or law; however, the Hearing Board cannot issue an Abatement Order to bring a facility into compliance with any federal law or regulation unless that federal law is incorporated into a state law.

Within its legal framework, the Hearing Board hears both proposed stipulated Abatement Orders and contested Abatement Orders. The Hearing Board has the power to subpoena witnesses and take evidence. The Hearing Board can also take written and oral testimony from the public. The Hearing Board takes public comments and testimony after the parties' opening statements and presentation of evidence through witnesses or exhibits, and before the parties' closing statements.

The Hearing Board cannot impose any financial penalties or fines on any facility because fines are outside the Hearing Board's legal authority.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Alexander Crockett  
Interim Executive Officer/APCO

Prepared by: Joel Freid  
Reviewed by: Adan Schwartz

ATTACHMENTS:

None