

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

Board of Directors Regular Meeting
Wednesday, September 20, 2023

APPROVED MINUTES

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

CALL TO ORDER

1. **Opening Comments:** Board of Directors (Board) Vice Chairperson, Davina Hurt, called the meeting to order at 9:02 a.m.

Roll Call:

Present, In-Person (Bay Area Metro Center, 375 Beale Street, 1st Floor Board Room, San Francisco, California, 94105): Vice Chairperson Davina Hurt; and Directors Ken Carlson, John Gioia, Sergio Lopez, Katie Rice, and Shamann Walton.

Present, In-Person Satellite Location: (Office of Contra Costa County Supervisor John Gioia, Conference Room, 11780 San Pablo Avenue, Suite D, El Cerrito, California, 94530): Directors Joelle Gallagher, Erin Hannigan, Mark Ross, and Steve Young.

Present, In-Person Satellite Location: (City of Palo Alto City Hall, 250 Hamilton Avenue, 7th Floor, Palo Alto, California, 94301): Directors Noelia Corzo and Ray Mueller.

Present, In-Person Satellite Location: (Office of Alameda County Supervisor David Haubert, 4501 Pleasanton Ave., Pleasanton, California, 94566): Directors Juan Gonzalez and David Haubert.

Present, In-Person Satellite Location: (Santa Rose Junior College, Doyle Library, 1501 Mendocino Ave., Room 148 Santa Rosa, California, 95401): Secretary Lynda Hopkins; and Director Brian Barnacle.

Present, In-Person Satellite Location: (Hyatt House Sacramento/Midtown, 2719 K Street, Sacramento, California, 95816): Director Vicki Veenker.

Present, In-Person Satellite Location: (Office of Santa Clara County Supervisor Otto Lee, 70 W Hedding St., East Wing, 10th Floor, San Jose, California, 95110): Director Otto Lee.

Present, In-Person Satellite Location: (San Ramon City Hall, 7000 Bollinger Canyon Rd., 2nd Floor Community Conference Room, San Ramon, California, 94583): Director David Hudson.

Absent: Chairperson John J. Bauters; and Directors Margaret Abe-Koga, Tyrone Jue, Myrna Melgar, and Nate Miley.

2. **PLEDGE OF ALLEGIANCE**

3. **SPECIAL ORDERS OF THE DAY**

Vice Chair Hurt introduced Joe Dobosz, a new Radio Telephone Operator in the Air District's Compliance & Enforcement Division, and Madeline Shiber, Assistant Staff Specialist II in the Air District's Communications Division. She also announced the promotion of John Chiladakis, who is now Chief Technology Officer, as well as the departure of Veronica Eady, Deputy Executive Officer of Equity & Community Programs.

NOTED PRESENT: Director Hannigan was noted present at 9:08 a.m.; Director Ross was noted present at 9:09 a.m.; Director Corzo was noted present at 9:16 a.m.; and Director Lopez was noted present at 9:18 a.m.

CONSENT CALENDAR (ITEMS 4 – 16)

4. Approval of the Draft Minutes of the Board of Directors Regular Meeting of September 6, 2023
 5. Board Communications Received from September 6, 2023, through September 19, 2023
 6. Personnel Out-of-State Business Travel Report for August 2023
 7. Projects and Contracts with Proposed Grant Awards Over \$500,000
 8. Authorization to Execute Lease Extensions for Air Monitoring Stations in Redwood City and Sebastopol
 9. Authorization to Execute Purchases for Meteorology and Measurement Division Operations
 10. Authorization to Accept Grant Program Revenues from the U.S. Environmental Protection Agency for Clean Air Act Section 105 Activities
[Click here to view signed Board Resolution No. 2023–18](#)
 11. Authorization to Execute the Renewal of the Three-Year Microsoft Enterprise Agreement with Dell Marketing LP for the Continued Licensing of all Microsoft Software and Cloud Products.
 12. Authorization to Execute a Four-Year Lease Extension for a Compliance & Enforcement Field Office in Novato
 13. Authorization for Board Members to Attend the Air District's Washington D.C. Advocacy Trip
 14. Report of the Finance and Administration Committee Meeting of September 6, 2023
 15. Report of the Advisory Council Meeting of September 11, 2023
 16. Report of the Stationary Source and Climate Impacts Committee Meeting of September 13, 2023
- A. United States Environmental Protection Agency (US EPA) Climate Pollution Reduction Grant

Action Item: The Board of Directors will consider authorizing the Executive Officer/ Air Pollution Control Officer (APCO) to accept, obligate, and expend up to \$1,000,000 from

the US EPA for a Climate Pollution Reduction Grant, and authorize the Executive Officer/APCO to enter into all necessary agreements to accept, obligate, and expend program funds.

Public Comments

Public comments were given by “Call-In User_1” and Tony Fisher, Clean Air Coalition.

Board Comments

None.

Board Action

Director Hudson made a motion, seconded by Director Carlson, to **approve** Consent Calendar Items 4 – 16, inclusive; and the motion **carried** by the following vote of the Board:

AYES: Barnacle, Carlson, Corzo, Gallagher, Gioia, Gonzalez, Hannigan, Haubert, Hopkins, Hudson, Hurt, Lee, Lopez, Rice, Ross, Veenker, Walton, Young.
NOES: None.
ABSTAIN: None.
ABSENT: Abe-Koga, Bauters, Jue, Melgar, Miley, Mueller.

INFORMATIONAL ITEM

17. ADVISORY COUNCIL PRESENTATION ON THE WORK OF THE COUNCIL AND FINE PARTICULATE LOCAL RISK METHODOLOGY

Greg Nudd, Deputy Executive Officer of Science and Policy, introduced Dr. Gina Solomon, Co-Chair of the Air District’s Advisory Council, who gave the presentation *2021-2023 Work of the Advisor Council and Letter of Endorsement*, including: 2019-2020 Particulate Matter (PM) Symposium Series; 2021-2023 work of the Advisory Council; what does the methodology do and how can it support the Air District’s work; and acknowledgements.

Advisory Council Vice Chair, Dr. Michael Kleinman, also gave remarks.

Public Comments

Public comments were given by “Call-In User_1”.

Board Comments

The Board thanked the Advisory Council members for their work over the years to develop the Advisory Council’s position on health risks from local sources of fine PM.

Board Action

None; receive and file.

OTHER BUSINESS

18. PUBLIC COMMENT ON NON-AGENDA MATTERS

Public comments were given by “Call-In User_1” and Amber Wittner.

19. BOARD MEMBER COMMENTS

Multiple Board members thanked Ms. Eady for her service.

20. REPORT OF THE EXECUTIVE OFFICER/APCO

Dr. Philip M. Fine, Executive Officer/APCO, thanked Ms. Eady for her service, and explained the wildfire smoke event that began impacting the Bay Area on September 19, 2023, and was expected to continue impacting the Bay area until September 21, 2023. Smoke from fires in Northern California and Oregon was expected to impact air quality throughout the Bay Area, causing air quality to reach high-moderate on the U.S. EPA’s Air Quality Index. Smoky, hazy skies, and the smell of smoke were already present. Dr. Fine explained that, because pollutant levels were expected to exceed the national 24-hour health standard, a Spare the Air Alert was in effect as of September 20, 2023.

Public Comments

Public comments were given by “Call-In User_1”.

NOTED PRESENT: Director Mueller was noted present at 9:57 a.m.

Board Comments

The Board and staff discussed contributing factors of wildfires; whether the Air District still distributes N95 respirators (masks) during wildfire smoke events; and whether wildfire smoke advisories issued by the Air District are San Francisco Bay Air Basin-wide.

21. CHAIRPERSON’S REPORT

Vice Chair Hurt announced that the Board’s Community Equity, Health, and Justice Committee will meet following this meeting (on September 20, 2023), no earlier than 1:00 p.m.

She also announced that the Air District’s Community Advisory Council held its first retreat in Petaluma, California, on September 14 and 15, 2023.

22. TIME AND PLACE OF NEXT MEETING

Wednesday, October 4, 2023, at 9:00 a.m. at 375 Beale Street, San Francisco, CA 94105. The meeting will be in-person for the Board members and members of the public will be able to either join in-person or via webcast.

CLOSED SESSION (10:01 a.m.)

Public Comments

Public comments were given by “Call-In User_1”.

23. **CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION (GOVERNMENT CODE SECTION 54956.9(a))**

Pursuant to Government Code Section 54956.9(a), the Board met in closed session with Legal Counsel to discuss the following cases:

Chevron U.S.A Inc. v. Bay Area Air Quality Management District, Contra Costa Superior Court Case No. MSN21-1739;

Martinez Refining Co. LLC v. Bay Area Air Quality Management District, Contra Costa Superior Court Case No. MSN21-1568;

REPORTABLE ACTION: Alexander Crockett, District Counsel, had nothing to report.

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

Conference with Labor Negotiators

Pursuant to Government Code Section 54957.6

Agency Designated Representatives:

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

John Chiladakis, Acting Deputy Executive Officer of Finance and Administration

Employee organization: BAAQMD Employees' Association

REPORTABLE ACTION: Mr. Crockett had nothing to report.

OPEN SESSION (11:28 a.m.)

25. **ADJOURNMENT**

The meeting was adjourned at 11:29 a.m.

/s/ Marcy Hiratzka
Marcy Hiratzka
Clerk of the Boards