

BOARD OF DIRECTORS NOMINATING COMMITTEE

December 4, 2024

COMMITTEE MEMBERS

MANAGEMENT DAVINA HURT – CHAIR MARGARET ABE-KOGA JOHN GIOIA

TYRONE JUE KATIE RICE

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

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

THE FOLLOWING STREAMING OPTIONS WILL ALSO BE PROVIDED

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

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

Members of the public may participate remotely via Zoom at https://bayareametro.zoom.us/j/86946066400, or may join Zoom by phone by dialing (669) 900-6833 or (408) 638-0968. The Webinar ID for this meeting is: 869 4606 6400

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

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

NOMINATING COMMITTEE MEETING AGENDA

WEDNESDAY, DECEMBER 4, 2024 9:30 AM

1. Call to Order - Roll Call

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

2. Pledge of Allegiance

CONSENT CALENDAR (Item 3)

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

3. Approval of the Draft Minutes of the Nominating Committee Meeting of December 6, 2023

The Committee will consider approving the draft minutes of the Nominating Committee meeting of December 6, 2023.

ACTION ITEM(S)

4. Consideration and Recommendation of Candidates for Vice-Chairperson of the Board of Directors to Succeed Vice-Chairperson Hopkins for the Remainder of the 2024-2025 Term

In accordance with the Air District's Administrative Code, the Nominating Committee will consider nominations and recommend a candidate for consideration by the Board of Directors for election as Board Vice-Chairperson to replace Vice-Chairperson Hopkins when she accedes to Chairperson upon the departure of outgoing Chairperson Hurt.

OTHER BUSINESS

5. Public Comment on Non-Agenda Matters

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

6. 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)

7. Time and Place of Next Meeting

At the Call of the Chair.

8. Adjournment

The Committee meeting shall be adjourned by the Chair.

CONTACT:

MANAGER, EXECUTIVE OPERATIONS
375 BEALE STREET, SAN FRANCISCO, CA 94105

vjohnson@baaqmd.gov

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

• Any writing relating to an open session item on this Agenda that is distributed to all, or a majority of all, members of the body to which this Agenda relates shall be made available at the Air District's offices at 375 Beale Street, Suite 600, San Francisco, CA 94105, at the time such writing is made available to all, or a majority of all, members of that body.

Accessibility and Non-Discrimination Policy

The Bay Area Air 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 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.

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

DECEMBER 2024

TYPE OF MEETING	DAY	DATE	TIME	<u>ROOM</u>
Board of Directors Nominating Committee	Wednesday	4	9:30 a.m.	1st Floor Board Room
Board of Directors Meeting	Wednesday	4	10:00 a.m.	1st Floor Board Room
Board of Directors Stationary Source Committee	Wednesday	11	10:00 a.m.	1st Floor, Yerba Buena Room
Board of Directors Community Equity, Health and Justice Committee	Wednesday	11	1:00 p.m.	1st Floor, Yerba Buena Room
Board of Directors Finance and Administration Committee	Wednesday	18	10:00 a.m.	1st Floor Board Room
Board of Directors Policy, Grants and Technology Committee	Wednesday	18	1:00 p.m.	1st Floor Board Room

JANUARY 2025

TYPE OF MEETING	DAY	DATE	TIME	<u>ROOM</u>
Board of Directors Community Advisory Council Meeting	Thursday	16	6:00 p.m.	1st Floor, Yerba Buena Room
Board of Directors Retreat	Wednesday	29	10:00 a.m.	California State University Maritime Academy Compass Rose Room 200 Maritime Academy Drive Vallejo, CA 94590

HL 11/22/2024 – 2:50 p.m. G/Board/Executive Office/Moncal

AGENDA: 3.

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Davina Hurt and Members

of the Nominating Committee

From: Philip M. Fine

Executive Officer/APCO

Date: December 4, 2024

Re: Approval of the Draft Minutes of the Nominating Committee Meeting of December

6, 2023

RECOMMENDED ACTION

Approve the draft minutes of the Nominating Committee meeting of December 6, 2023.

BACKGROUND

None.

DISCUSSION

Attached for your review and approval are the draft minutes of the Nominating Committee meeting of December 6, 2023.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Philip M. Fine

Executive Officer/APCO

Prepared by: <u>Marcy Hiratzka</u>
Reviewed by: <u>Vanessa Johnson</u>

ATTACHMENTS:

1. Draft Minutes of the Nominating Committee Meeting of December 6, 2023

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

DRAFT MINUTES

Nominating Committee Meeting Wednesday, December 6, 2023

1. CALL TO ORDER – ROLL CALL

Nominating Committee Chairperson John J. Bauters, called the meeting to order at 8:45 a.m.

<u>Present, In-Person (375 Beale Street, 1st Floor Board Room, San Francisco, California, 94105):</u> Chairperson John J. Bauters; and Directors John Gioia, Tyrone Jue, and Katie Rice.

Present, In-Person Satellite Location (Mountain View City Hall, 500 Castro Street, 3rd Floor, City Clerk's Office Conference Room, Mountain View, California, 94041): Director Margaret Abe-Koga.

Absent: None.

2. PLEDGE OF ALLEGIANCE

CONSENT CALENDAR

3. APPROVAL OF THE DRAFT MINUTES OF THE NOMINATING COMMITTEE MEETING OF NOVEMBER 2, 2022

Public Comments

No requests received.

Committee Comments

None.

Committee Action

Director Gioia made a motion, seconded by Director Jue, to **approve** the Draft Minutes of the Nominating Committee Meeting of November 2, 2022; and the motion **carried** by the following vote of the Committee:

AYES: Abe-Koga, Bauters, Gioia, Jue, Rice.

NOES: None. ABSTAIN: None. ABSENT: None.

ACTION ITEM

4. CONSIDERATION AND RECOMMENDATION OF BOARD OFFICER CANDIDATES FOR THE TERM OF OFFICE COMMENCING 2024

In accordance with the Air District's Administrative Code, the Committee considered nominations for Chairperson and Vice-Chairperson of the Board of Directors for the upcoming term of office commencing in 2024.

Public Comments

No requests received.

Committee Comments

None.

Committee Action

Chair Bauters made a motion, seconded by Director Gioia, to recommend the Board appoint Davina Hurt as Chairperson, and Lynda Hopkins as Vice Chairperson, and eliminate the Board Officer position of Secretary, effective January 1, 2024; and the motion **carried** by the following vote of the Committee:

AYES: Abe-Koga, Bauters, Gioia, Jue, Rice.

NOES: None. ABSTAIN: None. ABSENT: None.

OTHER BUSINESS

5. PUBLIC COMMENT ON NON-AGENDA MATTERS

No requests received.

6. COMMITTEE MEMBER COMMENTS

None.

7. TIME AND PLACE OF NEXT MEETING

At the end of the meeting, the next meeting was to be held at the Call of the Chair, but after the meeting adjourned, the next meeting was scheduled for Wednesday, December 4, 2024, at 9:30 a.m., at 375 Beale Street, San Francisco, CA 94105. The meeting will be in-person for the Board of Directors members and members of the public will be able to either join in-person or via webcast.

8. ADJOURNMENT

The meeting adjourned at 8:49 a.m.

Marcy Hiratzka Clerk of the Boards

AGENDA: 4.

BAY AREA AIR QUALITY MANAGEMENT DISTRICT

Memorandum

To: Chairperson Davina Hurt and Members

of the Nominating Committee

From: Philip M. Fine

Executive Officer/APCO

Date: December 4, 2024

Re: Consideration and Recommendation of Candidates for Vice-Chairperson of the

Board of Directors to Succeed Vice-Chairperson Hopkins for the Remainder of the

2024-2025 Term

RECOMMENDED ACTION

Recommend a candidate for consideration by the Board of Directors for election to the position of Board Vice-Chairperson to replace Vice-Chairperson Hopkins for the remainder of the 2024-2025 term when Vice-Chairperson Hopkins succeeds outgoing Chairperson Hurt.

BACKGROUND

There will shortly be a vacancy in the position of Vice-Chairperson of the Board of Directors as a result of Chair Hurt departing her seat on the Belmont city council. Although the results of that city council election may not be officially certified until December 5, 2024, the semi-official results published by the San Mateo County Chief Elections Officer indicate that Chair Hurt has not been reelected. Once the results are certified, Chair Hurt's city council term will end on December 10, 2024.

The San Mateo County city selection committee will need to appoint a successor to replace Chair Hurt on the Air District Board of Directors. The city selection committee process is governed by Government Code section 50270 et seq. Although San Mateo County's official population has fallen under the 750,000 threshold below which the County can appoint only two seats to the Air District Board, the city seat is unaffected. (See the Clerk's memo to the Board of Directors presented in Agenda Item 17 at the June 5, 2024, meeting.) At the County's current population, the County Board of Supervisors has the right to appoint one seat and the city selection committee has the right to appoint one seat, which it can exercise to appoint Chair Hurt's replacement on the Air District Board.

The San Mateo County city selection committee is expected to appoint a successor shortly. Chair Hurt may continue to serve on the Board until her successor assumes their position on the Board under Health & Safety Code section 40225, up to a maximum of three months after she ceases to hold her city council office. Once Chair Hurt's successor is appointed and Chair Hurt leaves the Board, Vice-Chair Hopkins will automatically assume the role of Chair under Section 2.7(e)(2) of the Administrative Code. This will leave a vacancy in the position of Vice-Chairperson.

DISCUSSION

In light of these developments, the Board of Directors needs to elect a new Vice-Chairperson to replace Vice-Chair Hopkins for the remainder of the 2024-2025 Board Officer term. Section 2.7(a) of the Administrative Code, which governs Board Officer appointments, states (in pertinent part) "[t]he Board of Directors shall elect a Chairperson and Vice-Chairperson. The Board of Directors shall elect these officers in November prior to the commencement of the Officers' terms, or as otherwise necessary to fill a vacancy." Given the vacancy in the Vice-Chair position that will result from Chair Hurt's impending departure, it is necessary for the Board to elect a new Vice-Chair to fill that vacancy.

Under Section 3.2(c) of the Administrative Code, the Nominating Committee's role is to consider and make recommendations to the Board of Directors regarding candidates for Board Officer positions. In making its recommendations, the Committee is directed to consider the principles governing Officer rotation set forth in Section 2.7(c) of the Code, although it is not required to follow any strict rule of rotation. The principles of Officer rotation are to balance representation by members appointed by county Boards of Supervisors, members appointed by City selection committees, members from large counties, and members from small counties, as well as geographic representation from all parts of the Bay Area. A list of past Board Chairs and Vice-Chairs over the past ten years is attached for the Committee's convenience.

As of close of business on November 26, 2024, the following Directors have been nominated for consideration by the Committee: Directors Sergio Lopez and Vicki Veenker. Statements submitted by Directors Lopez and Veenker in support of their nominations are attached to this memorandum.

BUDGET CONSIDERATION/FINANCIAL IMPACT

None.

Respectfully submitted,

Philip M. Fine Executive Officer/APCO

Prepared by: <u>Marcy Hiratzka</u>
Reviewed by: Alexander Crockett

ATTACHMENTS:

- 1. List of Past Chairs and Vice-Chairs 2014-2024
- 2. Statement of Director Lopez
- 3. Statement of Director Veenker

BAAQMD Board Chairs and Vice Chairs from 2014 to Present

	Chair	Chair (2)	Vice Chair	Vice Chair (2)
2014	N. Miley (County of Alameda)		C. Groom (County of San Mateo)	
2015	C. Groom (County of San Mateo)		E. Mar (County of San Francisco)	
2016	E. Mar (County of San Francisco)		L. Kniss (City of Palo Alto)	
2017	L. Kniss (City of Palo Alto)		D. Hudson (City of San Ramon)	
2018	D. Hudson (City of San Ramon)		K. Rice (County of Marin)	
2019	K. Rice (County of Marin)		R. Sinks (City of Cupertino)	
2020	R. Sinks (City of Cupertino)		C. Chavez (County of Santa Clara)	
2021	C. Chavez (County of Santa Clara)		K. Mitchoff (County of Contra Costa)	
2022	K. Mitchoff <i>(Jan-May)</i> (County of Contra Costa)	J. Bauters <i>(May-Dec)</i> (City of Emeryville)	J. Bauters <i>(Jan-May)</i> (City of Emeryville)	D. Hurt <i>(May-Dec)</i> (City of Belmont)
2023	J. Bauters (City of Emeryville)		D. Hurt (City of Belmont)	
2024	D. Hurt (City of Belmont)		L. Hopkins (County of Sonoma)	

To the BAAQMD Nominating Committee:

I write to express my interest in serving as Vice Chair of the Bay Area Air Quality Management District for the remainder of the current term.

I have had the honor of serving on the Air District Board since 2022. Since that time, I have sought to serve in a leadership capacity through contributing my time and my work. This has included not just Vice Chair of a number of committees, but also serving on the ad hoc committee to recruit and interview a new Executive Officer/APCO for the Air District, resulting in the hiring of Dr. Fine, as well as serving on an executive evaluation ad hoc committee for the Board's direct reports. These positions have given me insight into the internal challenges and operations of the District, which has in turn informed my work on the Board.

Briefly, my past work includes experience in legislative advocacy, passing laws in over a dozen red and blue states alike, as well as service as a nonprofit executive and in public affairs in the private sector on green energy and regulated utility issues. While I never planned on serving in elected office, I became involved in the work of advocacy and public policy after my working-class, immigrant family faced housing insecurity and bankruptcy during the Great Recession. My drive for mission and impact has taken me to the halls of the Ivy League and the White House, but through it all, my commitment to the communities which raised me has never wavered. My story, unlikely as it has been, ultimately resulting in my current position as Vice Mayor of Campbell, is a testament to the power of our system, despite its challenges, to grant opportunity to the communities we serve.

I believe that the air pollution and climate issues the Board handles at the regional level are among the most critical public policy issues facing our nation. For young people in particular, the challenges are existential in nature. Increasingly, a young person's willingness to either believe in the power of government to improve their lives, or else dismiss it out of hand and check out of politics entirely, will often hinge upon whether and how they see that government willing to make tangible improvements in the areas of climate and the environment. For this reason, I

believe my age, background, and experience will help to ensure that more of the residents we serve can see themselves represented in our agency's leadership.

We face a critical time for our nation. It is incumbent upon us to demonstrate that government can still do big things and can still make concrete, tangible changes in the lives of all our constituents. Perhaps of all the boards on which I have served, I have had no greater honor than serving with my colleagues on the Air District board, from whom I am certain of having the opportunity to learn something new at every single meeting, as well as from one of the most passionate and experienced staff of any agency. In that spirit, I hope to continue my service in a new role as Vice Chair, and I thank you for your respectful consideration.

Best wishes,
Sergio Lopez
sergiol@campbellca.gov

MEMORANDUM

To: Chairperson Hurt and Members of the

Nominating Committee

From: Vicki Veenker

Board Member; Chair, Policy, Grants, and Technology Committee

Date: November 26, 2024

Re: Statement of Interest in Serving as Vice Chairperson of the Board of Directors

Thank you for your service on the Nominating Committee. Because of my strong belief in the mission and vision of the Air District, I respectfully submit this statement of interest in the Vice Chairperson position, to aid you in making your recommendation to the Board. I am passionate about cleaner air for people in the Bay Area, and hope to have the opportunity to bring my skills, knowledge, and experience in leadership to the Board.

Board Leadership Considerations

It has been a privilege to serve on this Board and work to protect the public health, advance environmental justice, and mitigate climate change -- values that I hold dear. However, in this time of substantial change, the Board needs leadership that is not only committed to acting quickly to promote our shared values and goals, but also is steady and committed to the Air District's ongoing programs and evolving needs of the communities we serve. Without commenting on specific programs that may come before the Board, examples of key ongoing efforts include the following:

- <u>Strategic Plan</u>. In September, the Board approved our 2024-2029 Strategic Plan. Over the years, the Air District has adopted groundbreaking regulations and continuing to fulfill the strategic plan will help us implement them in a thoughtful and equitable way. It is likely and healthy that the plan and its programs will evolve over time, and we should expect and welcome that, and give stakeholders a place at the table as that happens. The plan also contemplates the organizational excellence that is critical to our mission, by fostering cohesion and inclusion. I have been involved in numerous strategic plans over the years and look forward to working with this living document.
- <u>Just Transition</u>. As we carry out our responsibility to regulate stationary sources of air pollution, we must also consider the impact on workers who may need re-skilling, homeowners who need to buy new appliances or electrify their homes, renters who would strain to pay increased rent for costs passed along, and more. This should be an ongoing public policy conversation so that we can find solutions that speed, instead of impede, our progress.
- <u>Permitting</u>. Our primary goal is not to levy penalties, but to seek compliance with our regulations. Pursuing the customer service approach outlined in the strategic plan to

ensure timely and transparent permitting processes will not only provide clear and consistent messaging to the business community, but will also minimize the air pollution affecting Bay Area residents.

Experience

I bring a breadth of experience that I could call upon in the Vice Chair position. Most pertinent is:

- Air District Board: Currently, I serve as Chair of the Policy, Grants, and Technology Committee. During my tenure on the Board, I have also served on the Community, Equity, Health, and Justice Committee and the Stationary Source Committee. Last December, I accompanied then Vice Chair Hurt and EO Fine on an advocacy trip to Washington, DC. During that trip, I learned how to be a spokesperson for the District, engaged in policy and grant-funding conversations with federal officials, and directly observed the feedback from those officials regarding the District's practices and programs.
- Northern California Power Agency Commission: Because Palo Alto owns its own utilities, the city is a member of NCPA and I serve as the City's Commissioner. In this capacity, I keep current on electrification issues such as power generation and distribution, grid reliability and resiliency, and more.
- Chair, City of Palo Alto Climate Action Ad Hoc Committee: Our City has pioneered numerous programs to promote climate action in partnership with a Working Group of residents who advise us. Key among them is our Heat Pump Water Heater Program, a full-service program of the City to encourage and assist our residents with installations. Within the next couple months, we will launch a Whole Home Electrification Program, that will include Heat Pump Furnaces. This experience has provided me insight into affordability, equity, engineering, financing, multi-family dwelling, and other issues that must be addressed in order to be successful.
- <u>Professional Experience</u>: For several decades I have practiced patent law, which I entered because of my degree in biochemistry and a love of innovation. This provides me with a familiarity with evolving technology such as the technology we will need to support reduction of air pollution and climate action. It also provides me with insight into the operation of businesses.
- <u>Mediation</u>: For 18 years I have served as a mediator in patent cases. This has honed an ability to listen to parties with divergent interests, as well as consensus-building skills. As someone who has spent years both litigating and mediating, the key to a just and durable outcome is to fit the process to the problem.
- Policy Resolution: A half dozen years ago, I was Director of a statewide health reform
 project that convened an array of stakeholders for over a year. Stakeholders included
 consumers, healthcare providers, labor, insurers, the business community, academics, and
 more. We issued a consensus report and recommendation regarding health care
 affordability. The recommendation was then mirrored in state legislation, resulting in the

recent creation of a state Office of Health Care Affordability, that is setting about implementing the policy recommendations.

I am deeply committed to the values and goals of the Air District. It would be a privilege to serve in leadership as its Vice Chair if the Board so chooses. I respectfully ask for your recommendation.

Respectfully submitted,

Vicki S. Veenker