

**BAY AREA AIR QUALITY MANAGEMENT DISTRICT**  
939 ELLIS STREET – SAN FRANCISCO, CA 94109

Approved Minutes: Board of Directors' Regular Meeting – May 4, 2005

**Call To Order**

Opening Comments:           Chairperson Marland Townsend called the meeting to order at 9:52 a.m.

Roll Call:           Present:   Marland Townsend, Chair, Harold Brown (9:56 a.m.), Roberta Cooper, Chris Daly, Dan Dunnigan, Erin Garner, Scott Haggerty, Jerry Hill, Liz Kniss, Jake McGoldrick, Julia Miller, Mark Ross, Michael Shimansky, Gayle B. Uilkema, Brad Wagenknecht, Shelia Young.

                          Absent:   Mark DeSaulnier, Patrick Kwok, Nate Miley, John Silva, Tim Smith, Pam Torliatt,.

Pledge of Allegiance:        Director Cooper led the Board in the Pledge of Allegiance.

Commendation/Proclamation: There were none.

**Public Comment Period:** There were none.

**Consent Calendar (Items 1 – 6)**

1.     Minutes of April 20, 2005
2.     Communications. *Information only*
3.     Report of the Advisory Council
4.     Quarterly Report of Air Resources Board Representative
5.     Quarterly Report of the Clerk of the Boards
6.     Referral of Proposed Budget for Fiscal Year 2005/2006 to the Budget and Finance Committee

*Pursuant to Administrative Code Division II, Section 3.2 Fiscal Policies and Procedures, and in compliance with Section 29064 of the Government Code, the Board referred the proposed budget for Fiscal Year 2005/2006 to the Budget and Finance Committee for review and consideration.*

Director Harold Brown arrived at 9:56 a.m.

**Board Action:** Director Wagenknecht moved approval of the Consent Calendar; seconded by Director Miller; carried unanimously.

### **Committee Reports and Recommendations**

7. Report of the Mobile Source Committee Meeting of April 25, 2005

Action(s): The Committee recommends Board of Director approval of the following:

- A) Receive report entitled *Transportation Fund for Clean Air (TFCA) Report on FY 2004/2005 Allocations and Effectiveness*;
- B) Selection of Macias, Gini & Company as the auditor to conduct fiscal audits of 44 TFCA Regional Fund projects; and
- C) Authorize the Executive Officer/APCO to execute a contract with the selected auditor in the amount of \$85,610 for the provision of the audit services.

Director Haggerty presented the report and stated that the Mobile Source Committee met on Monday, April 25, 2005. At the meeting, staff presented an annual report entitled *Transportation Fund for Clean Air Report on fiscal Year 2004/2005 Allocations and Effectiveness*. The annual report fulfills the requirement that the Air District review the expenditure of the Transportation Fund for Clean Air (TFCA) revenues to determine their effectiveness in improving air quality. The annual report for fiscal year 2004/2005 summarizes all projects funded; funding allocations; and estimated emission reductions. The Committee recommends Board approval of the annual report.

Staff presented information on its request for the selection of a firm to conduct an audit of TFCA Regional Fund projects. Three proposals were received and staff reviewed the criteria for evaluation of the proposals. Staff requested, and the Committee recommends, Board approval to award a contract in the amount of \$85,610 to the firm of Macias, Gini and Company to conduct fiscal audits of 44 TFCA Regional Fund projects.

Staff described activities to comply with the Committee's request to further evaluate pedestrian and arterial management projects funded by TFCA. The activities include a performance audit to examine these project types in detail; workshop(s) to discuss TFCA policies with Congestion Management Agencies and other stakeholders; and reviewing the findings and presenting recommendations to the Mobile Source Committee.

**Board Action:** Director Haggerty moved that the Board approve the recommendations and report of the Mobile Source Committee; seconded by Director Young; carried unanimously without objection.

## Presentation

### 8. Report on the 2005 Spare the Air Campaign

*Staff reviewed plans for the upcoming 2005 Spare the Air season, including free morning commutes on the first (5) five Spare the Air days announced during the weekdays.*

Jean Roggenkamp, Deputy Air Pollution Control Officer, introduced the Spare the Air Program for 2005, and provided an overview of the program.

Ms. Roggenkamp stated that the goal of the program is to reduce the precursor compounds (NO<sub>x</sub> and VOC) that lead to ground level ozone formation and to avoid excesses of federal and state air quality standards. This is accomplished by asking the public to reduce driving, reduce the use of gasoline lawn and garden equipment, like lawn mowers and leaf blowers, and to avoid using consumer products that have high levels of VOC's such as hairsprays, bug sprays and BBQ lighter fluid.

The program will run from June 1, 2005 through October 14, 2005. It is funded by the Air District and the Metropolitan Transportation Commission (MTC) with Transportation Fund for Clean Air (TFCA) and Congestion Mitigation Air Quality (CMAQ) dollars.

The presentation was continued by Terry Lee, Director of Public Information. Ms. Lee provided further details on the program and reported that this year the Air District has a very ambitious program and will build on its core program by expanding the free transit component of last year's program to include all transit agencies. The presentation included an explanation on the following components of the Spare the Air Program:

Employers	Measurement
Advertising	Email Notification AirAlerts
Sparetheair.org Website	Free Transit
Media Outreach	Funding

The following transit agencies are participating in the program as of today:

ACE	Golden Gate Transit	Union City Transit
AC Transit	LAVTA/Wheels	VTA
Alameda/Oakland Ferry	Muni	Vallejo Baylink Ferry
BART	SamTrans	VINE (Napa Valley)
Benicia Transit	Santa Rosa CityBus	West Cat
Caltrain	Sonoma County Transit	
County Connection	Tri Delta Transit	

Director Townsend thanked Ms. Lee for the presentation and for the good work she and her staff are doing on this program.

## **Other Business**

9. Report of the Executive Officer/APCO – Mr. Broadbent reported on the following items:

1. The American Lung Association (ALA) is having its Clean Air Award Luncheon on Thursday, May 12, 2005 at 11:30 a.m., at the World Trade Club in San Francisco. The featured speaker is Robert Kennedy, Jr.

Mr. Broadbent also reported that the ALA came out with their grading system last week, and purposely separated their luncheon event from the grading system. He further reported that in response to the Board of Directors' request, staff took the Board's direction and sent out a preemptive press release and there is a letter that is being written to ALA's national organization; this letter will be signed by the District as well as those agencies that are participating in the Joint Policy Committee. At the direction of the Board, the District has not co-sponsored this event.

Director Uilkema referred this item to the Budget and Finance Committee.

2. At the next Board of Directors' meeting on May 18, 2005 there will be a short presentation from students who have completed the Air District's Clean Air curriculum. As part of the District's educational efforts, these students will share their experiences on what they have learned.
10. Chairperson's Report: Chairperson Townsend stated he had no report.

**Closed Session** – The Board convened to Closed Session at 10:30 a.m.

11. Conference with Legal Counsel –

*Existing Litigation Government Code Section 54956.9(a)*

*A need existed to meet with Counsel to discuss existing litigation:*

*Bay Area Air Quality Management District Employees' Association v. Bay Area Air Quality Management District, PERB, Unfair Labor Practice Complaint, Case No. SF-CE-288-M.*

**Open Session** – The Board reconvened to Open Session at 10:42 a.m.

Mr. Bunger stated that the Board met in Closed Session with Counsel and other necessary staff to discuss the matter identified at item 11 on the agenda and provided general direction to Counsel on the item.

12. Board Members' Comments: There were none.

13. Time and Place of Next Meeting – 9:45 a.m., Wednesday, May 18, 2005, 939 Ellis Street, San Francisco, CA 94109.
14. Adjournment – The meeting adjourned at 10:43 a.m.

*/s/ Neel Advani*

Neel Advani

Deputy Clerk of the Boards