

BOARD MEETING DATE: September 2, 2016

AGENDA NO. 1

MINUTES: Governing Board Monthly Meeting

SYNOPSIS: Attached are the Minutes of the July 8, 2016 meeting.

RECOMMENDED ACTION:

Approve Minutes of the July 8, 2016 Board Meeting.

Sandra McDaniel,
Clerk of the Boards

SM:dg

FRIDAY, JULY 8, 2016

Notice having been duly given, the regular meeting of the South Coast Air Quality Management District Board was held at District Headquarters, 21865 Copley Drive, Diamond Bar, California. Members present:

William A. Burke, Ed.D., Chairman
Speaker of the Assembly Appointee

Council Member Ben Benoit, Vice Chairman
Cities of Riverside County

Supervisor Michael D. Antonovich (arrived at 9:15 a.m. and left at 11:10 a.m.)
County of Los Angeles

Supervisor John J. Benoit
County of Riverside

Mayor Pro Tem Michael A. Cacciotti
Cities of Los Angeles County – Eastern Region

Dr. Joseph K. Lyou
Governor's Appointee

Mayor Larry McCallon
Cities of San Bernardino County

Council Member Judith Mitchell
Cities of Los Angeles County – Western Region

Supervisor Shawn Nelson (arrived at 11:20 a.m.)
County of Orange

Dr. Clark E. Parker, Sr.
Senate Rules Committee Appointee

Council Member Dwight Robinson
Cities of Orange County

Supervisor Janice Rutherford
County of San Bernardino

Member Absent:

Council Member Joe Buscaino
City of Los Angeles

CALL TO ORDER: Chairman Burke called the meeting to order at 9:05 a.m.

- Pledge of Allegiance: Led by Chairman Burke.
- Opening Comments

Councilwoman Mitchell. Announced that in June she traveled to Washington D.C., along with several fellow Board Members, and the Acting Executive Officer, to promote the SCAQMD's petition filed with the U.S. EPA for federal regulation of ultra-low NOx engines for heavy-duty trucks. She noted efforts made in collaboration with other states and air districts across the nation, and highlighted meetings held with White House staff, U.S. EPA staff, and elected officials. She expressed optimism for making inroads for low NOx engines as part of a federal regulation and plans for full implementation by approximately 2023.

Mayor Pro Tem Cacciotti. Noted that the City of South Pasadena has a commercial electric lawn mower and equipment loaner program, and displayed photos of various locations utilizing electric lawn mowers and leaf blowers. He also showed photos of his monthly trip utilizing public transportation to attend the Board meeting at SCAQMD Headquarters and noted that he was joined by his student interns.

Dr. Lyou. Thanked the staff and legislative consultants who attended the trip to Washington D.C.; and encouraged staff to continue to keep the Basin's concerns in the forefront amongst federal regulators. He also showed a photograph of a low-cost air quality sensor that was installed at his home to measure PM emissions. He explained that the sensors showed elevated PM levels on the 4th of July from fireworks.

Councilman Robinson. Noted that he also attended the trip to Washington D.C., stating that as a private business owner who utilizes a fleet of heavy-duty trucks, he was able to express his perspective to both members of Congress and members of the business community. He encouraged working with companies who are continuing to develop technology that will assist in meeting future NOx standards, as well as industry stakeholders to explore cost-effective ways to implement a mechanism to fund such improvements.

Supervisor Benoit. Noted that he also attended the Washington D.C. trip; expressed the need to strike a balance between incentive-based methods for emission reduction and rules and regulations; and stressed the importance of having federal and state regulations in place to assist in achieving air quality goals.

Wayne Nastri, Acting Executive Officer. Acknowledged the Board members' recognition of the Washington D.C. trip; and extended thanks to staff for their efforts in making the trip a success.

Mayor McCallon. Requested that the meeting be adjourned in memory of those who lost their lives as a result of the recent attack in Dallas, Texas.

Chairman Burke. Recognized the SCAQMD interns and newly appointed Hearing Board members who were present in the audience. He announced that he attended the Replace Your Ride event held on June 25, 2016, which was hosted by the SCAQMD in conjunction with his daughter, Assemblywoman Autumn Burke, and thanked staff for their efforts in facilitating a successful event. He expressed appreciation to his colleagues and staff for their offerings of condolence on the passing of his good friend and former heavyweight champion, Muhammad Ali.

- Presentation to Outgoing Hearing Board Members David A. Holtzman and Clifton V. Lee, M.D.

Chairman Burke presented awards to David Holtzman and Dr. Clifton V. Lee in recognition and appreciation of their three years of service as Public and Medical Members, respectively, on the SCAQMD Hearing Board.

(Supervisor Antonovich arrived at 9:15 a.m., during opening comments)

CONSENT CALENDAR

1. Approve Minutes of June 3, 2016 Board Meeting
2. Execute Contract for Media, Advertising and Public Outreach Campaign for FY 2016-17 Check Before You Burn Program

Budget/Fiscal Impact

3. Execute Contracts to Conduct 2016 Lawn Mower Exchange Program and Transfer and Appropriate Funds **E**
4. Approve Locomotive, Ships at Berth and Cargo Handling Equipment Projects Under Proposition 1B-Goods Movement Program, and Amend Award **E**
5. Amend Contract for Heavy-Duty Natural Gas Trucks and Reimburse General Fund for Administrative Costs **E**
6. Execute Contract to Develop and Demonstrate Zero Emission Fuel Cell Electric Transit Buses **E**
7. Recognize Revenue from Participating Members of California Natural Gas Vehicle Partnership, Transfer Funds for SCAQMD's Membership, and Approve Budget and Expenditures for Activities and Projects during FYs 2016-17 and 2017-18 **E**

8. Issue Request for Information to Develop, Integrate and Demonstrate Ultra-Low Emission Diesel Engines for On-Road Heavy-Duty Vehicles **E**
9. Recognize Revenue and Appropriate Funds from Clean Fuels, Carl Moyer AB 923 and Proposition 1B-Goods Movement Programs for Administrative Support, Outreach and Education, Capital Outlays, and Related Activities **E**
10. Execute Contract for Lease of South Bay Field Office
11. Amend Contracts to Provide Short- and Long-Term Systems Development, Maintenance and Support Services
12. Recognize Revenue and Appropriate Funds for Enhanced Particulate Monitoring, NATTS, PAMS, PM2.5, Near-Road NO2 and AQ-SPEC Programs, and Issue Solicitations and Purchase Orders and/or Contracts for Air Monitoring Equipment, Air Monitoring Station Upgrade and CNG Vehicles
13. Approve Contract Award and Approve Fund Transfer for Miscellaneous Costs in FY 2016-17 as Approved by MSRC

Items 14 through 20 - Information Only/Receive and File

14. Legislative and Public Affairs Report
15. Hearing Board Report
16. Civil Filings and Civil Penalties Report
17. Lead Agency Projects and Environmental Documents Received by SCAQMD
18. Rule and Control Measure Forecast
19. Report on Major Projects for Information Management Scheduled to Start During First Six Months of FY 2016-17
20. Report to Legislature and CARB on SCAQMD's Regulatory Activities for Calendar Year 2015

BOARD CALENDAR

22. Administrative Committee
23. Legislative Committee
24. Mobile Source Committee
25. Stationary Source Committee
26. Technology Committee
27. Mobile Source Air Pollution Reduction
28. California Air Resources Board Monthly Report
29. California Fuel Cell Partnership Executive Board Meeting Agenda and Quarterly Updates 

Mayor Antonovich announced his abstention on Item No. 7 because of a financial interest in Clean Energy. He also noted that he serves on the Board of Directors of the Los Angeles County Metropolitan Transit Authority which is involved with Item No. 13.

Supervisor Benoit announced his abstention on Item No. 7 because of political contributions from CC&R and Waste Management.

Dr. Lyou announced his abstention on Item No. 6 because the Bay Area Air Quality Management District is a potential source of income to him; on Item No. 7 because Clean Energy Fuels, Sempra Energy Utilities, Foothill Transit, Los Angeles County Metropolitan Transit Authority, Trillium, and Gladstein, Neandross & Associates are potential sources of income to him, and Coalition for Clean Air is a source of income to him; and on Item No. 13 because Los Angeles County Metropolitan Transit Authority is a potential source of income to him.

Agenda Item Nos. 2, 13 and 20 were withheld for comment and discussion.

MOVED BY CACCIOTTI, SECONDED BY J. BENOIT, AGENDA ITEMS 1, 3, 4 THROUGH 12, 14 THROUGH 19 AND 22 THROUGH 29, APPROVED AS RECOMMENDED, RECEIVING AND FILING THE COMMITTEE, MSRC, CARB AND CaFCP REPORTS, AND ADOPTING THE POSITIONS ON LEGISLATION AS SET FORTH BELOW, BY THE FOLLOWING VOTE:

AYES: Antonovich (except Item #7), B. Benoit, J. Benoit (except Item #7), Burke, Cacciotti, Lyou (except Items #6, #7 & #13), McCallon, Mitchell, Parker, Robinson and Rutherford.

NOES: None.

ABSTAIN: Antonovich (Item #7 only), J. Benoit (Item #7 only), and Lyou (Items #6, #7 & #13 only).

ABSENT: Buscaino and Nelson.

Agenda Item	Recommendation
S. 2012 (Murkowski) Vehicle Innovation Act of 2016	Support
H.R. 4675 (Norton) No Lead In Air Act of 2016	Support
H.R. 4775 (Olson) Ozone Standards Implementation Act of 2016	Watch

21. Items Deferred from Consent Calendar

2. Execute Contract for Media, Advertising and Public Outreach Campaign for FY 2016-17 Check Before You Burn Program

Dr. Parker questioned the effectiveness of the outreach effort and suggested innovation regarding methods of notification of no burn days, such as the utilizing social media to spread the message.

Derrick Alatorre, DEO/Legislative and Public Affairs, responded that staff would convey that suggestion to the consultant firm.

Mayor Pro Tem Cacciotti concurred with Dr. Parker's comments, and

asked staff to clarify the strategy that will be utilized to ensure the program is effective.

Sam Atwood, Media Manager, explained that the contractor proposed, in addition to traditional media, a program to get individuals to pledge not to burn wood on days when SCAQMD forecasts no burn, and using text messaging to reach individuals. He stated that if Westbound Communications were approved as the contractor, staff would work with the contractor to look into any other innovative techniques that can be deployed for this coming Check Before You Burn season.

Mayor Pro Tem Cacciotti suggested using the resource of the student interns currently working at the District to obtain innovative ideas for outreach.

Councilman Benoit provided additional suggestions for consideration including utilizing text messaging, and perhaps incorporating a type of pop-up notification in conjunction with the SCAQMD's cell phone/tablet application as another means for the public to receive notification; and emphasized the importance of having the public sign up for the SCAQMD's social media accounts, email list, and downloadable application.

Councilwoman Mitchell pointed out that there is currently the opportunity to sign up to receive air alerts through email or text message and suggested focusing efforts on bringing awareness of that feature on the District's website to the public as part of the outreach campaign.

Mr. Atwood noted that the SCAQMD email list serve includes approximately 750,000 to 800,000 addresses. He added that for the last Check Before You Burn season, the SCAQMD sent out an invitation to all 750,000 individuals to sign up for air alerts.

MOVED BY B. BENOIT, SECONDED BY
CACCIOTTI, AGENDA ITEM 2, APPROVED
AS RECOMMENDED, BY THE FOLLOWING
VOTE:

AYES: Antonovich, B. Benoit, J. Benoit,
Burke, Cacciotti, Lyou, McCallon,
Mitchell, Parker, Robinson and
Rutherford.

NOES: None.

ABSENT: Buscaino and Nelson.

13. Approve Contract Award and Approve Fund Transfer for Miscellaneous Costs in FY 2016-17 as Approved by MSRC

Dr. Lyou left the room during discussion of Item No. 13.

Mayor Pro Tem Cacciotti explained that this agenda item relates to the use of funds paid as part of car registration fees and that the proposal would subsidize the Metrolink fare to Orange County or to Dodger Stadium.

MOVED BY CACCIOTTI, SECONDED BY B. BENOIT, AGENDA ITEM 13, APPROVED AS RECOMMENDED, BY THE FOLLOWING VOTE:

AYES: Antonovich, B. Benoit, J. Benoit, Burke, Cacciotti, McCallon, Mitchell, Parker, Robinson and Rutherford.

NOES: None.

ABSTAIN: Lyou.

ABSENT: Buscaino and Nelson.

20. Report to Legislature and CARB on SCAQMD's Regulatory Activities for Calendar Year 2015

Supervisor Rutherford expressed concern that the length of the annual report will deter legislators from reading the report that contains valuable information concerning the SCAQMD's activities, including rulemaking, the Clean Fuels Program, and RECLAIM. She recommended that rewriting the executive summary page to convey more effectively the role of this agency and Board may compel legislators to read further into the report. She also recommended utilizing criteria other than "No" and "N/A" to respond to the estimated emission reductions, alternatives, cost-effectiveness, and socioeconomic impacts associated with rule adoptions and amendments to more effectively convey the SCAQMD's commitment to public health.

MOVED BY CACCIOTTI, SECONDED BY B. BENOIT, AGENDA ITEM 20, APPROVED AS RECOMMENDED, BY THE FOLLOWING VOTE:

AYES: Antonovich, B. Benoit, J. Benoit, Burke, Cacciotti, Lyou, McCallon, Mitchell, Parker, Robinson and Rutherford.

NOES: None.

ABSENT: Buscaino and Nelson.

Staff Presentation/Board Discussion

30. Update on AQMP Development

Dr. Philip Fine, DEO/Planning, Rule Development and Area Sources, presented information on the recently released Draft 2016 AQMP, including an update on the development of the Plan, the current schedule and a summary of the comments received on the preliminary draft control measures. The Draft 2016 AQMP was distributed to the Board members and copies were made available to the public.

Mr. Nastri reiterated that the draft AQMP reflects the input of various stakeholders and will continue to be shaped by stakeholder participation. He stressed the tremendous challenge the SCAQMD along with U.S. EPA and CARB face in meeting the region's future air quality goals. He added that the 2016 AQMP will be an aggressive and innovative plan.

Supervisor Benoit noted that three of the remaining categories that have very large air quality impacts are trucks, trains and ocean-going vessels which are regulated at the state and federal level, and because the SCAQMD does not have the ability to regulate these sources, incentive-based programs will be key to effecting change.

Mayor Pro Tem Cacciotti concurred with his colleague's comments regarding the need to strike a balance between regulation and incentives; and pointed out that today alone the Board had proposals before them to approve funding of \$60 million on various incentive programs. He inquired about the predictions by climatologists of returning to a long drought season and the long-term effects of such droughts.

Dr. Fine responded that the drought would continue to affect PM2.5 levels. He explained other meteorological occurrences can be affected by a drought or climate change in many different ways, not all negative or positive for PM2.5. He noted that very strict U.S. EPA guidance is followed on exactly how to make future projections. He also noted that an analysis is included in the AQMP to determine how robust the analysis is in the face of a potential drought in the future.

Dr. Lyou noted three areas of concern regarding the AQMP: 1) persuading CARB and U.S. EPA the AQMP is viable since the Plan greatly relies upon incentive money that is not currently available; 2) substantiating that \$1 billion per year for 10 or 15 years is a good investment to improve air quality through either regulations or incentive funding programs as the economic benefits far outweigh the economic costs not only in health impacts but also in improved public transit, tourism benefits and a profitable green technology industry; and 3) using all legal authority available in terms of indirect source measures, including transportation control measures and fleet rules. He also pointed out that, other than a small discussion on Page 9-4 of the AQMP, there is no mention of the fleet rules, and noted that the SCAQMD has both legal authority and a moral obligation to achieve emission reductions through those rules.

Chairman Burke agreed that since the Supreme Court upheld the SCAQMD's fleet rules authority, the SCAQMD is in a position to act on the fleet rules.

Councilwoman Mitchell commended staff on their collaborative efforts with CARB and encouraged staff to continue on the same path. She noted as a CARB Board member representing SCAQMD, she has discussed at CARB meetings the challenges the SCAQMD faces to reach the ozone goals in 2023 and 2031. She has also been urging CARB to consider the funds needed to meet those goals. She noted that Proposition 1B is in its last year of funding and suggested exploring the opportunity to develop a similar mechanism to Prop 1B to improve air quality. She asked staff to bring back a report to the Board on their studies of potential sources of funding including areas within our jurisdiction. She also asked staff to explore the SCAQMD's authority to add an additional fee to the vehicle registration fees. She explained that the public is less likely to object to the additional fee, if they are aware how the money is spent, particularly considering there are thousands of premature deaths each year.

Mr. Nastri agreed to report back to the Board on the legal authorities related to the expansion of those sources so a determination can be made on what action to pursue. He added that staff would also explore the potential for raising additional funds throughout the counties and other areas within the jurisdiction of the SCAQMD and report formally through committee and to the Board. He asked Mr. Hogo to address Dr. Lyou's inquiry about the fleet rules.

Henry Hogo, Assistant DEO/Science and Technology Advancement, explained proposed control measure MOB-08 addresses the fleet rules. In addition to funding assistance programs, he pointed out the SCAQMD's authority to develop a private fleet rule. Another option is similar to the SOON provision for on-road trucks, whereby if funding is available, the fleet would have to take the funding. He recommended considering other mechanisms that are in place to accelerate the turnover to near-zero and zero emission equipment, and recognized the need for fleet rules as part of the AQMP.

Dr. Lyou asked staff to clarify information regarding the fleet operator rules or their inclusion in the AQMP.

Mr. Nastri confirmed that staff would amend the pertinent sections as requested.

The following members of the public addressed the Board on this item:

GLORIA SEFTON

Stressed the importance of having regulations in place that protect public health and prompt businesses to use technology to reduce their environmental impact.

OLIVIA WEBER, Orange County Resident

Expressed concern that the AQMP heavily focuses on incentives as the only feasible pathway to meet air quality standards; viability of securing \$1 billion per year over 15 years needed for incentive funding; and urged the AQMP be revised to include strong, enforceable and measurable safeguards in addition to incentives.

YVONNE WATSON, Sierra Club

Expressed concern about relying on voluntary incentives and urged the Board to have a contingency plan in place in the event incentive funding is not available.

LIZETTE HERNANDEZ, Sierra Club

Presented seven principles for a strong 2016 AQMP through her written comments. She outlined three of the principles: 1) demonstration of a measurable enforceable pathway to compliance with the Clean Air Act and elimination of the black box; 2) early NOx reductions; and 3) address inequities in air quality that adversely impact EJ communities. She also expressed displeasure with the presence of police officers at community meetings held in the Inland Empire and Eastern Coachella Valley, which conveys a wrong message to the minority youth attempting to engage in these hearings. (Submitted Written Comments).

Supervisor Rutherford addressed the comments regarding a police presence, explaining that a rumor was circulated on social media claiming that the Supervisor had law enforcement present with her at a meeting in the Inland Empire. She explained that such a presence was not at her request, and it is possible that the venue chose to have security present and that may have been misinterpreted by some attendees.

EVAN GILLESPIE, Sierra Club

Recognized staff's efforts to develop the AQMP. He expressed concern that people from certain races and class are disproportionately burdened with unhealthy air and urged the Board to do everything possible to protect public health and promote cleaner air and environmental justice for all communities. He noted his concern about the strategy to raise \$15 billion by soliciting Congress to expand the superfund programs to address contaminated air. He also urged the Board to place more of the burden on large polluters to reduce emissions. He recommended having technology-forcing rules in place in addition to incentive funding programs for achieving emission reductions.

(Supervisor Antonovich left at 11:10 a.m.)

KATHARINE ENGLISH

Noted that she resides in South Pasadena and is concerned that the AQMP abandons responsibility for the most vulnerable populations most affected by poor air quality in Southern California.

KENT MINUALT, Sierra Club

Expressed concern on the reliance of incentives in the AQMP; noted the new gas leak at Aliso Canyon which highlights the danger of continued dependence on natural gas infrastructure to meet demands; stressed that the AQMP needs to focus on zero emission technologies and avoid investments in natural gas; recommended installing additional charging stations at the SCAQMD; and thanked staff for encouraging zero-emission vehicles in the AQMP.

In response to Mayor Pro Tem Cacciotti's inquiry about the amount of additional charging stations, Mr. Nastri confirmed that there are currently 28 stations, expanding to 110, once processing of the contract is completed.

CHRISTINE LAMPE
ROBERT THOMAS

Detailed the hardships faced by their loved ones who suffer from asthma and other ailments that are exacerbated by air pollution; recommended requiring that new home construction include solar technology; and supported the use of EVs and the increased availability of vehicle charging stations.

DARYL GALE

Urged the Board to do as much as possible to address unhealthful air quality in the areas most effected by oil and gas plants, refineries and large highways, and encouraged a stronger and more enforceable AQMP that requires larger polluters to pay for emission-reducing technology and not just depend on federal funding.

GREGORY WRIGHT, Sierra Club

Encouraged the use of solar energy, improved mobile fuel efficiency, and recommended working with state legislators, California Traffic Control Devices Committee and SCAG to post “no idling” signage on streets and in parking lots.

(Supervisor Nelson arrived at 11:20 a.m.)

CHRISTINA COOLIDGE, Sierra Club

Suggested the use of taxes on oil production to fund state and local clean air projects.

DAVID PETTIT, Natural Resources Defense Council

Recommended including a contingency plan in the AQMP detailing actions that will be taken if the funding for incentives is not available. Although industry will protest, they may join in and help the SCAQMD because it would be easier for industry to help secure the money for incentives rather than pay for controls themselves. He recommended eliminating RECLAIM and moving to regulation for stationary sources.

JIM STEWART, Sierra Club

Expressed his disappointment with, and urged the Board to reject, the AQMP. He noted the plan is an environmental and economic injustice and that large polluters like refineries should be required to pay for control technology instead of taxpayers. He added that on July 3, 2016, Tesoro Refinery had another fire resulting in smoke being emitted into the already unhealthful air.

Jill Whynot, Chief Operating Officer, explained that the SCAQMD was notified over the weekend of a brief power surge or power outage at the Refinery which also resulted in flaring by one other refinery and another facility. She added that as a result of multiple air quality complaints, inspectors were dispatched and determined brief flaring had occurred due to the incident caused by the power upset.

Chairman Burke requested that, in the future, the Board be notified when these types of incidents occur.

HARVEY EDER, Public Solar Power Coalition

Urged for the inclusion of plans for immediate total solar conversion in the AQMP. He provided the Board with various studies and reports, including an article written by Dr. Mark Jacobson at Stanford University regarding converting

the world to sustainable renewable energy with wind, water and solar. (Submitted Written Comments)

Chairman Burke requested staff examine the comments submitted by Mr. Eder and report back on the author's substance.

Mr. Nastri confirmed that staff would do so, and acknowledged that there are ongoing efforts regarding solar-powered water heaters.

JOE MCLAUGHLIN, Sierra Club

Commended staff for their efforts to clean the air and stressed the urgency of converting away from fossil fuels. He commented that based on studies of climate change conducted by a UCLA scientist, the temperature in the Los Angeles region would increase by 6°F by 2050 and in the San Gabriel Valley, the number of days of extreme heat would increase from 32 to 74. He noted that clean air is not just an issue of ozone and smog but also GHG that affect the health and welfare of people not only here but also all over the world. He recommended adding a cost for carbon all over the area.

RAFAEL BRUGUERAS

Opposed the efforts to block projects proposed by developers that have promised to do their best to obey the law and go beyond the law. He urged the DMV to conduct smog checks of heavy-duty trucks.

NIDIA ERCEG, Coalition for Clean Air

Thanked staff for their efforts in creating the Draft AQMP; stressed that the AQMP needs to focus on mobile sources, as well as utilize regulatory mandates and not just incentives for the following reasons: 1) it is unrealistic to rely on the premise that sufficient funding can be found; 2) it is not an effective policy; and 3) the regulatory aspect of the plan needs to be strengthened, including fleet rules and indirect source rules.

TOM JERLE, Sr.

Noted that air quality has significantly improved over the last 40 years thanks to evolving technology; and expressed support for the conversion of short haul trucks to electric.

GREGG FRITCHLE

Acknowledged that air quality has significantly improved over the years which is attributable to tough government regulations, which he believes are more effective than incentives. He added that the emphasis should be on helping to provide financial assistance to new businesses to prevent them from becoming polluters at the onset; and suggested exploring infrastructure improvements by separating truck traffic from general commuter traffic.

Chairman Burke agreed with his comments about commercial traffic, but noted that those sorts of change require action by other governmental entities, and the Board does not have the jurisdiction to require those types of changes.

EVAN MORGAN

Agreed with the previous comments that improvements are a result of regulation but also noted that over-regulation has led to a large number of businesses leaving California. He objected to the number of lawsuits filed against

new projects, whether they are giant complexes or small mom-and-pop businesses. He cautioned the Board not to force more regulations on businesses but instead reward businesses who take the innovative approach to use new technology to clean the air, resulting in more jobs and people returning to California. He stressed that people need to live close to jobs, and we need a balance between producing jobs and producing clean air in a way that is equitable to both businesses and the environment.

AGUSTIN CABRERA, Los Angeles Alliance for a New Economy and RePower LA

Stressed the need for the AQMP to address inequities in air quality that adversely impact EJ communities by including measurable and enforceable air quality safeguards and strategies that promote clean energy and ultimately an equitable economy.

NO ACTION NECESSARY.

PUBLIC HEARING

31. 2015 Annual Report on AB 2588 Air Toxics Hot Spots Program

Ian MacMillan, Planning and Rules Manager, gave the staff presentation.

The public hearing was opened; there being no requests from the public to speak on this item, the public hearing was closed.

RECEIVED AND FILED; NO ACTION NECESSARY.

PUBLIC COMMENT PERIOD – (Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3)

Harvey Eder, Public Solar Power Coalition, requested to incorporate into the record by reference a book called Direct Use of the Sun's Energy 1962 by Thorenton Daniels. He noted that 88 percent of the gas used in California is imported from Texas, Oklahoma, Colorado, Wyoming and also comes from fracking.

Yvonne Watson, Sierra Club, noted that at the June 3, 2016 Governing Board meeting, staff represented no report of complaints against SoCalGas had been received from Montebello. She pointed out that on June 1, 2016, an alert was sent via Nixle, an alert system that notifies the public if there is any kind of police activity or fire department activity in your community. The alert specified to call 911 in the event of gas odor resulting from repair work conducted by SoCalGas in the area. She explained the ongoing problem in Montebello to educate the public who is misinformed and not aware to call 1-800-CUT-SMOG to report odor complaints to SCAQMD.

In response to Chairman Burke's inquiry on how to correct this problem, Mr. Alatorre responded that Public Affairs staff would perform public outreach regarding the District's reporting line.

Mr. Nastri noted that staff will communicate with Ms. Watson at the conclusion of the hearing to obtain information about the Nixle website, adding that staff will attempt to also work directly with Nixle to ensure the District's reporting line is included in future alerts.

In response to Chairman Burke's request, Mr. Nastri agreed to provide a report to the Board with the total number of people in the South Coast District who subscribe to Nixle.

Lisha Smith, former SCAQMD employee, reflected on her tenure at the District and expressed appreciation for the partnerships and friendships developed in her nearly 20 years at the SCAQMD.

CLOSED SESSION

The Board recessed to closed session at 12:30 p.m. pursuant to Government Code Sections:

- 54956.9(a) and 54956.9(d)(1) to confer with its counsel regarding pending litigation which has been initiated formally and to which the SCAQMD is a party as follows:

People of the State of California, ex rel SCAQMD v. Exide Technologies, Inc., Los Angeles Superior Court Case No. BC533528;

In re: Exide Technologies, Inc., U.S. Bankruptcy Court, District of Delaware, Case No. 13-11482 (KJC) (Bankruptcy case);

In the Matter of SCAQMD v. Southern California Gas Company, Aliso Canyon Storage Facility, SCAQMD Hearing Board Case No. 137-76 (Order for Abatement);

People of the State of California, ex rel SCAQMD v. Southern California Gas Company, Los Angeles Superior Court Case No. BC608322; Judicial Council Coordinated Proceeding No. 4861; and

SCAQMD v. City of Moreno Valley, et al., Riverside County Superior Court, Case Nos. RIC 1511213 and RIC 1601988 (World Logistics Center).

- 54956.9(a) and 54956.9(d)(4) to consider initiation of litigation (one case):

Sierra Club, et al. v. U.S. EPA, et al., D.C. Circuit Case No. 15-1123, consolidated with South Coast AQMD v. U.S. EPA, D.C. Circuit Case No. 15-1115 (file amicus brief in support of EPA on environmentalists' challenge to ozone implementation rule).

Following closed session, General Counsel Kurt Wiese announced that a report of reportable actions taken in closed session will be filed with the Clerk of the Board and made available upon request.

ADJOURNMENT

There being no further business, the meeting was adjourned by Kurt Wiese at 1:25 p.m. in memory of those killed in the recent outbreaks of violence in Dallas, Texas and in other areas of the country.

The foregoing is a true statement of the proceedings held by the South Coast Air Quality Management District Board on July 8, 2016.

Respectfully Submitted,

Rosalinda Diaz
Deputy Clerk Transcriber

Date Minutes Approved: _____

Dr. William A. Burke, Chairman

ACRONYMS

- AQMP = Air Quality Management Plan
- CARB = California Air Resources Board
- EJ = Environmental Justice
- EV = Electric Vehicle
- FY = Fiscal Year
- GHG = Greenhouse Gases
- NOx = Oxides of Nitrogen
- PM = Particulate Matter
- PM2.5 = Particulate Matter < 2.5 microns
- SCAG = Southern California Association of Governments
- U.S. EPA = United States Environmental Protection Agency