

BOARD MEETING DATE: August 5, 2022

AGENDA NO. 2

MINUTES: Governing Board Monthly Meeting

SYNOPSIS: Attached are the Minutes of the June 3, 2022 Board Meeting.

RECOMMENDED ACTION:

Approve Minutes of the June 3, 2022 Board Meeting.

Faye Thomas
Clerk of the Boards

FT

FRIDAY, JUNE 3, 2022

Notice having been duly given, the regular meeting of the South Coast Air Quality Management District Board was conducted remotely via videoconferencing and telephone. Members present:

Mayor Ben J. Benoit, Chair
Cities of Riverside County

Senator Vanessa Delgado (Ret.), Vice Chair
Senate Rules Committee Appointee

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

Supervisor Andrew Do
County of Orange

Supervisor Sheila Kuehl
County of Los Angeles

Mayor Larry McCallon
Cities of San Bernardino County

Veronica Padilla-Campos
Speaker of the Assembly Appointee

Supervisor V. Manuel Perez
County of Riverside

Council Member Nithya Raman
City of Los Angeles

Vice Mayor Rex Richardson
Cities of Los Angeles County – Western Region

Mayor Carlos Rodriguez
Cities of Orange County

Supervisor Janice Rutherford
County of San Bernardino

Member absent:

Gideon Kracov
Governor's Appointee

CALL TO ORDER: Chair Benoit called the meeting to order at 9:05 a.m.

- Pledge of Allegiance: Led by Mayor Cacciotti
- Roll Call
- Opening Comments

Chair Benoit expressed disappointment at the recent setback in plans to return to in-person meetings.

Executive Officer Wayne Nastri noted that staff would be conducting a detailed presentation and discussion on the 2022 AQMP at the August 5, 2022 Board meeting. He announced that there is no Board meeting in July.

For additional details of the Governing Board Meeting, please refer to the recording of the Webcast at: [Live Webcast \(aqmd.gov\)](https://aqmd.gov)

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

Emily Spokes, Northeast Los Angeles (NELA) Climate Collective and Angelenos for Green Schools, thanked South Coast AQMD staff for delivering outreach materials to recent community events in Highland Park and encouraged continued support of events that afford the opportunity to educate the public. She commented on the disruption of particulate matter and dust from various construction projects in her neighborhood and emphasized the need for the South Coast AQMD to enforce dust control mitigation measures. She recommended more outreach with state policymakers and students and staff of local school boards to educate them about what the South Coast AQMD does to support communities.

Jessica Craven, NELA Climate Collective, California State Democratic Party elected delegate, and environmental caucus member, expressed frustration that many gardeners in Los Angeles continue to use gasoline-powered leaf blowers even though the City of Los Angeles has banned the use of these devices. She urged for more outreach to educate about this equipment.

Marcelo Clark, Los Angeles Neighborhood Land Trust and South Los Angeles resident, urged the Board to adopt enforceable emission reduction measures in South Los Angeles and support a ban on the use of fossil fuels for energy production. He expressed support for cleaner technologies and zero emission equipment.

Ranji George, a member of the public, expressed concerns with the geopolitical and environmental risks associated with the processing of raw materials used to make lithium-ion batteries, and the recycling and disposal of spent EV batteries. He urged that more consideration be given to hydrogen fuel cells as an alternative to battery-electric technology.

Harvey Eder, Public Solar Power Coalition, expressed frustration that solar energy has not been adequately evaluated, expressed concerns about methane, and commented on the Arctic melting and climate change.

CONSENT AND BOARD CALENDAR

1. Comply with AB 361 Requirements to Allow South Coast AQMD Board and South Coast AQMD Brown Act Committees to Continue to Meet Remotely
2. Approve Minutes of May 6, 2022 Board Meeting

Items 3 through 12 -- Budget/Fiscal Impact

3. Adopt Resolution Recognizing Funds and Accepting Terms and Conditions for FY 2021-22 Carl Moyer State Reserve Program, Reimburse General Fund for Administrative Costs, and Amend Carl Moyer Program Award
4. Recognize Revenue, Transfer Funds, Release RFP to Continue Implementation of Enhanced Fleet Modernization Program, Execute Contracts and Reimburse General Fund for Administrative Costs
5. Execute Contract to Study Emissions and Air Quality Impacts from Goods Movement Operations for Inland Southern California Communities
6. Amend Contract for Kore Infrastructure Project
7. Transfer and Appropriate Funds, Issue Solicitations and Execute Purchase Orders and/or Contracts, Add/Delete Positions to Meet Operational Needs for Rule 1180 Air Monitoring Program and Apply Savings to Cost of Other Previously Approved Laboratory Equipment
8. Authorize Executive Officer to Enter into Funding Agreement with CARB, Recognize Revenue, Appropriate Funds and Execute Contract for Technical Support to Conduct Certification Testing of Non-PFAS Fume Suppressant for Chrome Plating Operations
9. Appropriate Funds and Amend or Execute Contracts with Outside Counsel and Specialized Legal Counsel and Services
10. Add Deputy Executive Officer and Senior Administrative Assistant Positions to Science & Technology Advancement Division to Address Operational Needs
11. Execute Contract for Security Guard Services at Diamond Bar Headquarters
12. Execute Contract for Landscape and Tree Maintenance Services for Diamond Bar Headquarters

Items 13 through 18 – Information Only/Receive and File

13. Legislative, Public Affairs and Media Report
14. Hearing Board Report

15. Civil Filings and Civil Penalties Report
16. Lead Agency Projects and Environmental Documents Received
17. Rule and Control Measure Forecast
18. Status Report on Major Ongoing and Upcoming Projects for Information Management

Items 19 through 24 -- Reports for Committees and CARB

19. Administrative Committee
20. Investment Oversight Committee
21. Legislative Committee
22. Stationary Source Committee
23. Technology Committee
24. California Air Resources Board Monthly Report
25. Items Deferred from Consent Calendar

Agenda Item Nos. 3, 6 & 17 were pulled for discussion; and Agenda Item No. 21 was pulled for a separate vote.

Disclosures

Board Member Padilla-Campos announced her recusal on Agenda Item No. 4 because of a financial interest in Pacoima Beautiful, which is involved in this item.

Items Pulled for Comment and Discussion

3. Adopt Resolution Recognizing Funds and Accepting Terms and Conditions for FY 2021-22 Carl Moyer State Reserve Program, Reimburse General Fund for Administrative Costs, and Amend Carl Moyer Program Award

In response to public comments regarding additional funding and outreach for lawn and garden incentive programs, Mayor Cacciotti highlighted the \$5 million reflected in Agenda Item No. 3 that CARB has allocated for the replacement of gasoline-powered devices, and noted that the Legislature has set aside \$30 million to help gardeners transition to zero-emission, cleaner equipment. He emphasized that the agency has conducted extensive outreach and participated in many events to promote the residential and commercial electric lawn and garden equipment programs.

Chair Benoit thanked Mayor Cacciotti for his active involvement in raising awareness about the electric lawn and garden equipment programs but acknowledged that more needs to be done to get the word out to mom-and-pop gardeners.

6. Amend Contract for Kore Infrastructure Project

Council Member Raman expressed concern about the Kore project because of considerable evidence suggesting that the processes used to convert biomass feedstocks to renewable natural gas are not sustainable or climate friendly, but she is looking forward to receiving the data that will be collected from the project. Chair Benoit added that he shares some of those concerns and is also eager to see the results from the data collection.

Board Member Padilla-Campos expressed support on the time extension requested for the contract, but is concerned that efforts are going towards studying renewable hydrogen instead of aiming for electric, zero-emission projects. She is hopeful that once the project is complete, staff will analyze the results to get a deeper understanding of whether the cost of renewable hydrogen outweighs its benefits.

17. Rule and Control Measure Forecast

Council Member Raman questioned the delay of several rules that were scheduled for rulemaking this year and asked what additional resources would be needed to bring proposed rules to the Board closer to the timelines that were originally forecasted.

Mr. Nastri discussed staffing shortages and significant challenges in recruiting, training, and retaining talent. He stated that given the limited staff resources, rulemaking projections are continually reevaluated and adjusted as needed to focus on high-priority issues. For additional details, please refer to the [Webcast](#) beginning at 37:55.

Council Member Raman expressed empathy for the challenges the agency is facing with staffing resources, noting that the City of Los Angeles is facing some of the same issues. She asked if a hybrid workplace option is being considered as a retention strategy and pledged the support of the Board for any measures that can increase employee retention. For additional details, please refer to the [Webcast](#) beginning at 40:51.

Mr. Nastri explained that the agency's return-to-office plan provides flexibility as it includes several options that allow employees to telework multiple days based on business needs. For additional details, please refer to the [Webcast](#) beginning at 42:27.

Supervisor Kuehl noted that because some employees may have concerns about exposure to COVID upon return to the office, offering a telework option is an effective tool for employee retention and has been shown in some cases to increase productivity. For additional details, please refer to the [Webcast](#) beginning at 46:50.

Board Member Padilla-Campos questioned the placement of the Rule Forecast Report on the agenda as a Consent Calendar item.

Public Comment taken was taken on Agenda Item Nos. 1-20 and 22-24

Fernando Gaytan, Earthjustice
Yassi Kavezade, Sierra Club
Jessie Parks, Sierra Club My Generation Campaign
Yasamine Agelidis, Earthjustice,

Ana Gonzalez, CCAEJ
Mandeera Wijetunga, Pacific Environment
Angie Balderas, Sierra Club and San Bernardino/Muscoy AB 617 Community
Steering Committee member
Darby Osnaya, Colton resident,
Cindy Santiago, Sierra Club and UCLA student,
Daisy Santiago, Sierra Club

Expressed disappointment and frustration that PR 2304 – Marine Port Indirect Source Rule, and PR 2306 – New Intermodal Railyard Indirect Source Rule are being delayed by over six months from the original proposed timeline. Emphasized the need to prioritize the rulemaking process for a strong Port indirect source rule (ISR) and Marine Port ISR to protect the health of residents in communities near these facilities who are disproportionately impacted. For additional details, please refer to the [Webcast](#) beginning at 49:07.

Al Sattler, a member of the public, expressed concerns that Kore's pyrolysis process is being portrayed as renewable energy when it is primarily fracked natural gas.

In response to a comment regarding how staff time is spent, Chair Benoit agreed that some programs do take staff time away from mission-related programs; so he and the Vice Chair had directed staff to hold the Clean Air Awards virtually to allow staff to focus on other mission-related programs.

Ranji George reported that a common complaint from gardeners about electric-powered leaf blowers is the battery's limited duty cycle. He emphasized the need to explore hydrogen-powered leaf blowers as an alternative. He also urged to increase zero-emission technologies in the lawn and garden space. For additional details, please refer to the [Webcast](#) beginning at 1:09:55.

Elba Lillian Pleitez, a member of the public, via a Spanish interpreter expressed support for the agency and wanted to know how they can help.

Chris Chavez, Coalition for Clean Air, commented to oppose the delay of the ports and railyards ISR. He expressed concern that the continued delay of these rules has resulted in missed opportunities for emission reductions, noting that a significant number of older, pre-2010 trucks have already been replaced with diesel trucks, and that locomotive fleets in the South Coast Air Basin largely consists of Tier 2 engines or less. He also expressed opposition to the Legislative Committee's recommended position to oppose AB 2550, noting that the bill would only affect the San Joaquin Valley and is a very important bill for environmental justice advocates in that area. For additional details, please refer to the [Webcast](#) beginning at 1:14:09.

Emily Vasquez, Sierra Club My Generation Campaign and Colton resident, expressed frustration about living in a community impacted by air pollution from railyards and how it affects the health of her family.

In response to comments regarding the delay of rule development on the ISRs, Mr. Nastri committed to being more transparent with the projected schedule and announced the schedule for the next Working Group meetings for the Port and Rail ISR rules, but reiterated that limited staffing resources affects the timing and ability of staff to

undertake multiple projects. He added that having the Rule Forecast Report on the agenda affords for discussion and public engagement in the rulemaking schedule. For additional details, please refer to the [Webcast](#) beginning at 1:29:24.

Written Comment Submitted for Agenda Item No. 17

▪ Regarding Rulemaking Schedule for Railyards and Marine Ports

One letter signed by the following organizations: Earthjustice, Center for Community Action and Environmental Justice, East Yard Communities for Environmental Justice, Long Beach Alliance for Children with Asthma, Pacific Environment, People's Collective for Environmental Justice, San Pedro & Peninsula Homeowner's Association

MOVED BY CACCIOTTI, SECONDED BY KUEHL, TO APPROVE AGENDA ITEMS 1 THROUGH 20 AND 22 THROUGH 24, AS RECOMMENDED; AND ADOPT RESOLUTION NO. 22-21, RECOGNIZING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR NEWSOM ON MARCH 4, 2020 AND THAT THE COUNTY OF LOS ANGELES CONTINUES TO RECOMMEND MEASURES TO PROMOTE SOCIAL DISTANCING; AND AUTHORIZING FULLY OR PARTIALLY REMOTE TELECONFERENCE MEETINGS OF THE GOVERNING BOARD OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT, AND SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT COMMITTEES SUBJECT TO THE BROWN ACT, FOR THE PERIOD JUNE 3, 2022 THROUGH JULY 3, 2022 PURSUANT TO PROVISIONS OF THE BROWN ACT; AND ADOPT RESOLUTION NO. 22-22, RECOGNIZING FUNDS AND ACCEPTING TERMS AND CONDITIONS OF THE FY 2021-22 (YEAR 24) CARL MOYER PROGRAM STATE RESERVE PROGRAM; AND RECEIVE AND FILE THE COMMITTEE AND CARB REPORTS. THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: Benoit, Cacciotti, Delgado, Do, Kuehl, McCallon, Padilla-Campos (Except Item 4), Perez, Raman, Richardson, Rodriguez, and Rutherford

NOES: None

ABSTAIN: Padilla-Campos (Item 4 only)

ABSENT: Kracov

Item Pulled for Separate Vote

21. Legislative Committee

General Counsel Bayron Gilchrist recommended the Board bifurcate the vote on Item No. 21 to consider the Legislative Committee's recommended position to oppose AB 2550 (Arambula) separately.

Derrick Alatorre, Deputy Executive Officer/Legislative, Public Affairs & Media, provided a short summary of AB 2550, which would require that CARB assume certain local regulatory activities if the San Joaquin Valley APCD (SJVAPCD) does not attain National Ambient Air Quality Standards by applicable deadlines.

In response to Chair Benoit's request to clarify why the South Coast AQMD would take a position on a bill that applies to the SJVAPCD, Mr. Alatorre explained that AB 2550 would set a precedent and could be extended to other air districts throughout the state. For additional details, please refer to the [Webcast](#) beginning at 1:34:27.

Supervisor Kuehl stated that one bill can set a precedent in the minds of the Legislature and for that reason she supports the recommended position to oppose.

Council Member Raman explained that actions of the air districts are determined by board members. If a local air agency is not responding in the best interest of the public, it is important to have a mechanism to hold these local bodies accountable to address issues; therefore, she expressed opposition to the Legislative Committee's recommendation and would vote no on this item.

MOVED BY CACCIOTTI, SECONDED BY KUEHL TO APPROVE THE LEGISLATIVE COMMITTEE'S RECOMMENDATION ON AB 2550, AS SET FORTH BELOW. THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: Benoit, Cacciotti, Delgado, Do, Kuehl, McCallon, Padilla-Campos, Perez, Richardson, Rodriguez and Rutherford

NOES: Raman

ABSENT: Kracov

LEGISLATIVE COMMITTEE'S RECOMMENDATION

Agenda Item	Recommendation
AB 2550 (Arambula) State Air Resources Board: San Joaquin Valley Air Pollution Control District: nonattainment	Oppose

Mr. Alatorre provided a short summary on AB 2214 (C. Garcia) that would require charter and private schools to meet the same siting requirements as public schools by evaluating proposed school sites for potential hazardous substances, emissions, or waste.

Chair Benoit expressed opposition to AB 2214 because in his area (Wildomar) the school siting legislation preceding this bill has had unintended consequences which are preventing renovations of existing schools and the siting of new campuses. For additional details, please refer to the [Webcast](#) beginning at 1:40:00.

MOVED BY CACCIOTTI, SECONDED BY PADILLA-CAMPOS, TO RECEIVE AND FILE AGENDA ITEM NO. 21 AND APPROVE THE LEGISLATIVE COMMITTEE'S RECOMMENDATION ON AB 2214, AS SET FORTH BELOW. THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: Cacciotti, Delgado, Kuehl, Padilla-Campos, Perez, Raman, and Richardson,

NOES: Benoit, Do, McCallon, Rodriguez, and Rutherford

ABSENT: Kracov

LEGISLATIVE COMMITTEE'S RECOMMENDATION

Agenda Item	Recommendation
AB 2214 (C. Garcia) California Environmental Quality Act: school sites: acquisition of property: school districts, charter schools, and private schools	Support

PUBLIC HEARINGS

26. Determine That Proposed Rule 403.2 – Fugitive Dust from Large Roadway Projects, Is Exempt from CEQA; and Adopt Rule 403.2

Eugene Kang, Planning and Rules Manager, Planning, Rule Development & Implementation, gave the staff presentation on Agenda Item No. 26.

The public hearing was opened, and the following individuals addressed the Board on Agenda Item 26.

Mary Allyssa Rancier, Associated General Contractors of California (AGC), thanked staff for working through the issues with stakeholders but expressed concern that water usage on construction projects may contradict the Governor's Executive Order that restricts the use of water to address the statewide drought.

Robert Dugan, California Construction and Industrial Materials Association (CalCIMA), thanked staff for working with stakeholders to resolve many of their issues and concerns, which has resulted in a proposed rule that is practical in its application and approach for fugitive dust controls while achieving emission reductions.

C. Ridge, Flatiron Construction, questioned the need for a separate rule for road construction when there are other South Coast AQMD dust control rules. He expressed concerns about provisions in the rule on prohibitions for aggregate crushing and grinding and maintenance of material piles. For additional details, please refer to the [Webcast](#) beginning at 1:54:10.

Mr. Kang clarified that since the preliminary draft rule language that was released in March, the proposed rule has been revised to include water misting as a mitigation measure option to avoid prohibitions for aggregate crushing and grinding, and material pile covers to control dust from material piles. For additional details, please refer to the [Webcast](#) beginning at 1:57:31.

Michael Lewis, Construction Industry Air Quality Coalition, commended staff for addressing the concerns of stakeholders that resulted in a proposed rule that looks workable on paper and will allow stakeholders to continue to operate in the most cost-effective way. He emphasized the importance of outreach and training for implementing the rule in the field, and cautioned that changes to the rule will be requested if they find that some provisions do not work in the field. For additional details, please refer to the [Webcast](#) beginning at 1:58:47.

There being no further testimony on this item, the public hearing was closed.

Written Comments Submitted by: Rebuild SoCal Partnership

MOVED BY CACCIOTTI, SECONDED BY DELGADO, TO APPROVE AGENDA ITEM NO. 26 AS RECOMMENDED AND ADOPT RESOLUTION NO. 22-23 DETERMINING THAT PROPOSED RULE 403.2 – FUGITIVE DUST FROM LARGE ROADWAY PROJECTS IS EXEMPT FROM THE REQUIREMENTS OF CEQA AND TO ADOPT RULE 403.2 – FUGITIVE DUST FROM LARGE ROADWAY PROJECTS. THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: Benoit, Cacciotti, Delgado, Do, Kuehl, McCallon, Padilla-Campos, Perez, Raman, Richardson, Rodriguez, and Rutherford

NOES: None

ABSENT: Kracov

Mayor Rodriguez asked about outreach efforts to ensure that the affected parties understand how to comply with Rule 403.2 requirements. He requested that staff give a presentation to the Orange County Council of Governments. For additional details, please refer to the [Webcast](#) beginning at 2:02:38.

Mr. Kang responded that staff is working on outreach efforts and will incorporate requirements for Rule 403.2 into the existing curriculum of South Coast AQMD monthly dust control classes to educate on the suite of dust control rules, provide resource materials on the South Coast AQMD dust control webpage, and have staff available to provide assistance. Mr. Nastri noted that Chair Benoit has requested that staff present the information to Council of Governments, the Southern California Association of Governments and local cities.

Senator Delgado pointed out that Rule 403.2 is a good example of how delaying the rule for a few months allowed staff additional time to work with stakeholders and develop a rule that will have a positive impact for communities and workable in the field.

27. Determine That South Los Angeles Community Emissions Reduction Plan Is Exempt from CEQA, and Adopt South Los Angeles Community Emissions Reduction Plan

Kathryn Higgins, Director of Community Air Programs, gave the staff presentation on Agenda Item No. 27.

Mayor Cacciotti asked which agencies would be responsible for enforcement activities related to truck idling and auto body shops.

Ms. Higgins responded that South Coast AQMD would be taking the lead on the auto body shop inspections but would be collaborating with CARB on enforcing truck idling regulations. Mayor Cacciotti recommended that staff contact the Bureau of Automotive Repair to draw on their expertise with auto body shops.

Board Member Padilla-Campos expressed disappointment at the disclaimer that is included throughout the Community Emission Reduction Plan (CERP) in areas where the community wrote or provided their input. She asked whether there would be an opportunity to amend the South Los Angeles (SLA) CERP to better reflect some of the community's concerns before it goes to CARB for approval.

Ms. Higgins clarified that the intent of the disclaimer was to identify those components written by the community, such as Just Transition and redlining, that do not align with South Coast AQMD policies and go beyond the focus of the CERP. She added that the SLA CERP is a community-driven plan and staff worked closely with the community and community co-leads to address their concerns, many of which have been incorporated in the Final CERP.

Mr. Nastri further explained that staff is presenting the CERP for consideration of the Board for adoption. Once adopted, it will be submitted to CARB for consideration and approval at CARB's Board meeting where there will be an opportunity for comment and discussion. He emphasized the importance of shifting focus to implementation of the CERP and invited Board Member Padilla-Campos to participate in meetings with the community and staff as the process moves toward the implementation phase. He reiterated that staff has worked diligently throughout the process to be responsive to comments.

Mayor McCallon asked what percentage of community steering committee (CSC) members in the other AB 617 communities are residents. Staff responded that the resident percentage on the CSCs for the other five designated AB 617 communities is about 60 percent.

In response to Senator Delgado, Ms. Higgins confirmed that the community co-leads are community members.

The public hearing was opened, and the following individuals addressed the Board on Agenda Item 27.

Rita Loof, RadTech International, questioned information provided in the CERP that states Ultraviolet/Electron Beam/Light Emitting Diode (UV/EB/LED) technologies are not currently applicable to any of the industry categories in SLA yet a facility in the community that uses UV received a notice of violation for a recordkeeping issue. She requested that Rule 219 be amended to include permit exemptions for UV/EB/LED curing operations to avoid administrative violations. She also requested more representation of business groups on the CSC.

Sarah Zahra Bejaune, representative from Pollinator Art, expressed concern that there was not enough time, expertise or resources to develop the CERP and wanted to make sure that changes can be made and actions modified upon new findings and needs for the community. For additional details, please refer to the [Webcast](#) beginning at 2:43:37.

Pastor Patricia Strong, SLA CSC member, expressed appreciation to South Coast AQMD for allowing the CSC members to address the concerns and air quality priorities of the community. She commented on the dynamics of the CSC meetings that allowed for CSC members to provide input and feedback and receive information from staff. She expressed support for the adoption of the CERP because it begins the process that will address environmental justice in their community.

Paula Torrado, Physicians for Social Responsibility - Los Angeles and SLA
CSC community co-lead

Hugo Garcia, Esperanza Community Housing and SLA CSC member

Gina Charusombat, Strategic Concepts in Organizing and Policy Education and
SLA CSC community co-lead

Commented on actions needed to strengthen the SLA CERP, including the development of quantifiable, permanent, and enforceable emissions reductions beyond existing requirements, best management practices, continuous monitoring at hotspots, community-led enforcement plans, phasing out of chemicals used in industrial operations, BACT specifications for cleaner technologies, and prohibition of diesel generators. Expressed concern with the compressed timeline to develop the CERP, bureaucratic processes that limited community engagement, that they did not have enough time to review and comment on the Final CERP. Would like to continue working with the South Coast AQMD staff to ensure a strong CERP that is centered on the community's needs and priorities to reduce pollution burden in South Los Angeles communities. For additional details, please refer to the [Webcast](#) beginning at 2:52:47.

Peter Sinsheimer, South Central LA Project to Understand the Sources and Health Impacts of Local Air Pollution (SCLA-PUSH) technical consultant
Hans Kim, Aqua Wet Clean owner/co-founder and SLA CSC member

Requested that professional wet cleaning be used by South Coast AQMD as BACT for non-perc dry cleaning and that Rule 1102 be amended to phase out existing dry cleaning equipment. Expressed frustration that staff did not incorporate their recommendation to reevaluate BACT for dry cleaning. For additional details, please refer to the [Webcast](#) beginning at 2:56:00.

Linda Cleveland, Watts Clean Air & Energy Committee (WCAEC), and SLA CSC community co-lead

Jacklyn Badejo, WCAEC, and SLA CSC community co-lead

Acknowledged there were challenges during the SLA CERP process but expressed appreciation that South Los Angeles was the first AB 617 community where a new approach was created to ensure the CERP was grounded in community engagement, and that the community participated and was given the opportunity to contribute. Emphasized the importance of maintaining community input as the process moves forward and having metrics in place to monitor progress. For additional details, please refer to the [Webcast](#) beginning at 3:01:48.

Moses Huerta, Paramount resident and former Public Safety Commissioner, noted his interest in the SLA CERP process as he is a resident of a neighboring community that shares similar concerns, and expressed support for adoption of the plan. For additional details, please refer to the [Webcast](#) beginning at 3:05:00.

Susan Nakamura, Chief Operating Officer, explained how BACT is determined for minor sources such as dry cleaners; and added that amending Rule 1102 to establish the cleanest standard for new dry cleaning equipment, such as professional wet cleaning or other zero-emission technologies, is a more appropriate approach instead of a revision to BACT. She highlighted two additional commitments in the CERP for dry cleaners: identifying incentives to encourage the transition to zero-emission technologies and outreach to educate owners and operators about cleaner alternatives. For additional details, please refer to the [Webcast](#) beginning at 3:14:00.

Mr. Nastri commented on challenges with AB 617 implementation issues, highlighting staffs' ongoing efforts to collaborate and partner with other responsible agencies in areas where South Coast AQMD does not have direct authority; and support legislation to increase the timeframe for developing CERPs and secure additional funding. For additional details, please refer to the [Webcast](#) beginning at 3:16:00.

Board Members commended the community and staff for engaging in this process.

There being no further testimony on this item, the public hearing was closed.

Written Comments Submitted for Agenda Item 27:

- One letter signed by the following organizations: Strategic Concepts in Organizing and Policy Organization (SCOPE), Watts Clean Air and Energy Committee and Physicians for Social Responsibility -Los Angeles (PRS-LA)

(Vice Mayor Richardson and Supervisor Rutherford left the meeting.)

MOVED BY CACCIOTTI, SECONDED BY RAMAN, TO APPROVE AGENDA ITEM NO. 27 AS RECOMMENDED; AND ADOPT RESOLUTION NO. 22-24 DETERMINING THAT THE SOUTH LOS ANGELES (SLA) COMMUNITY EMISSIONS REDUCTION PLAN (CERP) IS EXEMPT FROM THE REQUIREMENTS OF CEQA AND ADOPT THE SLA CERP. THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: Benoit, Cacciotti, Delgado, Do, Kuehl, McCallon, Padilla-Campos, Perez, Raman, and Rodriguez

NOES: None

ABSENT: Kracov, Richardson, and Rutherford

OTHER BUSINESS

28. Determine That NOx RECLAIM Trading Credit Prices Exceed Applicable Thresholds in Rule 2002 and Determine That Non-Usable/Non-Tradable RTCs Will Not be Converted to Usable/Non-Tradable RTCs for RECLAIM Compliance Year 2022

Michael Morris, Planning and Rules Manager, Rule Development & Implementation, gave the staff presentation on Agenda Item No. 28.

The public hearing was opened, and there being no requests to speak, the public hearing was closed.

MOVED BY MCCALLON, SECONDED BY CACCIOTTI, TO APPROVE AGENDA ITEM NO. 28 AS RECOMMENDED; AND ADOPT RESOLUTION NO. 22-25 DETERMINING THAT NOx RECLAIM TRADING CREDIT PRICES EXCEED APPLICABLE THRESHOLDS IN RULE 2002, AND DETERMINING THAT NON-USABLE/NON-TRADABLE RTCs WILL NOT BE CONVERTED TO USABLE/TRADABLE RTCs FOR RECLAIM COMPLIANCE YEAR 2022. THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: Benoit, Cacciotti, Delgado, Do, Kuehl, McCallon, Padilla-Campos, Perez, Raman, and Rodriguez

NOES: None

ABSENT: Kracov, Richardson, and Rutherford

CLOSED SESSION

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

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

- 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 South Coast AQMD is a party. The actions are:

Communities for a Better Environment v. SCAQMD, Los Angeles Superior Court Case No. BS161399 (RECLAIM); and

SCAQMD, et al. v. Elaine L. Chao, et al., District Court for the District of Columbia, Case No. 1:19-cv-03436-KBJ.

CONFERENCE WITH LEGAL COUNSEL – INITIATING LITIGATION

- 54956.9(a) and 54956.9(d)(4) to consider initiation of litigation (two cases).

Following closed session, Bayron Gilchrist, General Counsel, announced that a report of any reportable actions taken in closed session will be filed with the Clerk of the Board's office and made available to the public upon request.

ADJOURNMENT

There being no further business, the meeting was adjourned by Mr. Gilchrist at 12:45 p.m.

The foregoing is a true statement of the proceedings held by the South Coast Air Quality Management District Board on June 3, 2022.

Respectfully Submitted,

Faye Thomas
Clerk of the Boards

Date Minutes Approved: _____

Ben J. Benoit, Chair

ACRONYMS

AQMP = Air Quality Management Plan
BACT = Best Available Control Technology
CARB = California Air Resources Board
CEQA = California Environmental Quality Act
FY = Fiscal Year
NOx = Oxides of Nitrogen
RECLAIM = Regional Clean Air Incentives Market
RFP = Request for Proposals
RTC = RECLAIM Trading Credits