

BOARD MEETING DATE: November 2, 2018

AGENDA NO. 1

MINUTES: Governing Board Monthly Meeting

SYNOPSIS: Attached are the Minutes of the October 5, 2018 meeting.

RECOMMENDED ACTION:

Approve Minutes of the October 5, 2018 Board Meeting.

Denise Garzaro
Clerk of the Boards

DG

FRIDAY, OCTOBER 5, 2018

Notice having been duly given, the regular meeting of the South Coast Air Quality Management District Board was held in the Pacific Ballroom at The L.A. Grand Hotel Downtown, 333 S. Figueroa Street, Los Angeles, California. Members present:

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

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

Mayor Ben Benoit
Cities of Riverside County

Council Member Joe Buscaino
City of Los Angeles

Council Member 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

Supervisor Shawn Nelson
County of Orange

Supervisor V. Manuel Perez
County of Riverside

Council Member Dwight Robinson
Cities of Orange County

Supervisor Janice Rutherford
County of San Bernardino

Supervisor Hilda L. Solis
County of Los Angeles

Member absent:

Mayor Pro Tem Judith Mitchell
Cities of Los Angeles County – Western Region

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

- Pledge of Allegiance: Led by Supervisor Nelson.
- Opening Comments

Dr. Parker announced that he attended the 4th Annual Environmental Justice Conference held September 26, 2018 in Los Angeles. He noted that the speakers were insightful and provided valuable information to the community on efforts to clean the air. He added that the updated “The Right to Breathe” video was shown at the event and was well received.

Council Member Buscaino extended a welcome to the City of Los Angeles and highlighted the numerous items on the agenda that promote green technology.

Dr. Lyou announced that he and Supervisor Rutherford recently toured a UPS warehouse in Ontario and shared a photo of the visit. He commented on the efforts by UPS to utilize a clean fleet and improve warehouse efficiency. UPS mentioned they are limited by the difficulty to procure charging infrastructure for heavy-duty electric trucks.

Supervisor Rutherford commented on how impressive the warehouse was and how eager UPS is to invest in cleaner trucks and noted the importance of seeking additional funding for the infrastructure needed to support these vehicles.

Council Member Cacciotti commented on notices of violation that were issued by the District to idling tour buses in Hollywood. He expressed concern about the emissions from idling vehicles at schools and asked staff if a fact sheet could be produced and distributed to schools and community members to provide information about this issue.

Mr. Nastri explained that staff is engaging in anti-idling enforcement at a number of locations including the Ports and industrial areas in San Bernardino. He added that staff will create outreach materials related to idling.

Supervisor Solis welcomed attendees to Los Angeles and encouraged use of Metro or bike rentals to navigate the area.

Chairman Burke reported that a meeting of the Refinery Committee was held on September 22, 2018 in Wilmington on the topic of hydrogen fluoride storage and use at petroleum facilities. He noted that a public hearing on Proposed Rule 1410 is scheduled to be held at the May 2019 Board meeting, after the item goes to the Stationary Source Committee.

CONSENT CALENDAR

1. Approve Minutes of September 7, 2018 Board Meeting
2. Set Public Hearings November 2, 2018 to Consider Adoption of and/or Amendments to SCAQMD Rules and Regulations
 - A. Certify Final Mitigated Subsequent Environmental Assessment and Amend Rule 1135 - Emissions Of Oxides Of Nitrogen From Electricity Generating Facilities
 - B. Determine that Proposed Rule 1407.1 – Control of Emissions of Toxic Air Contaminants from Chromium Alloy Melting Operations Is Exempt from CEQA and Adopt Rule 1407.1
 - C. Certify Revised Final Environmental Assessment and Amend Rule 1469 – Hexavalent Chromium Emissions from Chromium Electroplating and Chromic Acid Anodizing Operations
 - D. Determine that Updated 1-Hour Ozone Attainment Demonstration Is Exempt from CEQA and Adopt Updated 1-Hour Ozone Attainment Demonstration

Budget/Fiscal Impact

3. Execute Agreements to Accept Donation and Disburse Electric Vehicle Chargers
4. Approve Assignment of and Execute Contract for CNG Station at SCAQMD
5. Develop and Demonstrate Zero Emissions Battery-Operated Switcher Locomotive
6. Amend Agreements and Transfer Funds to Develop and Demonstrate Zero Emission Capable Drayage Trucks
7. Amend Contract to Implement DC Fast Charging Network
8. Approve Endowment to University of California Irvine to Support Graduate Student Scholarship Fund and Execute Contract to Develop Fuel Cell-Gas Turbine Hybrid Technology

9. Recognize Revenue and Appropriate Funds for U.S. EPA PAMS and NASA Citizen Science Programs, Transfer Funds for AQ-SPEC, Issue Solicitations and Purchase Orders and/or Contracts for Services, Air Monitoring and Analysis Equipment and One Vehicle
10. Recognize Revenue and Execute Contracts and MOUs to Replace Heavy-Duty Diesel Trucks
11. Transfer and Appropriate Funds and Authorize Purchase of Microsoft Office 365
12. Transfer and Appropriate Funds and Amend Contracts to Provide Short- and Long-Term Systems Development, Maintenance and Support Services
13. Execute Contract for Security Guard Services at Diamond Bar Headquarters
14. Adopt New Class Specification and Amend Salary Resolution for Information Technology Manager and Reclassify Two Existing Manager Positions in Information Management
15. Approve Contract Awards as Approved by MSRC

Action Item/No Fiscal Impact

16. Approve Test Method Guidance Document for Rule 1168 – Adhesive and Sealant Applications

Dr. Lyou announced his abstention on Item Nos. 5 and 15 because the City of Los Angeles is a potential source of income to him; on Item No. 6 because BYD Motors and Volvo North America are a potential source of income to him, and on Item No. 10 because Port of Long Beach is a potential source of income to him.

Council Member Buscaino noted that he is a Council Member for the City of Los Angeles which is involved with Item Nos. 5 and 15.

Supervisor Rutherford noted that she is a Supervisor for San Bernardino County which is involved with Item No. 15. Council Member Robinson noted that he is a Council Member for the City of Lake Forest which is involved with Item No. 15. Mayor Benoit noted that he is Council Member for the City of Wildomar and a member of the Riverside County Transportation Commission which is involved with Item No. 15. Supervisor Perez noted that he is a member of the Riverside County Transportation Commission which is involved with Item No. 15.

Agenda Items 1, 2, 4, 6, 8, 10 and 15 were withheld for comment and discussion.

MOVED BY NELSON, SECONDED BY ROBINSON, AGENDA ITEMS 3, 5, 7, 9, 11 THROUGH 14 AND 16 APPROVED AS RECOMMENDED, AND ADOPTING RESOLUTION NO. 18-14 AMENDING SCAQMD'S SALARY RESOLUTION TO ESTABLISH THE NEW CLASSIFICATION OF INFORMATION TECHNOLOGY MANAGER AT AN ANNUAL SALARY RANGE OF \$115,401 - \$152,230, BY THE FOLLOWING VOTE:

AYES: Benoit, Buscaino, Burke, Cacciotti, Lyou (*except Item #5*), McCallon, Nelson, Parker, Perez, Robinson, Rutherford and Solis

NOES: None

ABSTAIN: Lyou (*Item #5 only*)

ABSENT: Mitchell

24. Items Deferred from Consent Calendar

1. Approve Minutes of September 7, 2018 Board Meeting

Dr. Lyou noted that there was a typographical error on Page 5 of the minutes of the September 7, 2018 meeting.

MOVED BY LYOU, SECONDED BY CACCIOTTI, AGENDA ITEM 1 APPROVED WITH THE MODIFICATION TO THE MINUTES AS SET FORTH BELOW, BY THE FOLLOWING VOTE:

AYES: Benoit, Burke, Buscaino, Cacciotti,
Lyou, McCallon, Nelson, Parker,
Perez, Robinson, Rutherford and
Solis

NOES: None

ABSENT: Mitchell

Amend Minutes of September 7, 2018 Board meeting as follows:

Page 5, second paragraph:

Supervisor Rutherford recused ~~himself~~ **herself** on Item No. 5 because of campaign contributions from Bogh Engineering.

2. Set Public Hearings November 2, 2018 to Consider Adoption of and/or Amendments to SCAQMD Rules and Regulations
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 - B. Determine that Proposed Rule 1407.1 – Control of Emissions of Toxic Air Contaminants from Chromium Alloy Melting Operations Is Exempt from CEQA and Adopt Rule 1407.1
 - C. Certify Revised Final Environmental Assessment and Amend Rule 1469 – Hexavalent Chromium Emissions from Chromium Electroplating and Chromic Acid Anodizing Operations
 - D. Determine that Updated 1-Hour Ozone Attainment Demonstration Is Exempt from CEQA and Adopt Updated 1-Hour Ozone Attainment Demonstration

Dr. Lyou asked staff for clarification on whether Board action would be necessary to reopen the public hearing for Rule 1469. Bayron Gilchrist, General Counsel, explained that a new public hearing notice was distributed for the November 2, 2018 Board meeting and it is considered a new hearing.

Dr. Lyou left the room during the discussion of Item Nos. 2, 4, 6, 10 and 15.

The following individuals addressed the Board on Agenda Item 2C.

Brian Ward, Metal Finishing Association of Southern California (MFASC)

Wesley Turnbow, MFASC

Asked that the set hearing for Rule 1469 be delayed to allow further discussions with staff and the Stationary Source Committee regarding the proposed tier structure and economic impacts to industry. They expressed concern regarding the short turnaround between the Stationary Source Committee meeting and the November Board meeting.

Mayor Benoit asked staff about the concerns expressed regarding the short time period between the Stationary Source Committee meeting and the Board meeting and if additional changes to the rule could be incorporated during that time.

Mr. Nastri explained that it would be at the discretion of the Stationary Source Committee to determine if additional time is needed to incorporate any warranted changes.

MOVED BY CACCIOTTI, SECONDED BY NELSON, AGENDA ITEM 2 APPROVED AS RECOMMENDED, BY THE FOLLOWING VOTE:

AYES: Benoit, Burke, Buscaino, Cacciotti, McCallon, Nelson, Parker, Perez, Robinson, Rutherford and Solis

NOES: None

ABSENT: Lyou and Mitchell

4. Approve Assignment of and Execute Contract for CNG Station at SCAQMD

Harvey Eder, Public Solar Power Coalition, encouraged the installation of a solar-electric station instead of a CNG station.

6. Amend Agreements and Transfer Funds to Develop and Demonstrate Zero Emission Capable Drayage Trucks

Mr. Eder noted that drayage trucks are not zero emission because they still use fossil fuels and recommended funding for solar-powered vehicles. He added that SB 100 supports complete solar-electric renewables by 2045.

MOVED BY ROBINSON, SECONDED BY CACCIOTTI, AGENDA ITEMS 4 AND 6 APPROVED AS RECOMMENDED, BY THE FOLLOWING VOTE:

AYES: Benoit, Burke, Buscaino, Cacciotti, McCallon, Nelson, Parker, Perez, Robinson, Rutherford and Solis

NOES: None

ABSTAIN: Lyou (*Item #6 only*)

ABSENT: Lyou (*Item #4 only*) and Mitchell

10. Recognize Revenue and Execute Contracts and MOUs to Replace Heavy-Duty Diesel Trucks

Mr. Eder expressed opposition to issuing contracts for natural gas heavy-duty trucks and expressed concerns regarding global warming due to fracking.

15. Approve Contract Awards as Approved by MSRC

Mr. Eder expressed support for Community Choice Aggregation and their efforts to provide greener and cost-effective energy choices to consumers.

MOVED BY BENOIT, SECONDED BY NELSON, AGENDA ITEMS 10 AND 15 APPROVED AS RECOMMENDED, BY THE FOLLOWING VOTE:

AYES: Benoit, Burke, Buscaino, Cacciotti, McCallon, Nelson, Parker, Perez, Robinson, Rutherford and Solis

NOES: None

ABSTAIN: Lyou

ABSENT: Mitchell

8. Approve Endowment to University of California Irvine to Support Graduate Student Scholarship Fund and Execute Contract to Develop Fuel Cell-Gas Turbine Hybrid Technology

Dr. Lyou noted support for the \$200,000 contract to develop fuel cell gas turbine hybrid technology and suggested that staff's recommendation regarding the \$1 million scholarship endowment be replaced with language to solicit proposals from universities through a competitive process.

Council Member Cacciotti concurred with Dr. Lyou and asked whether two scholarship endowments of \$500,000 would be possible rather than a single award of \$1 million.

Dr. Matt Miyasato, DEO/Science and Technology Advancement, explained that the University of California Irvine (UCI) proposed to create a \$1 million energy visionary scholarship and noted that staff is open to researching other options through a proposal process.

Supervisor Solis expressed support for the amendment to solicit proposals from other universities.

Council Member Buscaino commented on the long-term relationship the District has had with UCI and how well the University aligns with the vision and goals of the District. He added support for partnering with other institutions in the future.

Dr. Lyou inquired if there are funds available for endowments at other universities.

Mr. Nastri noted that additional funding could be awarded to other universities and the Board could move forward to award UCI the currently proposed funds. Staff could bring additional proposals to the Board in the future. The District has been working closely with UCI for a number of years and have hired a number of their graduates as staff.

Dr. Parker asked about the selection criteria for the student recipients and goals for the endowments, and Council Member Robinson asked about the previous award process with University of California Riverside (UCR) and suggested the development of a policy to address future requests.

Dr. Miyasato responded that the student awardees would be selected by the District and other co-funding partners and the intent is to select those who most closely align with District goals. He noted that the UCR endowment was also an unsolicited proposal and since CARB had selected Riverside as the location of their new laboratory there was an additional incentive to provide the endowment to UCR at that time.

Council Member Cacciotti recommended that solicitations for endowments be advertised in each county within the District.

MOVED BY LYOU, SECONDED BY CACCIOTTI, AGENDA ITEM 8 APPROVED AUTHORIZING THE EXECUTION OF \$200,000 CONTRACT WITH UCI FOR DEVELOPMENT OF SOFC-GT HYBRID TECHNOLOGY AND DIRECTING STAFF TO SOLICIT PROPOSALS FROM LOCAL UNIVERSITIES TO AWARD A \$1 MILLION ENDOWMENT(S) OF SUPPORT TO A GRADUATE STUDENT SCHOLARSHIP FUND(S), BY THE FOLLOWING VOTE:

AYES: Benoit, Burke, Buscaino, Cacciotti, Lyou, McCallon, Nelson, Parker, Perez, Robinson, Rutherford and Solis

NOES: None

ABSENT: Mitchell

The Chairman announced that a request to address the Board was received on Item 16. Dr. Lyou moved to reopen Item 16 to allow public comment; Councilmember Cacciotti seconded the motion. There being no opposition, Item 16 was reopened for consideration.

16. Approve Test Method Guidance Document for Rule 1168 – Adhesive and Sealant Applications

Rita Loof, RadTech International, expressed concern that the ASTM test method for thin-film products, which are low VOC products, could not be used for enforcement. Staff recognizes the ASTM method in estimating VOC but not for compliance verification, and would work on a method determination in the future when known products become available. She expressed concern that the guidance document did not include the cost of method development and that lack of an allowable test method for enforcement of thin-film products could lead to potential confusion and enforcement actions.

Dr. Parker commented that it was his understanding that flexibility was provided in the rule to allow thin-film industry to present scientific methods that could accurately measure VOCs.

Ms. Loof responded that during the development of the technical guidance document staff concluded that an approved alternative test method did not exist. In the interim, staff would allow product formulation data for enforcement purposes if products were commercially available. However, the SCAQMD could not use the test method for enforcement purposes. She expressed concern about the lack of certainty because the technical guidance document does not specify what testing method will be used for enforcement purposes for thin-film products.

Dr. Lyou asked staff to address the concerns expressed by the speaker.

Dr. Philip Fine, DEO/Planning, Rule Development and Area Sources, explained that the guidance document recognizes that no test method currently exists and that staff is committed to work on a test method for enforcement purposes.

MOVED BY BENOIT, SECONDED BY LYOU,
AGENDA ITEM 16 APPROVED AS
RECOMMENDED, BY THE FOLLOWING
VOTE:

AYES: Benoit, Burke, Buscaino, Cacciotti,
Lyou, McCallon, Nelson, Parker,
Perez, Robinson, Rutherford and
Solis

NOES: None

ABSENT: Mitchell

Items 17 through 23 – Information Only/Receive and File

17. Legislative, Public Affairs and Media Report
18. Hearing Board Report
19. Civil Filings and Civil Penalties Report
20. Lead Agency Projects and Environmental Documents Received by SCAQMD
21. RFPs/RFQs Scheduled for Release in October

- 22. Rule and Control Measure Forecast
- 23. Status Report on Major Ongoing and Upcoming Projects for Information Management

BOARD CALENDAR

- 25. Administrative Committee
- 26. Legislative Committee
- 27. Mobile Source Committee
- 28. Stationary Source Committee
- 29. Technology Committee
- 30. Mobile Source Air Pollution Reduction Review Committee
- 31. California Air Resources Board Monthly Report

Item 31 was pulled from consideration by staff.

MOVED BY LYOU, SECONDED BY ROBINSON, AGENDA ITEMS 17 THROUGH 30, APPROVED AS RECOMMENDED, RECEIVING AND FILING THE COMMITTEE, AND MSRC REPORTS, BY THE FOLLOWING VOTE:

AYES: Benoit, Burke, Buscaino, Cacciotti, Lyou, McCallon, Nelson, Parker, Perez, Robinson, Rutherford and Solis

NOES: None

ABSENT: Mitchell

PUBLIC HEARINGS

32. Certify Final Subsequent Environmental Assessment and Amend Rule 2001 – Applicability and Rule 2002 – Allocations for Oxides of Nitrogen (NO_x) and Oxides of Sulfur (SO_x)

Tracy Goss, Planning and Rules Manager, gave the staff presentation on Item No. 32.

Council Member Robinson asked how many facilities could exit without New Source Review (NSR) issues. Mr. Goss responded that about 9 or 10 facilities would currently be able to do so.

The public hearing was opened and the following individuals addressed the Board on Item 32.

Frances Keeler, Clyde & Company, on behalf of Valero, expressed concerns about the approach being taken to transition RECLAIM rule by rule results in an over-layering of BARCT that results in disproportionate impacts on RECLAIM facilities compared to other sources. She added that the amendments are a significant change to the RECLAIM program and a programmatic analysis should be conducted prior to adopting any rules. (Submitted Written Comments)

Bridget McCann, Western States Petroleum Association, expressed concerns that Rules 2001 and 2002 are not ready for amendment due to unresolved issues with NSR and the lack of a programmatic CEQA analysis. (Submitted Written Comments)

Janet Whittick, California Council for Environmental and Economic Balance, expressed concerns about moving forward on rule development for RECLAIM without first resolving NSR issues and addressing RTCs for facilities exiting RECLAIM. She suggested bundling rules together for Board approval after the NSR issues have been resolved.

Mr. Eder expressed support for solar power plants and thermal storage technology and expressed concerns about premature deaths due to climate change.

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

Dr. Lyou asked about the ability of RECLAIM facilities who are already at BARCT to exit the RECLAIM program and asked staff to respond to the public comments.

Dr. Fine explained that the proposed amendments to the rules will allow facilities to exit the RECLAIM program once BARCT rules are adopted, which provide regulatory certainty and an optional flexible path to remain in RECLAIM until the issues with NSR are resolved. The RECLAIM transition is complex and bundling rule amendments could prove difficult because many of the rules will be controversial with inherent complexities. Staff has been working diligently to address the issues and bring rule amendments to the Board by mid-2019.

Supervisor Nelson suggested that staff provide a monthly update on NSR progress at the Stationary Source Committee meeting. Chairman Burke concurred.

Supervisor Rutherford expressed concerns about the lack of a programmatic analysis and the need for a socioeconomic impact report for the RECLAIM transition.

Barbara Baird, Chief Deputy Counsel, explained that a programmatic CEQA and socioeconomic analysis of the RECLAIM control measure was completed for the 2016 AQMP. The sunseting of RECLAIM was addressed in the October version, which was the version analyzed in the final EIR. The amendments under consideration would allow facilities to exit RECLAIM on a voluntary basis. In the months ahead, staff will continue rule development of the specific BARCT rules that will not change based on what happens with NSR or other aspects of the RECLAIM program.

MOVED BY LYOU, SECONDED BY
CACCIOTTI, AGENDA ITEM NO. 32
APPROVED AS RECOMMENDED,
ADOPTING RESOLUTION NO. 18-15
CERTIFYING THE FINAL SUBSEQUENT
ENVIRONMENTAL ASSESSMENT FOR
PROPOSED AMENDED RULE 2001 —
APPLICABILITY, AND PROPOSED AMENDED
RULE 2002 — ALLOCATIONS FOR OXIDES
OF NITROGEN (NO_x) AND OXIDES OF
SULFUR (SO_x) AND AMENDING RULE 2001
APPLICABILITY, AND RULE 2002 —
ALLOCATIONS FOR OXIDES OF NITROGEN
(NO_x) AND OXIDES OF SULFUR (SO_x) AND
DIRECTING STAFF TO PROVIDE STATUS
REPORTS AT EACH REGULAR MEETING OF
THE STATIONARY SOURCE COMMITTEE
ON THE PROGRESS OF RESOLVING THE
NEW SOURCE REVIEW ISSUES FOR
THE TRANSITION OF RECLAIM TO A
COMMAND-AND-CONTROL REGULATORY
STRUCTURE, BY THE FOLLOWING VOTE:

AYES: Benoit, Burke, Buscaino, Cacciotti,
Lyou, Nelson, Parker, Perez,
and Solis

NOES: McCallon, Rutherford and
Robinson,

ABSENT: Mitchell

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

Bill LaMarr, California Small Business Alliance, expressed concerns about the representation of small business owners on the steering committees for AB 617. He encouraged inclusion of trade associations on the committee noting that many small business owners join trade associations because they need to run their businesses and lack the time to participate in meetings.

Thomas Jelenic, Pacific Merchant Shipping Association (PMSA), stated that he attended the AB 617 kickoff meeting in Wilmington and was surprised to learn that organizations such as PMSA were not considered sufficiently local to serve on the Steering Committee but the Natural Resources Defense Council, a national organization, would be able to serve on the committee. He noted that PMSA and its members work in the communities of Wilmington, Long Beach and San Pedro and can positively contribute to the work of the Steering Committee. He suggested that staff work with CARB to include industry organizations on the committee.

Council Member Buscaino commented on the importance of including local residents and local businesses on the committees in order to ensure adequate representation. He asked if the filing deadline of October 12 could be extended to allow more individuals to apply.

Mr. Nastri explained that the guidance from CARB is that representation on the steering committees be predominantly local residents. He noted that the guidelines are still under review and that representation from local planning agencies and elected officials is important as well. Local businesses and industry representatives are welcome to apply and all parties will be able to provide input regardless if they are committee members. Based on the timeline set by the Legislature, the October 12 deadline is necessary to keep the projects on track. He added this first deadline pertained to the communities of Wilmington/West Long Beach/Carson. San Bernardino/Muscoy and East Los Angeles Neighborhoods/Boyle Heights have their own timelines.

In response to Supervisor Rutherford's inquiry regarding the committee selections, Mr. Nastri explained that staff would review the applications and determine the committee members.

Mayor McCallon noted the importance of allowing trade associations to participate since small business owners are operating their businesses and may not be able to attend committee meetings.

Mr. Eder commented on the recent developments with Tesla and expressed concerns regarding drug-resistant antibiotics from natural gas. He also stated that premature deaths from air pollution are underestimated.

CLOSED SESSION

The Board recessed to closed session at 10:50 a.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 SCAQMD is a party. The actions are:

Communities for a Better Environment v. South Coast Air Quality Management District, Los Angeles Superior Court Case No. BS169841; Safe Fuel and Energy Resources California, et al. v. South Coast Air Quality Management District, Los Angeles Superior Court Case No. BS169923 (Tesoro);

Fast Lane Transportation, Inc., et al. v. City of Los Angeles, et al., Court of Appeal, First Appellate District, Case No. A148993 (formerly Contra Costa County Superior Court Case No. MSN14-0300) (SCIG) (published name: City of Long Beach v. City of Los Angeles, 19 Cal.App.5th 465 (2018); and

Evelyn Miramontez v. SCAQMD, Electronic Adjudication Management System Case No. #ADJ302655 (Workers' Comp. Case);

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

- 54956.9(d)(2) to confer with its counsel because there is a significant exposure to litigation against the SCAQMD (one case)—Letter from Steven J. Olson, O'Melveny & Myers LLP, on behalf of ExxonMobil Corporation, dated August 22, 2018.

CONFERENCE WITH NEGOTIATORS

- 54957.6 to confer regarding upcoming labor negotiations with designated representatives regarding represented employee salaries and benefits or other mandatory subjects within the scope of representation [Negotiator: A. John Olvera; Represented Employees: SCAQMD Professional Employees Association].

Following closed session, Mr. Gilchrist 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 11:55 a.m.

The foregoing is a true statement of the proceedings held by the South Coast Air Quality Management District Board on October 5, 2018.

Respectfully Submitted,

Denise Garzaro
Clerk of the Boards

Date Minutes Approved: _____

Dr. William A. Burke, Chairman

ACRONYMS

AQMP = Air Quality Management Plan
BARCT = Best Available Retrofit Control Technology
CARB = California Air Resources Board
CEQA = California Environmental Quality Act
CNG = Compressed Natural Gas
DEO = Deputy Executive Officer
EIR = Environmental Impact Report
FY = Fiscal Year
MOU = Memorandum of Understanding
MSRC = Mobile Source (Air Pollution Reduction) Review Committee
NOx = Oxides of Nitrogen
NSR = New Source Review
RECLAIM = Regional Clean Air Incentives Market
RFP = Request for Proposals
RFQ = Request for Quotations
RTC = RECLAIM Trading Credit
SOx = Oxides of Sulfur
SDFC-GT = Solid Oxide Fuel Cell-Gas Turbine
U.S. EPA = United States Environmental Protection Agency
VOC = Volatile Organic Compound