



# South Coast Air Quality Management District

South Coast  
AQMD

21865 Copley Drive, Diamond Bar, CA 91765-4178  
(909) 396-2000 • www.aqmd.gov

## A G E N D A

### HYBRID GOVERNING BOARD MEETING JANUARY 10, 2025

A meeting of the South Coast Air Quality Management District Board will be held at 9:00 a.m. on Friday, January 10, 2025 through a hybrid format of in-person attendance in the Dr. William A. Burke Auditorium at the South Coast AQMD Headquarters, 21865 Copley Drive, Diamond Bar, California, and/or virtual attendance via videoconferencing and by telephone. Please follow the instructions below to join the meeting remotely.

Please refer to South Coast AQMD's website for information regarding the format of the meeting, updates, and details on how to participate at: <http://www.aqmd.gov/home/news-events/meeting-agendas-minutes>.

**Electronic  
Participation  
Information**  
(Instructions provided  
at the bottom of the  
agenda)

#### **Join Zoom Meeting - from PC, Laptop or Phone**

<https://scaqmd.zoom.us/j/93128605044>

Meeting ID: **931 2860 5044** (applies to all)

Teleconference Dial In +1 669 900 6833 or +1 253 215 8782

One tap mobile +16699006833,,93128605044# or

+12532158782,,93128605044#

#### **Spanish Language Only Audience (telephone)**

Número Telefónico para la Audiencia que Habla Español

Teleconference Dial In/Numero para llamar: +1 669 900 6833

Meeting ID/Identificación de la reunión: **932 0955 9643**

One tap mobile: +16699006833,,93209559643

**Public Comment Will  
Still Be Taken**

**Audience will be allowed to provide public comment in person and through Zoom connection or telephone.** Comments are limited to three (3) minutes per person for all items on the Consent and Board Calendars and may be further limited by the Chair to ensure all can be heard.

Phone controls for participants:

The following commands can be used on your phone's dial pad while in meeting: \*6 (Toggle mute/unmute); \*9 - Raise hand

**Questions About an  
Agenda Item**

- The name and telephone number of the appropriate staff person to call for additional information or to resolve concerns is listed for each agenda item.
- In preparation for the meeting, you are encouraged to obtain whatever clarifying information may be needed to allow the Board to move expeditiously in its deliberations.

## Meeting Procedures

- The public meeting of the South Coast AQMD Governing Board begins at 9:00 a.m. The Governing Board generally will consider items in the order listed on the agenda. However, any item may be considered in any order.
- After taking action on any agenda item not requiring a public hearing, the Board may reconsider or amend the item at any time during the meeting.

All documents (i) constituting non-exempt public records, (ii) relating to an item on the agenda, and (iii) having been distributed to at least a majority of the Governing Board after the agenda is posted, are available prior to the meeting for public review at South Coast AQMD's Clerk of the Boards Office, 21865 Copley Drive, Diamond Bar, CA 91765 or web page at [www.aqmd.gov](http://www.aqmd.gov)

### **Americans with Disabilities Act and Language Accessibility**

Disability and language-related accommodations can be requested to allow participation in the Governing Board meeting. The agenda will be made available, upon request, in appropriate alternative formats to assist persons with a disability (Gov. Code Section 54954.2(a)). In addition, other documents may be requested in alternative formats and languages. Any disability or language-related accommodation must be requested as soon as practicable. Requests will be accommodated unless providing the accommodation would result in a fundamental alteration or undue burden to the South Coast AQMD. Please contact the Clerk of the Boards Office at (909) 396-2500 from 7:00 a.m. to 5:30 p.m., Tuesday through Friday, or send the request to [cob@aqmd.gov](mailto:cob@aqmd.gov).

**A webcast of the meeting is available for viewing at:**  
<http://www.aqmd.gov/home/news-events/webcast>

**CALL TO ORDER**

- Pledge of Allegiance
- Roll Call
- Opening Comments: Vanessa Delgado, Chair  
Other Board Members  
Wayne Nastri, Executive Officer

Staff/Phone (909) 396-

**PUBLIC COMMENT PERIOD – (Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3) The public may comment on any subject within the South Coast AQMD’s authority that does not appear on the agenda, during the Public Comment Period. Each speaker addressing non-agenda items may be limited to a total of (3) minutes.**

**CONSENT AND BOARD CALENDAR (Items 1 through 28)**

Note: Consent and Board Calendar items held for discussion will be moved to Item No. 29.

**Item 1 and 2 – Action Items/No Fiscal Impact**

1. Approve Minutes of December 6, 2024 **Thomas/3268**

2. Set Public Hearing April 4, 2025 to: <sup>1</sup> **Nastri/3131**  
**Thomas/3268**

Certify Final Subsequent Environmental Assessment for Proposed Amended Rule 1111– Reduction of NOx Emissions from Natural Gas-Fired Furnaces, and Proposed Amended Rule 1121 – Reduction of NOx Emissions from Small Natural Gas-Fired Water Heaters; and Amend Rule 1111 and Rule 1121

Proposed Amended Rule 1111 (PAR 1111) and Proposed Amended Rule 1121 (PAR 1121) propose to require zero-emission NOx limits for new installations of applicable residential and small commercial furnaces and water heaters based on future effective dates. The rules provide alternative compliance options for emergency replacement and certain construction activities. In addition, PAR 1111 and PAR 1121 clarify and update rule language. This action is to adopt the Resolution: 1) Certifying the Final Subsequent Environmental Assessment for Proposed Amended Rule 1111– Reduction of NOx Emissions from Natural Gas-Fired Furnaces and Proposed Amended Rule 1121 – Reduction of NOx Emissions from Small Natural Gas-Fired Water Heaters; and 2) Amending Rule 1111 and Rule 1121. (Reviewed: Stationary Source Committee, October 18 and December 20, 2024, Reviewed)

<sup>1</sup>Note: At the November 1, 2024 Board Meeting, a public hearing was set for the February 7, 2025 Board Meeting to Certify the Final Subsequent Environmental Assessment for Proposed Amended Rule 1111– Reduction of NOx Emissions from Natural Gas-Fired Furnaces, and Proposed Amended Rule 1121 – Reduction of NOx Emissions from Small Natural Gas-Fired Water Heaters; and Amend Rule 1111 and Rule 1121.

Staff is recommending, and the Stationary Source Committee approved, moving the public hearing to April 4, 2025.

**Items 3 through 14 – Budget/Fiscal Impact**

3. Transfer and Appropriate Funds, Recognize Revenue, and Execute Contract for EV Charger Installation Services at South Coast AQMD Headquarters

**Katzenstein/2219**

In August 2024, the Board approved the release of an RFP to replace the EV charging infrastructure at South Coast AQMD headquarters. In October 2024, CALSTART, Inc. (CALSTART) awarded South Coast AQMD \$70,000 under the Communities in Charge grant to replace up to 28 EV chargers at its headquarters. These actions are to: 1) transfer and appropriate \$723,248 from the Clean Fuels Program Fund (31) into Technology Advancement Office's FY 2024-25 Budget; 2) recognize revenue, upon receipt, up to \$70,000 awarded from CALSTART into the Clean Fuels Program Fund (31); and 3) execute a contract with GreenWealth Energy Solutions, Inc. for EV hardware and software installation and maintenance at South Coast AQMD headquarters for up to \$723,248 from Technology Advancement Office's FY 2024-25 Budget. (Reviewed: Technology Committee, December 20, 2024; Recommended for Approval)

4. Execute Contracts and Transfer Funds under CPRG INVEST CLEAN Program and Issue RFP for Third-Party Facilitator(s) For INVEST CLEAN and ELECTRIC

**Katzenstein/2219**

In September 2024, the Board recognized an award of \$499,997,415 from the U.S. EPA Climate Pollution Reduction Grant (CPRG) program to implement the Infrastructure, Vehicles, and Equipment Strategy for Climate, Equity, Air Quality, and National Competitiveness (INVEST CLEAN) program, which will fund the deployment of zero-emission battery electric Class 8 trucks, last mile freight vehicles, cargo handling equipment, locomotives, and truck charging. INVEST CLEAN also includes workforce training, community benefits programs and program performance validation. These actions are to: 1) execute contracts with the Los Angeles County Electrical Educational and Training Trust Fund, Alliance for Sustainable Energy, LLC, and SCAG in the amounts not to exceed \$5,000,000, \$1,800,000, and \$51,500,000, respectively, to conduct a workforce development program, validate program's emission reduction performance, and implement the Last Mile Freight Program; 2) issue RFP #2025-11 to solicit Third-Party Facilitator(s) for Community Benefit Programs and authorize the Executive Officer to execute and/or amend contracts; 3) transfer up to \$20,000 as temporary loan from Legislative, Public Affairs and Media FY 2024-25 Professional and Special Services Fund (01) into EPA CPRG Special Revenue Fund (90) to cover the Third-Party Facilitator's initial costs for the INVEST CLEAN work; 4) transfer up to \$100,000 as a temporary loan from Clean Fuels Fund (31) to Fund (90) for Alliance for Sustainable Energy's initial program setup costs; and 5) Appropriate \$ 150,000 from the General Fund Undesignated (Unassigned) Fund Balance into Information Management's FY 2024-25 Budget, Services and Supplies and/or Capital Outlays

Major Objects for INVEST CLEAN online project application system modification. (Reviewed: Technology Committee, December 20, 2024; Recommended for Approval)

5. Recognize Funds, Execute or Amend Contracts for Zero-Emission Heavy-Duty Truck Replacement Projects and Reimburse General Fund for Administrative Costs

**Katzenstein/2219**

In April 2024, South Coast AQMD was selected for an award for \$4,500,000 under the FY 2023 U.S. EPA Diesel Emissions Reduction Act (DERA) grant to replace up to 22 heavy-duty Class 8 diesel trucks with new zero-emission (ZE) trucks. The formal award was finalized in July 2024. The project will target Class 8 diesel truck fleets that operate around the San Pedro Bay Ports. Also, in September 2020, the Board recognized revenue in the amount of \$5,906,601 from the U.S. EPA FY 2019 Targeted Airshed Grant (TAG) Program into the Advanced Technology, Outreach, and Education Fund (17) to deploy fuel cell transit buses at SunLine Transit Agency. Board authorization is needed for reimbursement of administrative costs for fuel cell transit buses. These actions are to: 1) recognize \$4,500,000 from EPA DERA into the Clean Fuels Program Fund (31) for the replacement of Class 8 diesel trucks with ZE trucks; 2) execute or amend contracts for ZE truck replacement projects using future project lists from the Carl Moyer Program solicitations; 3) reimburse the General Fund (01) up to \$100,000 from the Clean Fuels Program Fund (31) for administrative costs to implement the DERA projects; and 4) reimburse the General Fund (01) using FY 2019 TAG funds for deployment of fuel cell transit buses at SunLine Transit Agency from the Advanced Technology, Outreach and Education Fund (17) up to \$156,601 for administrative costs. (Reviewed: Technology Committee, December 20, 2024; Recommended for Approval)

6. Recognize Revenue for Implementation of Programs for Replacement of Class 6 and 7 Vehicles and School Buses with Zero-Emission Vehicles and Reimburse General Fund

**Katzenstein/2219**

South Coast AQMD expects to receive two awards totaling \$58,741,154 from U.S. EPA 2024 Clean Heavy-Duty Vehicles Grant Program. Under this opportunity, South Coast AQMD was awarded two grants – for “Empowering Local Environmental Change Through Replacing Internal Combustion with Battery Electric Class 6 or 7 Vehicles” (ELECTRIC) program and for “Clean Air Rides for Kids” (CARE4Kids) program. Up to \$33,898,522 will be used for the ELECTRIC program to replace diesel or gasoline-powered Class 6 and 7 freight delivery vehicles with zero-emission vehicles, and up to \$24,842,632 will be used for the CARE4Kids program to replace internal combustion Class 6 and 7 school buses with zero-emission buses. These actions are to: 1) recognize revenue, upon receipt, up to \$33,898,522 from U.S. EPA for the ELECTRIC Program into Fund (17); 2) recognize revenue, upon receipt, up to \$24,842,632 from U.S. EPA for the CARE4Kids Program into Fund (17); and 3) reimburse General Fund up to \$6,061,504 from Fund (17) for the administrative costs

to run the programs. (Reviewed; Technology Committee, December 20, 2024; Recommended for Approval)

7. Recognize Revenue, Appropriate Funds, Issue Solicitations and Purchase Orders for Air Monitoring Equipment and Execute Contract

**Low/2269**

South Coast AQMD previously received a Federal grant award from U.S. EPA under the American Rescue Plan and is expected to receive funds under the Inflation Reduction Act. This action is to recognize up to \$1,245,708 and appropriate these funds into the Monitoring and Analysis FY 2024-25, FY 2025-26 and/or FYs 2024-29 Budgets, issue solicitations and purchase orders for air monitoring equipment, issue an RFP in an amount up to \$600,000, and execute a contract for the development of an Air Monitoring Equipment Testing and Education Center in Diamond Bar. (Reviewed: Administrative Committee, December 13, 2024; Recommended for Approval)

8. Issue RFP for Legislative Representation in Sacramento, California

**Tanaka/3327**

This action calls for the issuance of an RFP for specialized legislative representation and strategic political consulting services for South Coast AQMD in Sacramento for FY 2025-26. The RFP will also indicate that the services contract may be extended for up to two additional one-year terms. Total expenditures for the contract shall not exceed \$180,000 for the initial one-year period. (Reviewed Legislative Committee December 13, 2024; Recommended for Approval)

9. Adopt Resolution Per AB 2522 (Carrillo) to Increase Governing Board Member Compensation, Appropriate Funds from Undesignated Fund Balance, and Transfer funds Between Major Objects

**Tanaka/3327**

AB 2522 (Carrillo) sponsored by South Coast AQMD was chaptered into state law to increase local air district board per diem. These actions are to: 1) adopt a Resolution per AB 2522 (Carrillo) to increase Governing Board Member compensation from \$100 to up to \$200 for each day, or portion thereof, but not to exceed \$2,000 per month for specified business on behalf of South Coast AQMD retroactively effective on January 1, 2025; 2) appropriate \$78,000 from Undesignated (Unassigned) Fund Balance for the increase in Governing Board Member compensation; and 3) transfer \$87,173 between Major Objects in the Governing Board FY 2024-25 Budget to realign expenditures for San Bernardino County Board Consultants/Assistants contracts. (Reviewed: Administrative Committee, December 13, 2024; Recommended for Approval)

10. Establish List of Prequalified Counsel to Represent and Advise South Coast AQMD on Legal Matters Related to Environmental Law and General Governmental Matters **Gilchrist/3459**

On June 7, 2024 the Board approved issuance of an RFP to pre-qualify outside counsel having expertise in the California Environmental Quality Act, South Coast AQMD rulemaking and planning procedures, administrative law, general governmental law, and related issues for the South Coast AQMD. The evaluation of responding firms has been completed. This action is to establish a list of prequalified counsel to represent South Coast AQMD in environmental law matters and general governmental matters. (Reviewed: Administrative Committee, December 13, 2024; Recommended for Approval)
  
11. Establish Rule 2305 Penalty Special Revenue Fund **MacMillan/3244**

Assembly Bill 98, approved by the Governor on September 29, 2024, requires South Coast AQMD to receive community input on how penalties assessed and collected for violations of the Warehouse Indirect Source Rule (Rule 2305) are spent. This action will establish a special revenue fund to hold penalty funds from Rule 2305 violations received on or after January 1, 2025, including interest earnings from these penalties. (Reviewed: Administrative Committee, December 13, 2024; Recommended for Approval)
  
12. Amend Contract for Janitorial Services at Diamond Bar Headquarters **Olvera/2309**

In February 2022, the Board approved the execution of a 34-month contract for janitorial services with Santa Fe Janitorial Maintenance Services, Inc., with authority to extend the contract for two additional years. The contract is scheduled to expire on February 28, 2025. This action is to amend the contract to continue services through December 31, 2026, for a total amount not to exceed \$1,187,973. Funding has been included in the FY 2024-25 Budget and will be requested in successive fiscal years. (Reviewed: Administrative Committee, December 13, 2024; Recommended for Approval)
  
13. Amend FY 2024-25 Budget by Adding and Deleting Positions Throughout the Agency to Address Operational Needs, Adopt a New Class Specification, Amend an Existing Class Specification and Appropriate Funds from Undesignated (Unassigned) Fund Balance **Olvera/2309**

This item is to amend the FY 2024-25 Budget to add and delete positions throughout the agency to address operational needs. This item is also to adopt a new Budget and Grants Manager class specification and to revise the existing Public Affairs Manager class specification. This action will result in an increased annual cost of \$2,200,425. Funding of \$733,475 for FY 2024-25 is available in the General Fund Undesignated (Unassigned) Fund Balance and will be requested in future budgets. Partial funding

will be provided through administrative cost recovery for implementing State and federal grant programs. (Reviewed: Administrative Committee, December 13, 2024; Recommended for Approval)

14. Execute Contract for Biennial Audit of Motor Vehicle Registration Revenues for FYs 2021-22 and 2022-23 **Jain/2804**

Health and Safety Code Section 44244.1 requires any agency receiving fee revenues pursuant to Section 44243 or 44244 to be subject to an audit of each program or project funded at least once every two years. On October 4, 2024, the Board approved the release of an RFP to select an auditor to perform the biennial audit for FYs 2021-22 and 2022-23. This action is to award a contract to Simpson & Simpson, Certified Public Accountants. (Reviewed: Administrative Committee, December 13, 2024; Recommended for Approval)

**Items 15 through 22 – Information Only/Receive and File**

15. Legislative, Public Affairs and Media Report **Tanaka/3327**

This report highlights the November 2024 outreach activities of the Legislative, Public Affairs and Media Office, which includes: Major Events, Community Events/Public Meetings, Environmental Justice Update, Speakers Bureau/Visitor Services, Communications Center, Public Information Center, Business Assistance, Media Relations and Outreach to Business and Federal, State and Local Government. (No Committee Review)

16. Hearing Board Report **Ali**

This reports the actions taken by the Hearing Board during the period of November 1 through November 30, 2024. (No Committee Review)

17. Civil Filings and Civil Penalties Report **Gilchrist/3459**

This report summarizes monthly penalties and legal actions filed by the General Counsel's Office from November 1, 2024 through November 30, 2024. An Index of South Coast AQMD Rules is attached with the penalty report. (Reviewed: Stationary Source Committee, December 20, 2024)

18. Intergovernmental Review of Environmental Documents and CEQA Lead Agency Projects **Krause /2706**

This report provides a listing of environmental documents prepared by other public agencies seeking review by South Coast AQMD between November 1, 2024 and November 30, 2024, and proposed projects for which South Coast AQMD is acting as lead agency pursuant to CEQA. (No Committee Review)



19. Rule and Control Measure Forecast **Rees/2856**  
This report highlights South Coast AQMD rulemaking activities and public hearings scheduled for 2025, and provides a summary of implementation of the 2016 and 2022 AQMPs in 2024. (No Committee Review)
20. Report of RFQs/RFPs Scheduled for Release in January **Jain/2804**  
This report summarizes the RFQs/RFPs for budgeted services over \$100,000 scheduled to be released for advertisement for the month of January. (Reviewed: Administrative Committee, December 13, 2024)
21. Receive and File Annual Report on South Coast AQMD's Deferred Compensation Plans **Olvera/2309**  
South Coast AQMD sponsors IRS-approved 457(b), 401(a) and Omnibus Budget Reconciliation Act of 1990 (OBRA) Deferred Compensation Plans for its employees. This action is to receive and file the Deferred Compensation Plan Annual Report for Plan Year Ending June 2024 to address the Board's responsibility for monitoring the activities of the Deferred Compensation Plan Committee and ensuring the Committee carries out its fiduciary duties and responsibilities under the Committee Charter. (Reviewed: Administrative Committee, December 13, 2024)
22. Status Report on Major Ongoing and Upcoming Projects for Information Management **Moskowitz/3329**  
Information Management is responsible for data systems management services in support of all South Coast AQMD operations. This action is to provide the monthly status report on major automation contracts and planned projects. (Reviewed: Administrative Committee, December 13, 2024)

**Items 23 through 28 -- Reports for Committees, MSRC, and CARB**

*Note: The Mobile Source Committee did not meet in December, and the December 2024 MSRC and CARB Board meetings were cancelled.. The next regular meeting of the Mobile Source Committee is scheduled for January 24, 2025 and the next regular meeting of the MSRC is scheduled for January 16, 2025.*

- |   |                  |                       |
|---|------------------|-----------------------|
| 23. Administrative Committee (Receive & File)       | Chair: Delgado   | <b>Nastri/3131</b>    |
| 24. Climate Change Committee (Receive & File)       | Chair: Perez     | <b>MacMillan/3244</b> |
| 25. Investment Oversight Committee (Receive & File) | Chair: Cacciotti | <b>Jain/2804</b>      |

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|-----|---|------------------|-------------------------|
| 26. | Legislative Committee<br>Receive and file; and take the following action as recommended:<br><br><b><u>Agenda Item</u></b> | Chair: Cacciotti | <b>Tanaka/3327</b>      |
|     | <b><u>Action</u></b><br><br>SB 34 (Richardson)-Ports:<br>emissions: intermodal goods<br>movement stakeholder group        |                  |                         |
| 27. | Stationary Source Committee (Receive & File)  | Chair: McCallon  | <b>Aspell/2491</b>      |
| 28. | Technology Committee (Receive & File)   | Chair: Rodriguez | <b>Katzenstein/2219</b> |
| 29. | <b><u>Items Deferred from Consent and Board Calendar</u></b>  |                  |                         |

**STAFF PRESENTATION/BOARD DISCUSSION/RECEIVE & FILE**

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|-----|---|--------------------|
| 30. | Select Third Party Contractors to Administer Go Zero Pilot Incentive Program<br><br>South Coast AQMD released RFP #P2025-01 in August 2024 to solicit proposals for third-party contractor(s) to administer five sub-projects of the Go Zero incentive program. Staff from South Coast AQMD and CARB evaluated the proposals and are providing recommendations for third-party contractors to implement each sub-project. Go Zero will be initially funded up to \$21 million from mitigation fees collected under the alternative compliance options for residential space heating appliances maintained in the Rule 1111 Air Quality Investment Fund (27), approved in August 2024 at RFP #P2025-01 release. Recommended Actions: Authorize the Chair (or by the Chair's designation, the Executive Officer) to execute contracts with: 1) Electric & Gas Industries Association (EGIA) in an amount of \$9,000,000 for administrating single family rebates; 2) Willdan Energy Solutions in an amount of \$10,000,000 for administrating multifamily and small business rebates; 3) The Energy Coalition in an amount of \$1,800,000 for administrating installer training and 80 percent of outreach and application assistance; and 4) Community Connections, LLC in an amount of \$200,000 administrating 20 percent of outreach and application assistance. (Reviewed: Stationary Source Committee, December 20, 2024; Reviewed) | <b>Krause/2706</b> |
|-----|---|--------------------|

**PUBLIC HEARINGS**

- |     |   |                    |
|-----|---|--------------------|
| 31. | Determine That Proposed Amended Rule 1179.1 - Emission Reductions from Combustion Equipment at Publicly Owned Treatment Works Facilities, Is Exempt from CEQA; and Amend Rule 1179.1<br><br>Rule 1179.1 establishes NOx limits for boilers, turbines, and engines located at publicly owned treatment works. Proposed Amended Rule 1179.1 will correct cross-references in Attachment 1 by harmonizing it with similar references in Attachment 1 of Rule 1110.2 - Emissions from Gaseous- and Liquid-Fueled Engines. | <b>Krause/2706</b> |
|-----|---|--------------------|

This action is to adopt the Resolution: 1) Determining that Proposed Amended Rule 1179.1 – Emission Reductions from Combustion Equipment at Publicly Owned Treatment Works Facilities, is exempt from the requirements of the California Environmental Quality Act; and 2) Amending Rule 1179.1 – Emission Reductions from Combustion Equipment at Publicly Owned Treatment Works Facilities. (No Committee Review)

32. Determine That Proposed Amended Regulation XXX – Title V Permits Is Exempt from CEQA; and Amend Regulation XXX

**Krause/2706**

Regulation XXX – Title V Permits establishes provisions for Title V facilities including obtaining a Title V permit and complying with the conditions of the permit. To be consistent with a decision made by the U.S. Supreme Court on U.S. EPA's Greenhouse Gas Tailoring Rule and U.S. EPA's Title V operating permit program regulations, Proposed Amended Regulation XXX will remove the emergency affirmative defense and certain greenhouse gas provisions. This action is to adopt the Resolution: 1) Determining that Proposed Amended Regulation XXX – Title V Permits is exempt from the requirements of the California Environmental Quality Act; and 2) Amending Regulation XXX – Title V Permits. (Reviewed: Stationary Source Committee, November 15, 2024)

33. Approve Imposition of Management's Last, Best and Final Offer on Revised Telework Program Policy and Authorize Executive Officer to Implement Revised Telework Program Policy for South Coast AQMD Professional Unit Employees

**Olvera/2309**

Management and the South Coast AQMD Professional Employees Association have reached impasse in the bargaining process for a revised Telework Program policy. This action is to hold a public hearing regarding the impasse, and to consider approving the imposition of Management's Last, Best and Final Offer on a revised Telework Program policy and authorizing the Executive Officer to implement the policy for Professional Unit employees. This policy is the same revised Telework Program policy issued by the Executive Officer for all other employees on September 26, 2024, which has an effective date of April 1, 2025. (No Committee Review)

### **BOARD MEMBER TRAVEL – (No Written Material)**

Board member travel reports have been filed with the Clerk of the Boards, and copies are available upon request.

### **CLOSED SESSION -- (No Written Material)**

**Gilchrist/3459**

### **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

It is necessary for the Board to recess to closed session 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 South Coast AQMD is a party. The actions are:

- In the Matter of South Coast Air Quality Management District v. Southern California Gas Company, Aliso

Canyon Storage Facility, South Coast AQMD Hearing Board Case No. 137-76 (Order for Abatement); People of the State of California, ex rel South Coast Air Quality Management District v. Southern California Gas Company, Los Angeles Superior Court Case No. BC608322; Judicial Council Coordinated Proceeding No.4861;

- South Coast Air Quality Management District, et al. v. NHTSA, EPA, et al., United States Court of Appeals, D.C. Circuit, Case No. 20-1173 (consolidated with Competitive Enterprise Institute, et al. v. NHTSA, No. 20-1145);
- Natural Resources Defense Council, et al. v. City of Los Angeles, et al., San Diego Superior Court, Case No. 37-2021-00023385-CU-TT-CTL (China Shipping Case) (transferred from Los Angeles Superior Court, Case No. 20STCP02985); Fourth District Court of Appeal, Division One, No. D080902;
- In the Matter of South Coast Air Quality Management District v. Baker Commodities, South Coast AQMD Hearing Board Case No. 6223-1 (Order for Abatement);
- Western States Trucking Association, Inc. v. EPA, et al., United States Court of Appeals, D.C. Circuit, Case No. 23-1143 (amicus brief); and
- Rinnai America Corp. et al. v. South Coast Air Quality Management District, U.S. District Court for the Central District of California, Case No. 2:24-cv-10482.

#### **CONFERENCE WITH LEGAL COUNSEL – INITIATING LITIGATION**

It is also necessary for the Board to recess to closed session pursuant to Government Code section 54956.9(a) and 54956.9(d)(4) to consider initiation of litigation (two cases).

#### **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Also, it is necessary for the Board to recess to closed session pursuant to Government Code section 54956.9(d)(2) to confer with its counsel because there is a significant exposure to litigation against the South Coast AQMD (two cases).

#### **CONFERENCE WITH LABOR NEGOTIATORS**

It is also necessary to recess to closed session pursuant to Government Code section 54957.6 to confer with labor negotiators:

Agency Designated Representative: A. John Olvera, Deputy Executive Officer – Administrative & Human Resources;

- Employee Organization(s): Teamsters Local 911, and South Coast AQMD Professional Employees Association; and
- Unrepresented Employees: Executive Officer, General Counsel, Designated Deputies and Management and Confidential employees.

#### **ADJOURNMENT**

**\*\*\*PUBLIC COMMENTS\*\*\***

Members of the public are afforded an opportunity to speak on any agenda item before consideration of that item. Persons wishing to speak may do so in person or remotely via Zoom or telephone. To provide public comments via a Desktop/Laptop or Smartphone, click on the “Raise Hand” at the bottom of the screen, or if participating via Dial-in/Telephone Press \*9. This will signal to the host that you would like to provide a public comment and you will be added to the list.

All agendas are posted at South Coast AQMD Headquarters, 21865 Copley Drive, Diamond Bar, California, and website, <http://www.aqmd.gov/home/news-events/meeting-agendas-minutes>, at least 72 hours in advance of the meeting. At the beginning of the agenda, an opportunity is also provided for the public to speak on any subject within the South Coast AQMD’s authority. Speakers may be limited to a total of three (3) minutes for the entirety of the Consent Calendar plus Board Calendar, and three (3) minutes or less for each of the other agenda items.

Note that on items listed on the Consent Calendar and the balance of the agenda any motion, including action, can be taken (consideration is not limited to listed recommended actions). Additional matters can be added and action taken by two-thirds vote, or in the case of an emergency, by a majority vote. Matters raised under the Public Comment Period may not be acted upon at that meeting other than as provided above.

Written comments will be accepted by the Board and made part of the record. Individuals who wish to submit written or electronic comments must submit such comments to the Clerk of the Board, South Coast AQMD, 21865 Copley Drive, Diamond Bar, CA 91765-4178, (909) 396-2500, or to [cob@aqmd.gov](mailto:cob@aqmd.gov), on or before 5:00 p.m. on the Tuesday prior to the Board meeting.

**ACRONYMS**

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|--|--|
| AQ-SPEC = Air Quality Sensor Performance Evaluation Center                       | NAAQS = National Ambient Air Quality Standards                     |
| AQIP = Air Quality Investment Program  | NATTS =National Air Toxics Trends Station                          |
| AQMP = Air Quality Management Plan   | NESHAPS = National Emission Standards for Hazardous Air Pollutants |
| AVR = Average Vehicle Ridership  | NGV = Natural Gas Vehicle  |
| BACT = Best Available Control Technology   | NOx = Oxides of Nitrogen   |
| BARCT = Best Available Retrofit Control Technology                               | NSPS = New Source Performance Standards                            |
| Cal/EPA = California Environmental Protection Agency                             | NSR = New Source Review  |
| CARB = California Air Resources Board  | OEHHA = Office of Environmental Health Hazard Assessment           |
| CEMS = Continuous Emissions Monitoring Systems                                   | PAMS = Photochemical Assessment Monitoring Stations                |
| CEC = California Energy Commission   | PEV = Plug-In Electric Vehicle                                     |
| CEQA = California Environmental Quality Act                                      | PHEV = Plug-In Hybrid Electric Vehicle                             |
| CE-CERT =College of Engineering-Center for Environmental Research and Technology | PM10 = Particulate Matter ≤ 10 microns                             |
| CNG = Compressed Natural Gas   | PM2.5 = Particulate Matter ≤ 2.5 microns                           |
| CO = Carbon Monoxide   | RECLAIM=Regional Clean Air Incentives Market                       |
| DOE = Department of Energy   | RFP = Request for Proposals  |
| EV = Electric Vehicle  | RFQ = Request for Quotations                                       |
| EV/BEV = Electric Vehicle/Battery Electric Vehicle                               | RFQQ=Request for Qualifications and Quotations                     |
| FY = Fiscal Year   | SCAG = Southern California Association of Governments              |
| GHG = Greenhouse Gas   | SIP = State Implementation Plan                                    |
| HRA = Health Risk Assessment   | SOx = Oxides of Sulfur   |
| LEV = Low Emission Vehicle   | SOON = Surplus Off-Road Opt-In for NOx                             |
| LNG = Liquefied Natural Gas  | SULEV = Super Ultra Low Emission Vehicle                           |
| MATES = Multiple Air Toxics Exposure Study                                       | TCM = Transportation Control Measure                               |
| MOU = Memorandum of Understanding  | ULEV = Ultra Low Emission Vehicle                                  |
| MSERCs = Mobile Source Emission Reduction Credits                                | U.S. EPA = United States Environmental Protection Agency           |
| MSRC = Mobile Source (Air Pollution Reduction) Review Committee                  | VOC = Volatile Organic Compound                                    |
|  | ZEV = Zero Emission Vehicle  |

## **INSTRUCTIONS FOR ELECTRONIC PARTICIPATION**

### **Instructions for Participating in a Virtual Meeting as an Attendee**

As an attendee, you will have the opportunity to virtually raise your hand and provide public comment.

Before joining the call, please silence your other communication devices such as your cell or desk phone. This will prevent any feedback or interruptions during the meeting.

#### **For language interpretation:**

Click the interpretation Globe icon at the bottom of the screen

Select the language you want to hear (either English or Spanish)

Click "Mute Original Audio" if you hear both languages at the same time.

#### **Para interpretación de idiomas:**

Haga clic en el icono de interpretación el globo terráqueo en la parte inferior de la pantalla

Seleccione el idioma que desea escuchar (inglés o español)

Haga clic en "Silenciar audio original" si escucha ambos idiomas al mismo tiempo.

**Please note:** During the meeting, all participants will be placed on Mute by the host. You will not be able to mute or unmute your lines manually.

After each agenda item, the Chair will announce public comment.

Speakers may be limited to a total of 3 minutes for the entirety of the consent calendar plus board calendar, and three minutes or less for each of the other agenda items.

A countdown timer will be displayed on the screen for each public comment.

If interpretation is needed, more time will be allotted.

#### **Directions to provide public comment on ZOOM from a DESKTOP/LAPTOP or SMARTPHONE:**

Click on the "Raise Hand" feature at the bottom of the screen.

This will signal to the host that you would like to provide a public comment and you will be added to the list.

#### **Directions to provide public comment via TELEPHONE:**

Dial \*9 on your keypad to signal that you would like to comment.

#### **Directions for Spanish Language TELEPHONE line only:**

- The call in number is the same (+1 669 900 6833)
- The meeting ID number is 928-3000-3925
- If you would like to make public comment, please dial \*9 on your keypad to signal that you would like to comment.

#### **Instrucciones para la línea de TELÉFONO en español únicamente:**

- El número de llamada es el mismo (+1 669900 6833 o +1 93209559643)
- El número de identificación de la reunión es 928-3000-3925
- Si desea hacer un comentario público, marque \*9 en su teclado para indicar que desea comentar.