

ACTION SUMMARY
(Unofficial)

Meeting
June 18, 2015

1:00 P.M.

Board of Directors

APCD Board Members

Santa Barbara County
Board of Supervisors
Salud Carbajal, First District
Janet Wolf, Second District, Chair
Doreen Farr, Third District
Peter Adam, Fourth District, Vice-Chair
Steve Lavagnino, Fifth District

City of Buellton
Mayor Holly Sierra
Alternate, Vice Mayor Ed Andrisek

City of Carpinteria
Councilmember Al Clark
Alternate, Councilmember Wade Nomura

City of Goleta
Councilmember Michael T. Bennett
Alternate, Councilmember Roger Aceves

City of Guadalupe
Mayor John Lizalde
Alternate, Councilmember Jerry Beatty

City of Lompoc
Mayor Pro Tem DeWayne Holmdahl
Alternate, Mayor Bob Lingl

City of Santa Barbara
Mayor Helene Schneider
Alternate, Councilmember Bendy White

City of Santa Maria
Mayor Alice Patino
Alternate, Councilmember Etta Waterfield

City of Solvang
Mayor Jim Richardson
Alternate, Councilmember Ed Skytt

BOARD OF SUPERVISORS HEARING ROOM
COUNTY ADMINISTRATION BUILDING
105 EAST ANAPAMU STREET
SANTA BARBARA, CA

I. 1:02 p.m. – Convened by Vice-Chair Adam – Roll Call

Present: 11 - Carbajal (arrived at 1:04 p.m.), Adam, Lavagnino, Sierra (left during closed session), Clark, Bennett, Lizalde, Holmdahl, White, Waterfield, Richardson.

Absent: 2 - Wolf, Farr.

Board member Lizalde participated remotely from Santa Maria. Roll call votes were taken for each item.

II. Pledge of Allegiance

III. Closed Session

Closed Session was moved to the end of the meeting, immediately following the Discussion items.

V. Approval of minutes of the May 21, 2015 meeting.

A motion was made by Board member Richardson, seconded by Board member Bennett that the minutes be approved. The motion carried by the following vote:

Ayes: 8 - Adam, Lavagnino, Clark, Bennett, Lizalde, Holmdahl, White, Richardson.

Noes: 0 - None.

Abstain: 2 - Sierra, Waterfield.

Absent: 3 - Carbajal, Wolf, Farr.

Board member Carbajal arrived at this time.

Clerk of the APCD Board:

Louis D. Van Mullem, Jr.

ADMINISTRATIVE

**Approved by vote on one motion.
These items read only on request of Board members.**

Pursuant to Board member Waterfield's request, agenda items A-4 through A-6 were pulled from the Administrative agenda and considered separately. Pursuant to Vice-Chair Adam's request, agenda item A-7 was pulled from the Administrative agenda and considered separately.

A-1) Receive and file the summary of the emission-reduction grant agreements approved by the Air Pollution Control Officer for the period of May 8, 2015 through June 4, 2015 in accordance with Board Resolution Number 02-16.

A motion was made by Board member Lavagnino, seconded by Board member Richardson that this matter be received and filed. The motion carried by the following vote:

Ayes: 11 - Carbajal, Adam, Lavagnino, Sierra, Clark, Bennett, Lizalde, Holmdahl, White, Waterfield, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Wolf, Farr.

A-2) Receive and file the summary of notices of violation issued and penalty revenue received during the month of May 2015.

A motion was made by Board member Lavagnino, seconded by Board member Richardson that this matter be received and filed. The motion carried by the following vote:

Ayes: 11 - Carbajal, Adam, Lavagnino, Sierra, Clark, Bennett, Lizalde, Holmdahl, White, Waterfield, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Wolf, Farr.

A-3) Authorize the Chair to execute a contract with Bob Murray & Associates for an amount not to exceed \$27,000.00 for recruitment services for the position of Air Pollution Control Officer.

A motion was made by Board member Lavagnino, seconded by Board member Richardson that this matter be approved. The motion carried by the following vote:

Ayes: 11 - Carbajal, Adam, Lavagnino, Sierra, Clark, Bennett, Lizalde, Holmdahl, White, Waterfield, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Wolf, Farr.

➤ The following Administrative items were pulled for discussion and then included in a single motion vote.

A-4) Consider recommendations regarding a side letter agreement with the Service Employees International Union, Local 620 (SEIU) as follows:

- a) Authorize the Air Pollution Control Officer to enter into a side letter agreement between the Santa Barbara County Air Pollution Control District and the Service Employees International Union, Local 620 to amend provisions of the current Memorandum of Understanding (MOU), including an extension through June 30, 2018; and**
- b) Adopt a Resolution amending the District's Classification and Salary Plan to implement the provisions of this side letter.**

A motion was made by Board member Carbajal, seconded by Board member Bennett that this matter be acted on as follows:

- a) Approved; and
- b) Adopted APCD Resolution No. 15-11.

The motion carried by the following vote:

Ayes: 7 - Carbajal, Lavagnino, Sierra, Clark, Bennett, Lizalde, Holmdahl.
Noes: 2 - Adam, Waterfield.
Abstain: 2 - White, Richardson.
Absent: 2 - Wolf, Farr.

A-5) Consider recommendations regarding a side letter agreement with the Engineers and Technicians Association (ETA) as follows:

- a) Authorize the Air Pollution Control Officer to enter into a side letter agreement between the Santa Barbara County Air Pollution Control District and the Engineers and Technicians Association to amend provisions of the current Memorandum of Understanding (MOU), including an extension through June 30, 2018; and**
- b) Adopt a Resolution amending the District's Classification and Salary Plan to implement the provisions of this side letter.**

A motion was made by Board member Carbajal, seconded by Board member Bennett that this matter be acted on as follows:

- a) Approved; and
- b) Adopted APCD Resolution No. 15-12.

The motion carried by the following vote:

Ayes: 7 - Carbajal, Lavagnino, Sierra, Clark, Bennett, Lizalde, Holmdahl.
Noes: 2 - Adam, Waterfield.
Abstain: 2 - White, Richardson.
Absent: 2 - Wolf, Farr.

A-6) Consider recommendations regarding a side letter agreement with the Santa Barbara County Air Pollution Control District Employees Association (SBCAPCDEA) as follows:

- a) Authorize the Air Pollution Control Officer to enter into a side letter agreement between the Santa Barbara County Air Pollution Control District and the Santa Barbara County Air Pollution Control District Employees Association to amend provisions of the current Memorandum of Understanding (MOU), including an extension through June 30, 2018; and**
- b) Adopt a Resolution amending the District's Classification and Salary Plan to implement the provisions of this side letter.**

A motion was made by Board member Carbajal, seconded by Board member Bennett that this matter be acted on as follows:

- a) Approved; and
- b) Adopted APCD Resolution No. 15-13.

The motion carried by the following vote:

Ayes: 7 - Carbajal, Lavagnino, Sierra, Clark, Bennett, Lizalde, Holmdahl.
Noes: 2 - Adam, Waterfield.
Abstain: 2 - White, Richardson.
Absent: 2 - Wolf, Farr.

A-7) Consider recommendations regarding Management and Confidential-Unrepresented Employees as follows:

- a) Adopt a Resolution amending the Management Personnel Benefits Policy for Management and Confidential-Unrepresented Employees; and**
- b) Adopt a Resolution amending the District's Classification and Salary Plan to implement a 2% COLA increase to Management and Confidential-Unrepresented employees (Units 32 and 43) effective January 1, 2016; and a 2% COLA increase to Management and Confidential-Unrepresented employees (Units 32 and 43) effective January 1, 2017.**

A motion was made by Board member Carbajal, seconded by Board member Bennett that this matter be acted on as follows:

- a) Adopted APCD Resolution No. 15-14; and
- b) Adopted APCD Resolution No. 15-15.

The motion carried by the following vote:

Ayes: 7 - Carbajal, Lavagnino, Sierra, Clark, Bennett, Lizalde, Holmdahl.
Noes: 2 - Adam, Waterfield.
Abstain: 2 - White, Richardson.
Absent: 2 - Wolf, Farr.

PUBLIC COMMENT PERIOD

Persons desiring to address the APCD Board on any subject within the jurisdiction of the Board that is not included as part of the agenda must complete and deliver to the Clerk the "Request to Speak" form which is available at the Hearing Room entrance prior to the commencement of this comment period. Comments shall be limited to fifteen minutes, divided among those desiring to speak, but no person shall speak longer than three minutes.

Dave Van Mullem, Air Pollution Control Officer, introduced new District employee, Lyz Hoffman, Public Information and Education Specialist.

DISCUSSION

- 1) **Receive a presentation from Lily Brown, a recent graduate of the Bren School of Environmental Science and Management graduate program at the University of California at Santa Barbara (UCSB), on a UCSB Bren School project, titled *Investigating the Feasibility of Greenhouse Gas Mitigation in Santa Barbara County*.**

A motion was made by Board member Carbajal, seconded by Board member Holmdahl that this matter be received. The motion carried by the following vote:

Ayes: 11 - Carbajal, Adam, Lavagnino, Sierra, Clark, Bennett, Lizalde, Holmdahl, White, Waterfield, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Wolf, Farr.

- 2) **Receive a presentation from Keith Malone of the California Fuel Cell Partnership on the role of hydrogen and fuel cell vehicles in California's transportation future.**

Item received.

➤ *The Board took a brief break from 2:20-2:26 p.m.*

- 3) **Adopt a resolution authorizing the Air Pollution Control Officer to execute agreement ARV-14-038 with the California Energy Commission for a grant to prepare a Santa Barbara, Ventura, and San Luis Obispo Counties Hydrogen Readiness Plan.**

A motion was made by Board member Carbajal, seconded by Board member Sierra that this matter be approved. Adopted APCD Resolution No. 15-16. The motion carried by the following vote:

Ayes: 11 - Carbajal, Adam, Lavagnino, Sierra, Clark, Bennett, Lizalde, Holmdahl, White, Waterfield, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Wolf, Farr.

- 4) **Hearing: Consider the Fiscal Year 2015-16 Budget as follows:**

- a) **Hold a public hearing to consider and adopt the budget for Fiscal Year 2015-16, as presented in the *Fiscal Year 2015-16 Proposed Budget* document; and**
- b) **Adopt the following:**
 - i. **Budget Resolution approving the Fiscal Year 2015-16 District Budget; and**
 - ii. **401(h) Retiree Medical Account Fiscal Year 2015-16 Contribution Resolution setting forth the contributions for the fiscal year.**

A motion was made by Board member Carbajal, seconded by Board member Bennett that this matter be acted on as follows:

- a) Conducted a public hearing, there were no public comments;
- b-i) Adopted APCD Resolution No. 15-17; and
- b-ii) Adopted APCD Resolution No. 15-18;

The motion carried by the following vote:

Ayes: 10 - Carbajal, Adam, Lavagnino, Sierra, Clark, Bennett, Lizalde, Holmdahl, White, Richardson.
Noes: 0 - None.
Abstain: 1 - Waterfield.
Absent: 2 - Wolf, Farr.

III. Closed Session (*Continued from above*) – Convened at 2:43 p.m.

C-1) Public Employee Appointment (Gov. Code § 54957(b)(1)).

Title: Air Pollution Control Officer.

C-2) Conference with Legal Counsel – Existing Litigation (Gov. Code § 54956.9(a)).

Alberto Rodriguez; and IL Highway Recycling, Inc., a California Corporation v. Santa Barbara County Air Pollution Control District, et al., Superior Court of California, County of Santa Barbara, Case No. 1487217.

C-3) Conference with Legal Counsel – Existing Litigation (Gov. Code § 54956.9(a)).

Sharyl Preskitt Worker's Compensation Claim Workers' Compensation Appeals Board Case No. ADJ8975390

➤ Board member Sierra left during Closed Session.

IV. Reconvened at 3:20 p.m. – Report from Closed Session

William M. Dillon, Senior Deputy County Council, reported on item C-2, *Alberto Rodriguez; and IL Highway Recycling, Inc., a California Corporation v. Santa Barbara County Air Pollution Control District, et al.*, Superior Court of California, County of Santa Barbara, Case No. 1487217 that the District prevailed and the lawsuit was dismissed. There were no other reportable actions taken.

ADJOURN – The meeting was adjourned at 3:21 p.m.

ANNOUNCEMENTS

The next regularly scheduled meeting of the Santa Barbara County Air Pollution Control District Board will be held at 1:00 p.m. on August 20, 2015 in the Board of Supervisors Hearing Room, County Administrative Building, 105 East Anapamu Street, Santa Barbara, CA.