

**ACTION SUMMARY**  
**(Unofficial)**

**Meeting**  
**October 20, 2016**

**1:00 P.M.**

**Board of Directors**

APCD Board Members

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

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

City of Buellton  
Councilmember Holly Sierra  
*Alternate*, 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  
Councilmember James Mosby, Vice-Chair  
*Alternate*, Councilmember DeWayne Holmdahl

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

City of Santa Maria  
Mayor Alice Patino  
*Alternate*, Mayor Pro Tem Etta Waterfield

City of Solvang  
Mayor Jim Richardson  
*Alternate*, Councilmember Ed Skytt

**I. 1:03 p.m. – Convened by Chair Adam – Roll Call**

Present: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider (arrived during closed session), Patino (left approx. 2:20 p.m.), Richardson.

Absent: 2 - Carbajal, Lavagnino.

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

**II. Pledge of Allegiance**

**III. Closed Session – Convened at 1:04 p.m.**

**C-1) 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-2) Public Employee Performance Evaluation (Gov. Code § 54957(b)(1)).**

**Title: Air Pollution Control Officer.**

**IV. Reconvened at 1:24 p.m. – Report from Closed Session**

There was no reportable action taken. William M. Dillon, Senior Deputy County Counsel, noted for the record that item C-1 was dismissed without prejudice by the plaintiffs.

Clerk of the APCD Board:

Aeron Arlin Genet

**V. Approval of minutes of the August 25, 2016 meeting**

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

Ayes: 10 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Patino, Richardson.  
Noes: 0 - None.  
Abstain: 1 - Schneider.  
Absent: 2 - Carbajal, Lavagnino.

**VI. ADMINISTRATIVE ITEMS**

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

**A-1) Receive and file the minutes from the June 8, 2016 meeting of the APCD Community Advisory Council.**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 2 - Carbajal, Lavagnino.

**A-2) Receive and file the summary of notices of violation issued and penalty revenue received during the months of August and September 2016.**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 2 - Carbajal, Lavagnino.

**A-3) Receive and file an update on the Old Car Buy Back Program for vehicles retired during the period of August 1, 2016 through October 1, 2016.**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 2 - Carbajal, Lavagnino.

**A-4) Receive and file the minutes from the March 30, 2016 meeting of the South Central Coast Basinwide Control Council (BCC).**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 2 - Carbajal, Lavagnino.

**A-5) Approve the APCD Board of Directors regular meeting schedule for 2017.**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 2 - Carbajal, Lavagnino.

**A-6) Approve and authorize the Chair to execute an agreement for Special Services with the law firm of Liebert, Cassidy & Whitmore for a 9-month term beginning October 20, 2016 and ending June 30, 2017.**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 2 - Carbajal, Lavagnino.

**A-7) Consider recommendation of the APCD Hearing Board Nominating Committee to appoint Mr. Lee-Volker Cox to the vacant public position on the APCD Hearing Board for a 3-year term.**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 2 - Carbajal, Lavagnino.

**A-8) Approve amendments to professional services contracts with Steelhead Recyclers of Goleta, Perry's Auto Wrecking & Salvage of Lompoc, and Black Road Auto & Tow of Santa Maria to assist in the implementation of the Old Car Buy Back program. Contract amendments include the following changes:**

- a) Extend the time of performance for an additional five years;**
- b) Increase the spending authority; and**
- c) Update the program requirements to reflect current State of California requirements.**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 2 - Carbajal, Lavagnino.

## **VII. 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.

Received Public Comment.

## **VIII. DIRECTOR'S REPORT**

Received Director's Report.

## **IX. DISCUSSION ITEMS**

- 1) Receive and file a presentation on the 2015 Annual Ambient Air Quality Report for Santa Barbara County.**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 2 - Carbajal, Lavagnino.

- 2) **Hearing:** Consider recommendations as follows:
- a) Hold a public hearing to receive testimony on the 2016 Ozone Plan and the Addendum to the Final Environmental Impact Report for the 2010 Clean Air Plan;
  - b) Approve a Resolution which will result in the following actions:
    - i. Find that, prior to approving the 2016 Ozone Plan, Board members have reviewed and considered the Addendum to the Final Environmental Impact Report for the 2010 Clean Air Plan with the Final Environmental Impact Report for the 2010 Clean Air Plan;
    - ii. Adopt the California Environmental Quality Act Findings;
    - iii. Adopt the 2016 Ozone Plan;
    - iv. Commit the Board to adopting the proposed regulations in the 2016 Ozone Plan;
    - v. In the event that the District's designation for the state ozone standard is changed to nonattainment-transitional, commit the District to reviewing the 2016 Ozone Plan and determining whether the control measures scheduled for adoption or implementation within the next three years are needed; and
    - vi. Authorize the Control Officer to transmit the 2016 Ozone Plan to the California Air Resources Board and do all other acts necessary and proper to obtain approval of the 2016 Ozone Plan.

*Board member Patino left during this item.*

Hearing held, testimony received. A motion was made by Board member Richardson, seconded by Board member Bennett that this matter be approved. Adopted APCD Resolution No. 16-09. The motion carried by the following vote:

Ayes:	10 -	Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Richardson.
Noes:	0 -	None.
Abstain:	0 -	None.
Absent:	3 -	Carbajal, Lavagnino, Patino.

**X. 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 December 15, 2016 in the Board of Supervisors Hearing Room, County Administrative Building, 105 East Anapamu Street, Santa Barbara, CA.

**XI. ADJOURN**

The meeting was adjourned at 2:49 p.m.