

air pollution control district

SANTA BARBARA COUNTY

Board of Directors

Santa Barbara County

Board of Supervisors

Das Williams, First District, *Vice-Chair*

Gregg Hart, Second District

Joan Hartmann, Third District

Peter Adam, Fourth District

Steve Lavagnino, Fifth District

City of Buellton

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City of Carpinteria

Vice Mayor Al Clark

Alternate, Mayor Wade Nomura

City of Goleta

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Councilmember James Mosby

Alternate, Mayor Jenelle Osborne

City of Santa Barbara

Mayor Cathy Murillo, *Chair*

Alternate, Councilmember Jason Dominguez

City of Santa Maria

Mayor Alice Patino

Alternate, Councilmember Etta Waterfield

City of Solvang

Mayor Ryan Toussaint

Alternate, Councilmember Karen Waite

Clerk of the APCD Board:

Aeron Arlin Genet

ACTION SUMMARY

(Unofficial)

Meeting
October 17, 2019

1:00 P.M.

BOARD OF SUPERVISORS HEARING ROOM
BETTERAVIA GOVERNMENT CENTER
511 EAST LAKESIDE PARKWAY
SANTA MARIA, CA

A. CALL TO ORDER – ROLL CALL

Chair Murillo called the meeting to order at 1:04 p.m.

Present: 8 - Williams, Hart, Hartmann (arrived approx. 1:05 p.m.), Adam, Lavagnino, Julian, Mosby, Murillo.

Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

Board members Williams and Hartmann participated remotely from Santa Barbara. Roll call votes were taken for each item.

Board member Hartmann arrived just after roll call.

B. PLEDGE OF ALLEGIANCE

C. APPROVAL OF MINUTES

Approve minutes of the August 15, 2019 meeting.

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

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.

Noes: 0 - None.

Abstain: 0 - None.

Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

Aeron Arlin Genet, Air Pollution Control Officer

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D. ADMINISTRATIVE ITEMS

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

Pursuant to Board member Adam's request, item D-1 was pulled for brief discussion and then included in the single motion vote of the Administrative Items.

D-1) Notice of Violation Report

Receive and file the summary of notices of violation issued and penalty revenue received during the months of August and September 2019.

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

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

D-2) District Grant Program Activity

Receive and file the following grant program related activity:

- a) **An update on the Old Car Buy Back Program for vehicles retired during the period of June 1, 2019 through August 31, 2019;**
- b) **An update on the Woodsmoke Reduction Program for fireplace and stove replacement projects during the period of October 25, 2018 through October 1, 2019; and**
- c) **Summary of the emission-reduction grant agreements approved by the Air Pollution Control Officer for the period of July 31, 2019 through September 27, 2019 in accordance with Board Resolution Number 09-14.**

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

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

D-3) Update on Public Outreach Activities

Receive and file an update on District outreach activities.

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

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

D-4) Minutes of the May 2019 Community Advisory Council (CAC) Meeting

Receive and file the minutes from the May 1, 2019 meeting of the District Community Advisory Council.

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

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

D-5) District Board Meeting Schedule for Year 2020

Approve the District Board of Directors regular meeting schedule for 2020.

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

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

D-6) District Hearing Board Appointments

Consider recommendations of the District Hearing Board Nominating Committee as follows:

- a) **Reappoint Mr. Lee-Volker Cox as a public member on the District Hearing Board for a 3-year term; and**
- b) **Appoint Mr. Steven Colome as the medical member on the District Hearing Board for a 3-year term.**

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

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

D-7) Special District Risk Management Authority Health Benefits Plan Update

Consider recommendations as follows:

- a) **Adopt a new Resolution authorizing the District's continued participation in the Special District Risk Management Authority's (SDRMA) health benefit program, thereby superseding Resolution No. 18-02; and**
- b) **Approve and authorize the Chair to execute the Memorandum of Understanding (MOU) relating to the SDRMA's health benefits program.**

A motion was made by Board member Adam, seconded by Board member Hart that this matter be approved. Adopted APCD Resolution No. 19-15. The motion carried by the following vote:

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

D-8) Approval of Second Amendment to Contract for Legal Services on Bankruptcy Matters

Approve and authorize the Chair to execute the Second Amendment to the Agreement for Professional Legal Services with Snow Spence Green LLP to increase the not to exceed amount from \$15,000 to \$35,000.

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

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

D-9) Facility Use Agreement for Santa Barbara Monitoring Station

Consider recommendations as follows:

- a) **Authorize the Air Pollution Control Officer to execute a Facility Use Agreement between the Santa Barbara Unified School District (SBUSD) and the Santa Barbara County Air Pollution Control District (District) for the purpose of maintaining an air monitoring station at the former Santa Barbara Armory site (Armory site); and**
- b) **Delegate Authority to the Air Pollution Control Officer to renegotiate the agreement terms for an additional year, pursuant to Section 4 of the Agreement.**

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

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

D-10) Woodsmoke Reduction Program

Consider recommendations as follows:

- a) Delegate authority to the Air Pollution Control Officer (Control Officer) to sign a grant agreement with the California Air Resources Board similar to the attached model draft grant subject to review and approval by District Counsel, Risk Management and Auditor-Controller and to receive up to \$150,000 in grant funding for the Woodsmoke Reduction Program;
- b) Delegate authority to the Control Officer to execute installer agreements with participating installers subject to review and approval by District Counsel, Auditor and Risk Management and all other necessary documents to implement the program; and
- c) Adopt a Resolution delegating such authority to the Control Officer.

A motion was made by Board member Adam, seconded by Board member Hart that this matter be approved. Adopted APCD Resolution No. 19-16. The motion carried by the following vote:

Ayes: 8 - Williams, Hart, Hartmann, Adam, Lavagnino, Julian, Mosby, Murillo.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 5 - Sierra, Clark, Perotte, Patino, Toussaint.

E. 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.

There were no public comments.

F. DIRECTOR'S REPORT

Receive brief oral report by the Air Pollution Control Officer. Report to include items such as: Achievements of District staff, upcoming events of interest to the Board of Directors and the public, general status of District programs, state and federal activities and legislation, and updates from the California Air Pollution Control Officers Association (CAPCOA). There will be no Board discussion except to ask questions or refer matters to staff; and no action will be taken unless listed on a subsequent agenda.

Received Director's Report.

G. DISCUSSION ITEMS

G-1) District Portable Instrumentation Overview

Receive a presentation from District staff on the District's portable air monitoring and compliance instrumentation.

Item received.

H. ANNOUNCEMENTS

This meeting will be rebroadcast on Sunday, October 20, 2019, at 5:00 p.m. on County of Santa Barbara TV Channel 20.

I. ADJOURN

This meeting was adjourned at 2:00 p.m. to December 19, 2019 at 1:00 p.m. in the Board of Supervisors Hearing Room, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA.

DRAFT