



AGENDA

October 15, 2020

1:00 P.M.

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

REMOTE VIRTUAL PUBLIC PARTICIPATION ONLY

Web streaming of the of the APCD Board meetings, Agendas, Supplemental Materials, and Minutes of the APCD are available on the internet at: www.ourair.org/apcd/apcd-board-of-directors-agenda.

Per guidance of California Department of Public Health and the California Governor's Stay at Home Executive Order N-33-20 issued on March 19, 2020 to protect the health and well-being of all Californians and to establish consistency across the state in order to slow the spread of COVID-19, the Santa Barbara County Air Pollution Control District will temporarily no longer provide in-person participation.

Santa Barbara County Air Pollution Control District established alternative methods of participation for the Board of Directors meeting, pursuant to the California Governor's Executive Order N-29-20, issued on March 19, 2020, which states:

- Providing an opportunity to "observe and address the meeting telephonically or otherwise electronically," alone, meets the participation requirement; and
- "Such a body need not make available any physical location from which members of the public may observe the meeting and offer public comment."

Important Notice Regarding Public Participation

Persons may address the Board of Directors on any matter listed on the agenda. Matters not listed on the agenda may be addressed during the public comment period. The following alternative methods of participation are available to the public:

1. You may observe the live stream of the APCD Board meetings in the following ways:
 - Televised on the County of Santa Barbara Television (CSBTv) local cable channel 20;
 - Online at: <http://www.countyofsb.org/ceo/csbtv/livestream.sbc> and;
 - YouTube at: <https://www.youtube.com/user/CSBTv20>>

Please note the information above is for observation ONLY.

2. If you wish or anticipate a desire to speak during the APCD Board of Directors Meeting, the following methods are available. Comments timely received on an agenda item will be placed into the record and distributed accordingly.

Board of Directors

Santa Barbara County

Board of Supervisors
Das Williams, First District, *Chair*
Gregg Hart, Second District
Joan Hartmann, Third District
Peter Adam, Fourth District
Steve Lavagnino, Fifth District

City of Buellton

Mayor Holly Sierra
Alternate, Councilmember Ed Andrisek

City of Carpinteria

Vice Mayor Al Clark
Alternate, Mayor Wade Nomura

City of Goleta

Mayor Paula Perotte, *Vice-Chair*
Alternate, Councilmember Stuart Kasdin

City of Guadalupe

Mayor Pro Tem Gina Rubalcaba
Alternate, Mayor Ariston Julian

City of Lompoc

Councilmember James Mosby
Alternate, Mayor Jenelle Osborne

City of Santa Barbara

Mayor Cathy Murillo,
Alternate, Councilmember Eric Friedman

City of Santa Maria

Mayor Alice Patino
Alternate, Councilmember Etta Waterfield

City of Solvang

Mayor Ryan Toussaint
Alternate, Councilmember Daniel Johnson

Clerk of the APCD Board

Aeron Arlin Genet

- **Distribution to the Board.** Submit comments no later than 5:00 p.m. on Wednesday, October 14, 2020 via email to las@sbcapcd.org, or mail to APCD Clerk of the Board at 260 North San Antonio Road, Suite A, Santa Barbara, CA 93110. Your comment will be placed into the record and distributed appropriately.
- **Read into the record at the meeting.** Submit comments of 250 words, or less, no later than 5:00 p.m. on Wednesday, October 14, 2020, via email to las@sbcapcd.org, or mail to APCD Clerk of the Board at 260 North San Antonio Road, Suite A, Santa Barbara, CA 93110. Please state in your correspondence that you would like your comment "read into the record." Every effort will be made to read your comment into the record, though some comments may not be read due to time limitations.
- **By telephone.** Submit your telephone number and indicate if you would like to make a general public comment, a comment on a specific agenda item, or both, via email to las@sbcapcd.org. APCD Clerk of the Board will make every effort to call you during the indicated item so that you may comment.

The times shown for the duration of agenda items are estimates. Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Board Clerk to all or a majority of the members of the District Board less than 72 hours prior to that meeting are available for inspection on the District website. In compliance with the Americans with Disabilities Act, individuals needing special accommodations to participate in the meeting should contact the APCD Clerk of the Board at least three working days prior to the scheduled meeting.

A. CALL TO ORDER – ROLL CALL

B. PLEDGE OF ALLEGIANCE

C. CLOSED SESSION

C-1) Conference with Legal Counsel – Anticipated Litigation (Paragraph (4) of subdivision (d) of Gov. Code § 54956.9)

Deciding whether to initiate civil litigation: one case.

C-2) Conference with Real Property Negotiators (Gov. Code § 54956.8)

Property: Assessor's Parcel Number 105-073-009.

Address: 153 E. Clark Avenue, Orcutt, CA 93455.

Agency Negotiator:

Air Pollution Control Officer Aeron Arlin Genet and

Susan Freebourn, Real Property Agent II, County of Santa Barbara.

Negotiating Party: Manny Nunez, JD, CBRE Investment Properties.

Under negotiation: price and terms.

C-3) Conference with Labor Negotiator (Gov. Code § 54957.6)

District-designated representative:

Chair Das Williams

District Counsel Rachel Van Mullem.

Unrepresented Employee:

Air Pollution Control Officer Aeron Arlin Genet.

C-4) Public Employee Appointment (Gov. Code § 54957(b)(1).)

Title: Air Pollution Control Officer.

D. APPROVAL OF MINUTES

Approve minutes of the August 20, 2020 meeting.

E. ADMINISTRATIVE ITEMS

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

E-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 2020.

E-2) District Grant and Incentives Program Activity

Receive and file the following grant program related activity:

1. An update on the Old Car Buy Back Program for vehicles retired during the period of July 1, 2020 through August 21, 2020;
2. An update on the Woodsmoke Reduction Program for fireplace and stove replacement projects during the period of December 12, 2019 through September 25, 2020; and
3. An update on the Landscape Equipment Electrification Fund (LEEF) Program for zero-emission landscape equipment vouchers during the period of March 4, 2020 through September 25, 2020.

E-3) Update on Public Outreach Activities

Receive and file an update on District outreach activities.

E-4) APCD Hearing Board Reappointment

Consider recommendation of the APCD Hearing Board Nominating Committee to reappoint Mr. Robert J. Saperstein to the Attorney Member position on the APCD Hearing Board for a three year term.

E-5) District Board Meeting Schedule for Year 2021

Approve the District Board of Directors regular meeting schedule for 2021.

E-6) Approval of Contract for Bankruptcy Legal Services

Approve, ratify, and authorize the Chair to execute a contract with Spence, Desenberg & Lee, PLLC for a term expiring on October 15, 2021 for an amount not to exceed \$35,000.00.

E-7) First Quarter Financial Update

Receive and File Budget to Actual Report for the first quarter of the Fiscal Year 2020-2021, Ending September 30, 2020.

E-8) Delegating Air Pollution Control Officer Authority Over District Grant Agreements

Adopt a Resolution that updates the language, terms, and conditions of the District-issued grant agreements and delegates authority to the Air Pollution Control Officer to execute individual agreements up to \$250,000 for District Board-approved grant programs.

E-9) Agreement for Credit Card Processing Services with BridgePay Network Solutions, LLC

Approve and authorize the Air Pollution Control Officer to sign an agreement for credit card processing services with BridgePay Network Solutions, LLC.

**F. DIRECTOR'S REPORT
(EST. TIME: 5 Min.)**

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, updates on air quality, 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.

G. PUBLIC COMMENT PERIOD

The Public Comment Period is reserved for 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. Comments shall be limited to fifteen minutes, divided among those desiring to speak, but no person shall speak longer than three minutes.

H. DISCUSSION ITEMS

**H-1) Landscape Equipment Electrification Fund (LEEF) Program Year 2
(EST. TIME: 15 Min.)**

Approve and authorize the Air Pollution Control Officer to use up to \$100,000 from the District's Clean Air Fund to establish and implement the Landscape Equipment Electrification Fund Program Year 2.

**H-2) 2019 Annual Air Quality Report
(EST. TIME: 20 Min.)**

Receive and file a presentation and 2019 Annual Ambient Air Quality Report for Santa Barbara County.

I. ANNOUNCEMENTS

This meeting will be rebroadcast on Sunday, October 18, 2020, at 5:00 p.m. on County of Santa Barbara TV Channel 20.

J. ADJOURN

The Santa Barbara County Air Pollution Control District Board is adjourned to 1:00 p.m. on December 17, 2020.