AGENDA

December 15, 2022

1:00 P.M.

BOARD OF SUPERVISORS HEARING ROOM
COUNTY ADMINISTRATION BUILDING
511 EAST LAKESIDE PARKWAY
SANTA MARIA, CA

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

IMPORTANT NOTICE REGARDING PUBLIC PARTICIPATION

The California State Legislature recently passed, and the Governor signed, Assembly Bill 361 (Rivas, 2021), which amends the Government Code to allow Brown Act bodies to continue to meet remotely if certain elements are met. The Santa Barbara County Air Pollution Control District Board of Directors will meet in a hybrid model with some Board members participating via teleconference webinar and some in-person to meet the social distancing recommendation. Members of the public may observe and address the Board as shown below:

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;
   - YouTube at: https://www.youtube.com/user/CSBTV20; and,
   - Zoom at: https://us02web.zoom.us/j/86903333851?pwd=RDVSS09yZzl5b3V1eXk1c3B2YlzQT09 Password: 755718

2. 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. Comments timely received on an agenda item will be placed into the record and distributed accordingly. If you wish or anticipate a desire to speak during the APCD Board of Directors Meeting, the following methods are available:
   - In-Person Santa Maria Location. Betteravia Government Center, Board Hearing Room, 511 East Lakeside Parkway, Santa Maria, CA. Members of the public may address the Board on any matter listed on the agenda by completing and delivering a speaker slip to the Clerk before the item is considered.
   - In-Person Santa Barbara Remote Testimony, County Administration Building, Planning and Development Hearing room, First Floor, 123 East Anapamu Street, CA. Members of the public may make a general public comment in-person by using the remote video testimony system located at the Santa Barbara County Planning and Development Hearing Board room.
• **Distribution to the Board.** Submit comments no later than 5:00 p.m. on Wednesday, December 14, 2022 via email to las@sbcapcd.org, or mail to APCD Clerk of the Board at 260 North San Antonio Road, Suite A, Santa Barbara, to the Clerk CA 93110. Your comment will be placed into the record and distributed appropriately.

• **By Zoom.** Individuals wishing to view and provide public comment during the Board meeting through the Zoom application may join by clicking this link at the appointed time: https://us02web.zoom.us/j/86903333851?pwd=RDVSS09yZzl5b3V1eXk1c3B2YlIzQT09
  **Password:** 755718
  Members of the public wishing to be called on for public comment should click on the “Raise Hand” button on Zoom when the item they wish to speak on has begun. When the Chair calls for public comment, the Clerk will announce you and will unmute your microphone. Comments from the public are limited to 3 minutes per speaker. The public will not be able to share their video or screen.

• **Telephone.** Individuals wishing to give public comment via phone are asked to call the number below at least 10 minutes prior to the start of the meeting at 12:50 pm.
  **Dial-In:** +1 (408) 638-0968 or +1 (669) 900-6833
  **Webinar ID:** 869 0333 3851
  **Passcode:** 755718
  All attendees will remain in listen only mode unless unmuted by APCD staff to provide public comment. Members of the public will not be able to share their video or computer screen. To express your desire to speak using the “Raise Your Hand” feature on the phone, dial *9 when the item you wish to speak on has begun. When the Chair calls for public comment, the Clerk will announce you and you will unmute your microphone. Comments from the public are limited to 3 minutes per speaker.

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. **RECONSIDER THE CIRCUMSTANCES OF THE COVID-19 STATE OF EMERGENCY**

1. Reconsider the circumstances of the COVID-19 state of emergency;
2. Consider whether state or local officials continue to impose or recommend measures to promote social distancing;
3. Find that the legislative body has reconsidered the circumstances of the state of emergency, and that State or local officials continue to impose or recommend measures to promote social distancing; and
4. Direct staff to continue to notice and hold hearings as remote hearings consistent with Government Code §54953(e)(3).

D. **CLOSED SESSION**

Following closed session, Counsel will report, orally, or in writing, any action taken in closed session and the vote or abstention thereon, as required by Government Code § 54957.1(a). Documents that are finally approved or adopted in the closed session will be provided upon request as required by Government Code § 54957.1(b).

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

Title: Air Pollution Control Officer.

E. **APPROVAL OF MINUTES**

Approve minutes of the October 20, 2022 regular meeting and November 15, 2022 special meeting.
F. ADMINISTRATIVE ITEMS

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

F-1) **Update on Public Outreach Activities**
Receive and file an update on District outreach activities.

F-2) **District Grant and Incentives Program Activity**
Receive and file an update on the Old Car Buy Back Program for vehicles retired during the period of October 1, 2022 through November 30, 2022.

F-3) **Notice of Violation Report**
Receive and file the summary of notices of violation issued and penalty revenue received during the months of October and November 2022.

F-4) **Consideration of Salary Merit Increase for Air Pollution Control Officer Aeron Arlin Genet**
Consider approval of a salary merit increase for Air Pollution Control Officer Aeron Arlin Genet. For purposes of discussion, the Board letter proposes a 3 percent salary merit increase.

F-5) **Old Car Buy Back Program Contract with Santa Maria Recycling Center**
Consider recommendation as follows:

- Approve and authorize the Chair to:
  1. Execute the attached Professional Services Contract AP222301 between the Santa Barbara County Air Pollution Control District and Santa Maria Recycling Center for the Old Car Buy Back program in the amount not to exceed $500,000 and with a term of December 15, 2022, to August 20, 2025; and
  2. Approve and authorize the Air Pollution Control Officer, in accordance with the contract listed in recommendation 1 above, to issue Spending Authorizations not to exceed $100,000 (§29).

F-6) **Minutes of the June 22, 2022 Regular Meeting, and Minutes of the July 21, 2022, August 17, 2022, and September 15, 2022 Special Meetings of the Community Advisory Council**
Receive and file minutes of the June 22, 2022 regular meeting and minutes of the July 21, 2022, August 17, 2022, and September 15, 2022 special meetings of the Community Advisory Council.

F-7) **Revised Charter and By-Laws of the APCD Community Advisory Council**
Adopt a resolution and proposed revisions to the Charter and By-Laws of the APCD Community Advisory Council.

G. DIRECTOR’S REPORT
(EST. TIME: 10 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, 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.
H. 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.

I. DISCUSSION ITEMS

I-1) Appreciation for Departing Board Members
(EST. TIME: 10 Min.)

Present Service Award of Appreciation to Second District County Supervisor Gregg Hart, Buellton Mayor Holly Sierra, Buellton Councilmember Ed Andresik, Santa Maria Councilmember Etta Waterfield, and Solvang Mayor Charlie Uhrig.

I-2) Adoption of the 2022 Ozone Plan
(EST. TIME: 20 Min.)

Consider recommendations as follows:

1. Hold a public hearing to receive public testimony of the 2022 Ozone Plan and Addendum to the Final Environmental Impact Report for the 2010 Clean Air Plan; and

2. Adopt a Resolution containing the following action items:
   a. Find that, prior to approval of the 2022 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;
   b. Adopt the California Environmental Quality Act Findings, including that subsequent environmental review is not required because none of the conditions in CEQA Guidelines sections 15162 have occurred;
   c. Adopt the 2022 Ozone Plan; and
   d. Authorize the Air Pollution Control Officer to transmit the 2022 Ozone Plan to the California Air Resources Board and do all other acts necessary and proper to obtain approval of the 2022 Ozone Plan.

J. ANNOUNCEMENTS

This meeting will be rebroadcast on Sunday December 18, 2022, at 5:00 p.m. on County of Santa Barbara TV Channel 20.

K. ADJOURN

The Santa Barbara County Air Pollution Control District Board is adjourned to 1:00 p.m. on January 19, 2023. If the Santa Barbara County Air Pollution Control District Board of Directors elect to continue remote meeting participation, a Special Meeting will be scheduled within 30 days. Date and time to be set at the discretion of the Chair.