

Agenda Date: June 20, 2011
Agenda Placement: Regular
Estimated Time: 15 minutes
Continued Item: No

Board Agenda Item - Ammended

TO: Air Pollution Control District Board

FROM: Bill Dillon, County Counsel for Air Pollution Control Officer

CONTACT: Sharyl Preskitt, 961-8828

SUBJECT: Interim Air Pollution Control Officer Appointment

RECOMMENDATIONS:

1. Consider candidates for an interim Control Officer;
2. Appoint Terry Dressler as interim Control Officer, subject to the execution of an employment contract;
3. Authorize Chair, Vice Chair, or Board Designee to sign and execute an employment contract with Terry Dressler for a not to exceed bi-weekly amount of \$9,373.60 and which shall not be executed until on or after June 27, 2011; and
4. If a contract with Terry Dressler is not successful, authorize the Chair to appoint an alternative candidate as interim Control Officer.

DISCUSSION:

Pursuant to Section 40750 of the California Health and Safety Code, the Air Pollution Control District is required to employ an Air Pollution Control Officer. To ensure continuity of District services for the time period from Terry Dressler's retirement until a new Control Officer is appointed, the ad-hoc committee recommended an interim appointment of Terry Dressler as Control Officer.

County Counsel recommends the appointment of Mr. Dressler be conditioned on the successful execution of an employment contract, which cannot occur until Mr. Dressler is no longer an employee of the District because of the restrictions of Government Code section 1090 which prohibits selfdealing. Mr. Dressler's last day as an employee of the District will be Sunday, June

26, 2011. Pending Board approval, a contract will be offered to Mr. Dressler on Monday, June 27. If that process should fail for any reason, County Counsel recommends the Board designate an alternative appointment that would then be made by the Chair.

The proposed contract is attached for Board consideration.

FISCAL IMPACT:

There is no fiscal impact for this action in that the amount of the contract for interim services is the same as compensation and benefits currently paid for the Control Officer.