



## 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

## ACTION SUMMARY

(Official)

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

#### A. CALL TO ORDER – ROLL CALL

Chair Williams called the meeting to order at 1:02 p.m.

Present: 11 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra (left approx. 3:04 p.m.), Clark (left approx. 2:05 p.m.), Perotte, Mosby, Murillo, Patino.

Absent: 2 - Rubalcaba, Toussaint.

#### B. PLEDGE OF ALLEGIANCE

#### C. CLOSED SESSION – Convened from 1:10 p.m. to 2:05 p.m.

##### 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.

Rachel Van Mullem, District Counsel, announced that no reportable action was taken on Closed Session items C-1 through C-4.

*Due to technical difficulties, Board Member Clark left at this time.*

**D. APPROVAL OF MINUTES**

**Approve minutes of the August 20, 2020 meeting.**

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

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**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.**

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

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**E-2) District Grant 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.**

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

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**E-3) Update on Public Outreach Activities**

**Receive and file an update on District outreach activities.**

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

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**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.**

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

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**E-5) District Board Meeting Schedule for Year 2021**

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

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

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**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.**

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

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**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.**

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

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**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.**

A motion was made by Board member Hart, seconded by Board member Hartmann that this matter be approved. Adopted APCD Resolution No. 20-13. The motion carried by the following vote:

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**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.**

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

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**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, 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.

Received Director's Report.

**G. 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.

**H. DISCUSSION ITEMS**

**H-1) Landscape Equipment Electrification Fund (LEEF) Program Year 2**

**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.**

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

Ayes: 10 - Williams, Hart, Hartmann, Adam, Lavagnino, Sierra, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 3 - Clark, Rubalcaba, Toussaint.

**H-2) 2019 Annual Air Quality Report**

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

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

Ayes: 9 - Williams, Hart, Hartmann, Adam, Lavagnino, Perotte, Mosby, Murillo, Patino.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 4 - Clark, Sierra, Rubalcaba, Toussaint.

*Board Member Sierra left before roll call vote.*

**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**

This meeting was adjourned at 3:05 p.m. to December 17, 2020 at 1:00 p.m.