



**ACTION SUMMARY**

(Unofficial)

**Board of Directors**

December 15, 2022

1:00 P.M.

Santa Barbara County  
Board of Supervisors  
Das Williams, First District  
Laura Capps, Second District  
Joan Hartmann, Third District, *Chair*  
Bob Nelson, Fourth District  
Steve Lavagnino, Fifth District

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

City of Buellton  
Mayor Dave King  
Alternate, Vice-Mayor John Sanchez

**A. CALL TO ORDER – ROLL CALL**

Chair Hartmann called the meeting to order at 1:01 p.m.

City of Carpinteria  
Mayor Al Clark  
Alternate, Councilmember Wade Nomura

Present: 13 - Williams (arrived at approx. 1:02 pm, left at approx. 2:00 pm), Hartmann, Nelson (arrived at approx. 1:03 pm), Capps (arrived at approx. 1:03 pm), Lavagnino (left at approx. 2:42 pm), King, Clark (arrived at approx. 1:35 pm), Perotte, Julian, Osborne (arrived at approx. 1:08), Rowse, Patino (arrived at approx. 1:04 pm), Infanti.

City of Goleta  
Mayor Paula Perotte  
Alternate, Mayor Pro Tem Stuart Kasdin

Absent: 0 - None.

City of Guadalupe  
Mayor Ariston Julian

**B. PLEDGE OF ALLEGIANCE**

City of Lompoc  
Mayor Jenelle Osborne  
Alternate, Councilmember Gilda Cordova

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

City of Santa Barbara  
Mayor Randy Rowse  
Alternate, Councilmember Eric Friedman

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).

City of Santa Maria  
Mayor Alice Patino, *Vice-Chair*  
Alternate, Mayor Pro Tem Etta Waterfield

City of Solvang  
Mayor Mark Infanti  
Alternate, Councilmember Claudia Orona

A motion was made by Board member Julian, seconded by Board member King, that the Board has reconsidered the circumstances of the state of emergency, that State or local officials continue to impose or recommend measures to promote social distancing, and directed staff to continue to notice and hold hearings as remote hearings consistent with Government Code § 54953(e)(3). The motion carried by the following vote:

Clerk of the APCD Board  
Aeron Arlin Genet

Ayes: 10 - Williams, Capps, Hartmann, Lavagnino, King, Perotte, Julian, Rowse, Patino, Infanti.  
Noes: 1 - Nelson.  
Abstain: 0 - None.  
Absent: 2 - Clark, Osborne.

**D. CLOSED SESSION** – Convened from 1:06 p.m. to 1:59 p.m.

**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.**

*Director Clark arrived at this time.*

*Jenna Richardson, District Counsel, announced that there was no reportable action taken in Closed Session.*

**E. APPROVAL OF MINUTES**

**Approve minutes of the October 20, 2022 regular meeting and November 15, 2022 special meeting.**

A motion was made by Board member Nelson, seconded by Board member Patino that the minutes of the October 20, 2022 regular meeting and minutes of the November 15, 2022 special meeting be approved. The motion carried by the following vote:

Ayes: 12 - Capps, Hartmann, Nelson, Lavagnino, King, Clark, Perotte, Julian, Osborne, Rowse, Patino, Infanti.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 1 - Williams.

**F. ADMINISTRATIVE ITEMS**

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

*Pursuant to Board member Hartmann’s request, item F-4 was pulled for discussion and then voted on separately.*

*Pursuant to Board member King’s request, item F-5 was pulled for brief discussion and then included in the single motion vote of the Administrative Items.*

*Director Williams rejoined at this time.*

**F-1) Update on Public Outreach Activities**

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

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

Ayes: 13 - Williams, Capps, Hartmann, Nelson, Lavagnino, King, Clark, Perotte, Julian, Osborne, Rowse, Patino, Infanti.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 0 - None.

**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.**

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

Ayes: 13 - Williams, Capps, Hartmann, Nelson, Lavagnino, King, Clark, Perotte, Julian, Osborne, Rowse, Patino, Infanti.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 0 - None.

**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.**

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

Ayes: 13 - Williams, Capps, Hartmann, Nelson, Lavagnino, King, Clark, Perotte, Julian, Osborne, Rowse, Patino, Infanti.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 0 - None.

**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.**

A motion was made by Board member Hartmann, seconded by Board member Julian that this matter be continued to the next regular meeting. The motion carried by the following vote:

Ayes: 13 - Williams, Capps, Hartmann, Nelson, Lavagnino, King, Clark, Perotte, Julian, Osborne, Rowse, Patino, Infanti.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 0 - None.

**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).**

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

Ayes: 13 - Williams, Capps, Hartmann, Nelson, Lavagnino, King, Clark, Perotte, Julian, Osborne, Rowse, Patino, Infanti.

Noes: 0 - None.

Abstain: 0 - None.

Absent: 0 - None.

**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.**

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

Ayes: 13 - Williams, Capps, Hartmann, Nelson, Lavagnino, King, Clark, Perotte, Julian, Osborne, Rowse, Patino, Infanti.

Noes: 0 - None.

Abstain: 0 - None.

Absent: 0 - None.

**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.**

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

Ayes: 13 - Williams, Capps, Hartmann, Nelson, Lavagnino, King, Clark, Perotte, Julian, Osborne, Rowse, Patino, Infanti.

Noes: 0 - None.

Abstain: 0 - None.

Absent: 0 - None.

**G. 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.

**H. 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.

**I. DISCUSSION ITEMS**

**I-1) Appreciation for Departing Board Members**

**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.**

Item Received.

*Director Williams left at this time.*

**I-2) Adoption of the 2022 Ozone Plan**

**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.**

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

Ayes: 11 - Capps, Hartmann, Nelson, King, Clark, Perotte, Julian, Osborne, Rowse, Patino, Infanti.  
Noes: 0 - None.  
Abstain: 0 - None.  
Absent: 2 - Williams, Lavagnino.

*Director Lavagnino left at this time.*

**I. ANNOUNCEMENTS**

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

**J. ADJOURN**

This meeting was adjourned at 2:52 p.m. to a Special meeting at a date and time to be determined.