



ACTION SUMMARY

(Unofficial)

Board of Directors

January 19, 2023

1:00 P.M.

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

**BOARD OF SUPERVISORS HEARING ROOM
COUNTY ADMINISTRATION BUILDING
105 EAST ANAPAMU STREET
SANTA BARBARA, 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 1:02 p.m.

City of Carpinteria
Mayor Al Clark
Alternate, Councilmember Wade Nomura

Present: 11 - Williams (arrived at approx. 1:05 pm), Capps, Hartmann, Lavagnino, King, Clark (arrived at approx. 1:19 pm), Perotte, Osborne (arrived at approx. 1:21), Friedman, Patino, Infanti.

City of Goleta
Mayor Paula Perotte
Alternate, Mayor Pro Tem Kyle Richards

Absent: 2 - Nelson, Julian.

City of Guadalupe
Mayor Ariston Julian

B. PLEDGE OF ALLEGIANCE

City of Lompoc
Councilmember Gilda Cordova
Alternate, Mayor Jenelle Osborne

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, *Chair*
Alternate, Councilmember Maribel Aguilera-Hernandez

City of Solvang
Mayor Mark Infanti
Alternate, Councilmember Claudia Orona

A motion was made by Board member Williams, seconded by Board member Patino, 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: 9 - Williams, Capps, Hartmann, Lavagnino, King, Perotte, Friedman, Patino, Infanti.

Noes: 0 - None.

Abstain: 0 - None.

Absent: 4 - Nelson, Clark, Julian, Osborne.

D. ELECTION OF CHAIR AND VICE-CHAIR FOR 2023

A motion was made by Board member Williams, seconded by Board member King to elect Alice Patino as Chair and Laura Capps as Vice-Chair for 2023. The motion carried by the following vote:

Ayes: 9 - Williams, Capps, Hartmann, Lavagnino, King, Perotte, Friedman, Patino, Infanti.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 4 - Nelson, Clark, Julian, Osborne.

Chair Patino assumed the gavel and presided over the remainder of the meeting.

E. CLOSED SESSION – Convened from 1:10 p.m. to 1:44 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).

E-1) Conference with Labor Negotiators (Gov. Code § 54957.6(a).)

**Unrepresented Employee: Air Pollution Control Officer.
Agency-designated Representative: Jennifer Richardson, District Counsel**

Directors Clark and Osborne arrived at this time.

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

F. APPROVAL OF MINUTES

Approve minutes of the December 15, 2022 regular meeting and January 9, 2023 special meeting.

A motion was made by Board member Capps, seconded by Board member Hartmann that the minutes of the December 15, 2022 regular meeting and minutes of the January 9, 2023 special meeting be approved. The motion carried by the following vote:

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

G. ADMINISTRATIVE ITEMS

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

Pursuant to Board member Lavagnino's request, item G-5 was pulled for discussion and then voted on separately.

G-1) Update on Public Outreach Activities

Receive and file an update on District outreach activities.

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

Ayes: 11 - Williams, Capps, Hartmann, Lavagnino, King, Clark, Perotte, Osborne, Friedman, Patino, Infanti.

Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Nelson, Julian.

G-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 December 1, 2022 through December 31, 2022.

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

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

G-3) Notice of Violation Report

Receive and file the summary of notices of violation issued and penalty revenue received during the month of December 2022.

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

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

G-4) Employee Insurance Plans and Programs

Receive and file summary and rates of the employee insurance plans and programs for 2023.

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

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

G-5) 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 Lavagnino, seconded by Board member King that the Board approve a 1.5% salary merit increase. The motion carried by the following vote:

Ayes: 10 - Williams, Capps, Hartmann, Lavagnino, King, Perotte, Osborne, Friedman, Patino, Infanti.
Noes: 0 - None.
Abstain: 1 - Clark.

Absent: 2 - Nelson, Julian.

G-6) APCD Fiscal Year 2021-22 Financial Audit

Receive and file the following:

- 1. Fiscal Year 2021-22 APCD Annual Comprehensive Financial Report (ACFR), also containing the Independent Auditor's Report;**
- 2. The Independent Auditor's Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with Government Auditing Standards; and**
- 3. The Independent' Auditor's Report to the Board of Directors and Management.**

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

Ayes: 11 - Williams, Capps, Hartmann, Lavagnino, King, Clark, Perotte, Osborne, Friedman, Patino, Infanti.

Noes: 0 - None.

Abstain: 0 - None.

Absent: 2 - Nelson, Julian.

G-7) Report of Air Pollution Control Officer Signed Contract in 2022

Receive and file a report of certain specified legal contracts, not exceeding \$3,500 each, entered into or amended by the Air Pollution Control Officer during the calendar year 2022.

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

Ayes: 11 - Williams, Capps, Hartmann, Lavagnino, King, Clark, Perotte, Osborne, Friedman, Patino, Infanti.

Noes: 0 - None.

Abstain: 0 - None.

Absent: 2 - Nelson, Julian.

H. 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.

I. 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.

J. DISCUSSION ITEMS

J-1) Appointment of APCD Executive Committee

Select three members of the Board to serve on the APCD Executive Committee during calendar year 2023.

A motion was made by Board member King, seconded by Board member Lavagnino for Board members Patino, Capps, and Hartmann to serve on the APCD Executive Committee for 2023. The motion carried by the following vote:

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

J-2) Appointment of APCD Board Members to Basinwide Control Council

Appoint one Board member to serve as the primary representative and one Board member to serve as the alternate to the South Central Coast Basinwide Control Council during the calendar year 2023.

A motion was made by Board member King, seconded by Board member Lavagnino for Board member Perotte to remain as the primary member on the Basinwide Control Council and Board member Infanti to serves as the alternate for 2023. The motion carried by the following vote:

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

J-3) Appointment of the APCD Hearing Board Nominating Committee

Select five members of the Board to serve on the APCD Hearing Board Nominating Committee during calendar year 2023.

A motion was made by Board member Infanti, seconded by Board member Hartmann for Board members Williams, Hartmann, Nelson, Perotte, and Patino to serve on the APCD Hearing Board Nominating Committee for 2023. The motion carried by the following vote:

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

K. ANNOUNCEMENTS

This meeting will be rebroadcast on Sunday January 22, 2023, at 5:00 p.m. on County of Santa Barbara TV Channel 20.

L. ADJOURN

This meeting was adjourned at 2:16 p.m. to 1:00 p.m. on March 16, 2023.