

ACTION SUMMARY

Official

Meeting

October 20, 2016

1:00 P.M.

Board of Directors

APCD Board Members

Santa Barbara County
Board of Supervisors

Salud Carbajal, First District
Janet Wolf, Second District
Doreen Farr, Third District
Peter Adam, Fourth District, Chair
Steve Lavagnino, Fifth District

City of Buellton

Councilmember Holly Sierra
Alternate, Mayor Ed Andrisek

City of Carpinteria

Councilmember Al Clark
Alternate, Councilmember Wade Nomura

City of Goleta

Councilmember Michael T. Bennett
Alternate, Councilmember Roger Aceves

City of Guadalupe

Mayor John Lizalde
Alternate, Councilmember Jerry Beatty

City of Lompoc

Councilmember James Mosby, Vice-Chair
Alternate, Councilmember DeWayne Holmdahl

City of Santa Barbara

Mayor Helene Schneider
Alternate, Councilmember Bendy White

City of Santa Maria

Mayor Alice Patino
Alternate, Mayor Pro Tem Etta Waterfield

City of Solvang

Mayor Jim Richardson
Alternate, Councilmember Ed Skytt

BOARD OF SUPERVISORS HEARING ROOM
COUNTY ADMINISTRATION BUILDING
105 EAST ANAPAMU STREET
SANTA BARBARA, CA

I. 1:03 p.m. – Convened by Chair Adam – Roll Call

Present: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider (arrived during closed session), Patino (left approx. 2:20 p.m.), Richardson.

Absent: 2 - Carbajal, Lavagnino.

Board members Lizalde and Patino participated remotely from Santa Maria. Roll call votes were taken for each item.

II. Pledge of Allegiance

III. Closed Session – Convened at 1:04 p.m.

C-1) Conference with Legal Counsel – Existing Litigation (Gov. Code § 54956.9(a)).

Alberto Rodriguez; and IL Highway Recycling, Inc., a California Corporation v. Santa Barbara County Air Pollution Control District, et al., Superior Court of California, County of Santa Barbara, Case No. 1487217.

C-2) Public Employee Performance Evaluation (Gov. Code § 54957(b)(1)).

Title: Air Pollution Control Officer.

IV. Reconvened at 1:24 p.m. – Report from Closed Session

There was no reportable action taken. William M. Dillon, Senior Deputy County Counsel, noted for the record that item C-1 was dismissed without prejudice by the plaintiffs.

Clerk of the APCD Board:

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V. Approval of minutes of the August 25, 2016 meeting

A motion was made by Board member Farr, seconded by Board member Sierra that the minutes be approved. The motion carried by the following vote:

Ayes: 10 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Patino, Richardson.
Noes: 0 - None.
Abstain: 1 - Schneider.
Absent: 2 - Carbajal, Lavagnino.

VI. ADMINISTRATIVE ITEMS

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

A-1) Receive and file the minutes from the June 8, 2016 meeting of the APCD Community Advisory Council.

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Carbajal, Lavagnino.

A-2) Receive and file the summary of notices of violation issued and penalty revenue received during the months of August and September 2016.

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Carbajal, Lavagnino.

A-3) Receive and file an update on the Old Car Buy Back Program for vehicles retired during the period of August 1, 2016 through October 1, 2016.

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Carbajal, Lavagnino.

A-4) Receive and file the minutes from the March 30, 2016 meeting of the South Central Coast Basinwide Control Council (BCC).

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Carbajal, Lavagnino.

A-5) Approve the APCD Board of Directors regular meeting schedule for 2017.

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Carbajal, Lavagnino.

A-6) Approve and authorize the Chair to execute an agreement for Special Services with the law firm of Liebert, Cassidy & Whitmore for a 9-month term beginning October 20, 2016 and ending June 30, 2017.

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Carbajal, Lavagnino.

A-7) Consider recommendation of the APCD Hearing Board Nominating Committee to appoint Mr. Lee-Volker Cox to the vacant public position on the APCD Hearing Board for a 3-year term.

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Carbajal, Lavagnino.

A-8) Approve amendments to professional services contracts with Steelhead Recyclers of Goleta, Perry's Auto Wrecking & Salvage of Lompoc, and Black Road Auto & Tow of Santa Maria to assist in the implementation of the Old Car Buy Back program. Contract amendments include the following changes:

- a) Extend the time of performance for an additional five years;**
- b) Increase the spending authority; and**
- c) Update the program requirements to reflect current State of California requirements.**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Carbajal, Lavagnino.

VII. 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.

VIII. DIRECTOR'S REPORT

Received Director's Report.

IX. DISCUSSION ITEMS

- 1) Receive and file a presentation on the 2015 Annual Ambient Air Quality Report for Santa Barbara County.**

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

Ayes: 11 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Patino, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 2 - Carbajal, Lavagnino.

- 2) **Hearing:** Consider recommendations as follows:
- a) **Hold a public hearing to receive testimony on the 2016 Ozone Plan and the Addendum to the Final Environmental Impact Report for the 2010 Clean Air Plan;**
 - b) **Approve a Resolution which will result in the following actions:**
 - i. **Find that, prior to approving the 2016 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;**
 - ii. **Adopt the California Environmental Quality Act Findings;**
 - iii. **Adopt the 2016 Ozone Plan;**
 - iv. **Commit the Board to adopting the proposed regulations in the 2016 Ozone Plan;**
 - v. **In the event that the District's designation for the state ozone standard is changed to nonattainment-transitional, commit the District to reviewing the 2016 Ozone Plan and determining whether the control measures scheduled for adoption or implementation within the next three years are needed; and**
 - vi. **Authorize the Control Officer to transmit the 2016 Ozone Plan to the California Air Resources Board and do all other acts necessary and proper to obtain approval of the 2016 Ozone Plan.**

Board member Patino left during this item.

Hearing held, testimony received. A motion was made by Board member Richardson, seconded by Board member Bennett that this matter be approved. Adopted APCD Resolution No. 16-09. The motion carried by the following vote:

Ayes: 10 - Wolf, Farr, Adam, Sierra, Clark, Bennett, Lizalde, Mosby, Schneider, Richardson.
Noes: 0 - None.
Abstain: 0 - None.
Absent: 3 - Carbajal, Lavagnino, Patino.

X. ANNOUNCEMENTS

The next regularly scheduled meeting of the Santa Barbara County Air Pollution Control District Board will be held at 1:00 p.m. on December 15, 2016 in the Board of Supervisors Hearing Room, County Administrative Building, 105 East Anapamu Street, Santa Barbara, CA.

XI. ADJOURN

The meeting was adjourned at 2:49 p.m.