

**ACTION SUMMARY**  
(Unofficial)

Meeting  
December 17, 2015

1:00 P.M.

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

APCD Board Members

Santa Barbara County  
Board of Supervisors

Salud Carbajal, First District  
Janet Wolf, Second District, Chair  
Doreen Farr, Third District  
Peter Adam, Fourth District, Vice-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  
Alternate, Councilmember DeWayne Holmdahl

City of Santa Barbara

Mayor Helene Schneider  
Alternate, Councilmember Bendy White

City of Santa Maria

Mayor Alice Patino  
Alternate, Councilmember Etta Waterfield

City of Solvang

Mayor Jim Richardson  
Alternate, Councilmember Ed Skytt

**I. 1:02 p.m. – Convened by Chair Wolf – Roll Call**

Present: 10 - Carbajal, Wolf, Farr, Adam, Lavagnino,  
Sierra, Clark, Mosby, White, Richardson.

Absent: 3 - Bennett, Lizalde, Patino.

Board member Lavagnino 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) Public Employee Appointment (Gov. Code § 54957(b)(1)).**

Title: Air Pollution Control Officer.

**C-2) Conference with Legal Counsel – Existing Litigation (Gov. Code § 54956.9).**

***People of the State of California v. Rodriguez and IL Highway Recycling, Inc.; Cross-Complaint - Highway Recycling, Inc., United Paving, Inc., and United Sealcoating and Slurry Seal, Inc. v. Santa Barbara County Air Pollution Control District. Santa Barbara Superior Court Case No. 15CV01011***

**C-3) Public Employee Discipline/Dismissal/Release.**

**IV. Reconvened at 1:51 p.m. – Report from Closed Session**

There was no reportable action taken.

Clerk of the APCD Board:

Louis D. Van Mullem, Jr.

**V. Approval of minutes of the October 15, 2015 meeting.**

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

Ayes: 9 - Carbajal, Wolf, Farr, Adam, Lavagnino, Sierra, Clark, White, Richardson.  
Noes: 0 - None.  
Abstain: 1 - Mosby.  
Absent: 3 - Bennett, Lizalde, Patino.

**ADMINISTRATIVE**

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

**A-1) Receive and file the summary of notices of violation issued and penalty revenue received during the months of October and November 2015.**

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

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

**A-2) Receive and file the minutes from the March 25, 2015 meeting of the APCD Community Advisory Council.**

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

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

**A-3) Receive and file the minutes from the July 22, 2015 meeting of the South Central Coast Basinwide Control Council.**

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

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

**A-4) Adopt a Resolution of Appreciation to Joe Petrini upon the occasion of his retirement.**

A motion was made by Board member Farr, seconded by Board member Adam that this matter be approved. Adopted APCD Resolution No. 15-25. The motion carried by the following vote:

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

**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.

**DISCUSSION**

**1) Consider updates to the Electric Vehicle Charging Station Infrastructure Program (EV program) as follows:**

**a) Adopt a resolution which contains the following action items for the EV program:**

- i. Modify the EV program authorized by Board Resolution 11-05, May 19, 2011, as modified by Board Resolution 12-03 on March 15, 2012, to delegate authority to the Control Officer to approve grant agreements for the purchase and/or installation of Electric Vehicle Charging Stations, as follows:**
  - 1. Grants for Level 2 Electric Vehicle Charging Stations to public entities or tax-exempt nonprofit organizations: up to \$10,000 per charging station (where a single charging station may have one or more charging ports);**
  - 2. Grants for Level 3 Electric Vehicle Charging Stations (DC fast charger) to public entities or tax-exempt nonprofit organizations: up to \$20,000 per charging station (where a single charging station may have one or more charging ports);**
  - 3. Grants for Level 2 Electric Vehicle Charging Stations to private entities: up to \$7,500 per charging station (where a single charging station may have one or more charging ports); and**
  - 4. Grants for Level 3 Electric Vehicle Charging Stations (DC fast charger) to private entities: up to \$15,000 per charging station (where a single charging station may have one or more charging ports).**
- ii. Modify the EV program to delegate authority to the Control Officer to enter into grant agreements to provide funding to public entities, tax-exempt nonprofit organizations, and private entities for the Electric Vehicle Charging Station Infrastructure Program;**

- iii. **Modify the EV program to require that EV charging stations adhere to the Board-approved siting requirements, including the requirement that the stations remain operational and publicly accessible 24 hours per day, every day, with the exception of unforeseen closures due to safety, security, or maintenance concerns;**
  - iv. **Modify the EV program to require that grantees shall publicize the location of EV charging stations that are funded by the program; and**
  - v. **Modify the EV program to have a Standard Grant Agreement for public entities and a separate Standard Grant Agreement for private entities or tax-exempt nonprofit organizations.**
- b) **Modify the EV program to increase the overall budget for the program from the original \$100,000 approved in 2011 (Board Resolution 11-5, May 19, 2011) to \$300,000. The total dollar amount of all EV Program grants approved by the Board over the lifetime of the program shall be within the budget authorized by the Board; and**
- c) **Modify the EV program to have the following spending authority limits, within the \$300,000 overall program budget:**
- i. **The sum of all private entity grants shall not exceed \$50,000;**
  - ii. **The sum of all private entity and tax-exempt nonprofit organization grants shall not exceed \$100,000 combined; and**
  - iii. **The sum of all public entity grants shall not exceed \$300,000.**

A motion was made by Board member Richardson, seconded by Board member Clark that this matter be approved based on staff recommendation with the change that grants be made available only to public and nonprofit organizations, not to private entities. The motion failed by the following vote:

Ayes: 2 - Clark, Richardson.  
 Noes: 8 - Carbajal, Wolf, Farr, Adam, Lavagnino, Sierra, Mosby, White.  
 Abstain: 0 - None.  
 Absent: 3 - Bennett, Lizalde, Patino.

A follow up motion was made by Board member Carbajal, seconded by Board member Farr that this matter be approved as recommended by staff. Adopted APCD Resolution No. 15-26. The motion carried by the following vote:

Ayes: 9 - Carbajal, Wolf, Farr, Lavagnino, Sierra, Clark, Mosby, White, Richardson.  
 Noes: 1 - Adam.  
 Abstain: 0 - None.  
 Absent: 3 - Bennett, Lizalde, Patino.

**2) Regarding the position of Air Pollution Control Officer, consider the following actions:**

- a) Appoint Aeron Arlin Genet to the position of Air Pollution Control Officer, effective at the close of business on January 21, 2016; and**
- b) Approve 2-year employment contract with Ms. Arlin Genet.**

William M. Dillon, Senior Deputy County Council, reported two amendments made to the proposed employment contract since the item was docketed. The changes were:

Section 5. Salary – The District Board agrees to pay the Control Officer a salary at the District salary range 7836A, or approximately \$12,084 monthly or \$145,000 annually.

Section 14. Relocation Expenses – Arlin Genet is authorized \$10,000 for relocation expenses which include travel, meals, temporary housing, moving expenses and the balance, if any, will be paid as a cash housing offset. Relocation expenses are treated as reimbursement and some or all of the payment may be taxable.

A motion was made by Board member Adam, seconded by Board member Clark that this matter be approved as amended. The motion carried by the following vote:

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

**ADJOURN** – The meeting was adjourned at 2:26 p.m.

**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 January 21, 2016 in the Board of Supervisors Hearing Room, Betteravia Government Center, 511 East Lakeside Parkway, Santa Maria, CA.**