




air pollution control district
SANTA BARBARA COUNTY

Agenda Item: F-5
Agenda Date: December 16, 2021
Agenda Placement: Admin
Estimated Time: N/A
Continued Item: No

Board Agenda Item

TO: Air Pollution Control District Board

FROM: Aeron Arlin Genet, Air Pollution Control Officer 

CONTACT: Molly Pearson, Planning Division Manager, (805) 961-8838

SUBJECT: Resolution to Increase Carl Moyer Program Funds

RECOMMENDATION:

Adopt a resolution amending Resolution No. 15-22 and superseding Resolution No. 17-05 to allow for the acceptance of funds from the California Air Resources Board's (CARB) Carl Moyer Memorial Air Quality Standards Attainment Program (Carl Moyer Program), not to exceed \$2,500,000.

BACKGROUND:

Since 1999, the District has participated in CARB's Carl Moyer Program and utilized a total of \$12,385,978 of grants funds to implement 180 emission reduction projects throughout Santa Barbara County. On August 20, 2015, the District Board approved Resolution 15-22 which continued the District's participation in CARB's Carl Moyer Program until January 1, 2024 and authorized the acceptance of funds not to exceed \$1,000,000 each year. On May 18, 2017, the District Board amended Resolution 15-22, through Resolution 17-05, which allowed for the acceptance of funds not to exceed \$1,500,000 per year until January 1, 2024. The District encumbered \$710,188 of FY 2020-21 Carl Moyer Program (Year 23 Regular and Year 23 State Reserve funds), and is currently implementing the Carl Moyer Program as part of the District's 2021 Clean Air Grants program.

In the state's FY 2021-22 budget, the legislature allocated approximately \$235 million to the Carl Moyer Program (Regular and State Reserve funds), with a portion passed through to air districts. The Carl Moyer Program funding is derived from vehicle smog abatement fees and new tire fee purchases.

Aeron Arlin Genet, Air Pollution Control Officer

DISCUSSION:

CARB's FY 2021-22 Carl Moyer Program (Year 24) tentative funding allocation for Santa Barbara County is \$1,629,666. The District may use up to 12.5% (\$203,708) of those funds to administer and implement the program. The District applied to CARB for the Carl Moyer Program Year 24 funds on October 18, 2021 and requested a tentative allocation of \$1,629,666, contingent upon District Board approval of an increased funding limit. The District plans to use these funds in our 2022 Clean Air Grants program to implement projects in Santa Barbara County, pursuant to Carl Moyer Program guidelines, with a goal to prioritize benefits for disadvantaged and low-income communities as identified in the CalEnviroScreen 4.0 model¹ and California Assembly Bill 1550². The District will also continue to perform outreach to solicit projects for these funds, including presentations at Santa Barbara County Agricultural Advisory Committee meetings, City of Santa Barbara Harbor Commission, ongoing meetings with vehicle and equipment dealers, email notices, news releases, District website updates, and other events and opportunities.

FISCAL IMPACT:

Approval of the increased funding limit, not to exceed \$2,500,000, will allow the District to receive a tentative allocation of \$1,629,666 in Carl Moyer Program Year 24 funds. The District included projected Carl Moyer Program Year 24 funds in the District's Fiscal Year 2021-22 budget, with up to 12.5% of funds available to administer and implement the program. The District is required to provide \$244,450 in local match funds as part of the Carl Moyer Program Year 24 grant agreement.

ATTACHMENTS:

- A. Proposed Board Resolution to amend District Board Resolution 15-22 and supersede District Board Resolution 17-05.
- B. District Board Resolution 15-22.
- C. District Board Resolution 17-05.

¹ The California Communities Environmental Health Screening Tool (CalEnviroScreen), developed by the California Office of Environmental Health Hazard Assessment, identifies California communities by census tract that are disproportionately burdened by, and vulnerable to, multiple sources of pollution.

² California Assembly Bill 1550 places additional allocation requirements for the California Greenhouse Gas Reduction Fund to benefit low-income communities.

ATTACHMENT A

Proposed Board Resolution to amend
District Board Resolution 15-22 and supersede
District Board Resolution 17-05.

December 16, 2021

Santa Barbara County Air Pollution Control District
Board of Directors

260 San Antonio Road, Suite A
Santa Barbara, California 93110

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT**

IN THE MATTER OF THE CARL MOYER
PROGRAM; AMENDMENT TO
RESOLUTION 15-22; SUPERSEDE
RESOLUTION 17-05

APCD RESOLUTION NO. _____

RECITALS

WHEREAS, on August 20, 2015, the Santa Barbara County Air Pollution Control District (District) Board of Directors (District Board) approved Resolution 15-22 which continued the District's participation in the California Air Resources Board (CARB) Carl Moyer Memorial Air Quality Standards Attainment Program (Carl Moyer Program) pursuant to Health and Safety Code §44275 et seq; and

WHEREAS, in Resolution 15-22 the District Board authorized the acceptance of CARB Carl Moyer Program funds in an amount not to exceed \$1,000,000 each year for eligible projects and program administration until January 1, 2024, in accordance with the terms and conditions of Carl Moyer Program grant agreements; and

WHEREAS, on May 18, 2017, the District Board approved Resolution 17-05, which amended Board Resolution 15-22, and authorized the District to accept Carl Moyer Program funds not to exceed \$1,500,000, for eligible projects and program administration each year until January 1, 2024, in accordance with the terms and conditions of Carl Moyer Program grant agreements; and

WHEREAS, the California Fiscal Year (FY) 2021-22 budget allocated approximately \$235,000,000 to the Carl Moyer Program (Regular funds and State Reserve funds), with a portion passed through to air districts; and

WHEREAS, CARB's FY 2021-22 tentative Carl Moyer Program (Year 24) funding allocation for the District is \$1,629,666. The District submitted an application to CARB on

October 18, 2021 and requested the full tentative allocation to implement projects pursuant to the Carl Moyer Program Guidelines; and

WHEREAS, the District may use up to 12.5% of Carl Moyer Program funds to administer and implement the Carl Moyer Program and is required to provide \$244,450 in local match funds as part of the Carl Moyer Program Year 24 grant agreement; and

WHEREAS, projected Carl Moyer Program Year 24 program funds were included in the District's FY 2021-22 budget.

NOW, THEREFORE, IT IS HEREBY RESOLVED, as follows:

1. The District Board amends Resolution 15-22 to allow the acceptance of funds awarded to the District, not to exceed \$2,500,000, for eligible projects and program administration each year until January 1, 2024, in accordance with the terms and conditions of the Carl Moyer Program grant agreement.
2. This resolution supersedes District Board Resolution 17-05.
3. All other provisions of District Board Resolution 15-22 shall remain in full force and effect.

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PASSED, APPROVED AND ADOPTED by the Air Pollution Control District Board of
the Santa Barbara County, State of California, this 16th day of December 2021, by the following
vote:

Ayes:

Noes:

Abstain:

Absent:

SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT

ATTEST:

AERON ARLIN GENET
Clerk of the Board


By _____
Deputy

By _____
Chair

Date _____

APPROVED AS TO FORM:

RACHEL VAN MULLEM
Santa Barbara County Counsel

By  _____
Jennifer Richardson (Nov 29, 2021 12:04 PST)
Deputy


APPROVED AS TO FORM:

RAY AROMATORIO, ARM, AIC
Risk Manager

By  _____
Ray Aromatorio (Nov 29, 2021 15:14 EST)
Risk Manager

APPROVED AS TO FORM:

BETSY M. SCHAFFER, CPA
Auditor-Controller

By  _____
Deputy

ATTACHMENT B

District Board Resolution 15-22.

December 16, 2021

Santa Barbara County Air Pollution Control District
Board of Directors

260 San Antonio Road, Suite A
Santa Barbara, California 93110

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT**

IN THE MATTER OF PARTICIPATION IN
THE CARL MOYER PROGRAM UNTIL
JANUARY 1, 2024

APCD RESOLUTION NO. 15-22

RECITALS

WHEREAS, California Health and Safety Code sections 44275-44299.2 authorizes the California Air Resources Board to allocate Carl Moyer Program funds to local air quality districts to provide financial incentives to both the public and private sector to implement eligible projects to reduce emissions from on-road, marine, agricultural, and off-road engines; and

WHEREAS, the Santa Barbara County Air Pollution Control District has successfully implemented Carl Moyer Program projects since 1999 to reduce emissions and improve air quality in the South Central Coast Air Basin and seeks to continue to reduce emissions from diesel engines through clean air projects; and

WHEREAS, California Health and Safety Code section 44287 requires air districts participating in the Carl Moyer Program to provide match funding, and Carl Moyer Program Guidelines have established a match requirement of 15 percent of State funds received; and

WHEREAS, the Santa Barbara County Air Pollution Control District may be invited to accept Carl Moyer Program funds from other air districts through inter-district transfer; and

WHEREAS, California Assembly Bill 8 (AB 8), signed into law on September 28, 2013, formally extended the authorization for the Carl Moyer program to January 1, 2024.

NOW, THEREFORE, IT IS HEREBY RESOLVED, as follows:

1. The Board hereby approves the Santa Barbara County Air Pollution Control District's continued participation in the California Air Resources Board's Carl Moyer Program, and the acceptance of funds allocated and awarded to the Santa Barbara County Air Pollution Control District, not to exceed \$1,000,000, for eligible projects and program administration each year until January 1, 2024, in accordance with the terms and conditions of Carl Moyer Program grant agreements; and
2. The Santa Barbara County Air Pollution Control District will comply with the Carl Moyer Program requirements as specified in sections 44275-44299.2 of the Health and Safety Code, the applicable Carl Moyer Program Guidelines, and the Santa Barbara County Air Pollution Control District Carl Moyer Program Policies and Procedures; and
3. The Santa Barbara County Air Pollution Control District commits to provide sufficient funds to meet the match requirements specified in the Carl Moyer Program Guidelines, as applicable, each year until January 1, 2024; and

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4. The Air Pollution Control Officer is authorized to execute on behalf of the Santa Barbara County Air Pollution Control District grant agreements with the California Air Resources Board, and all other necessary documents to implement and carry out the purposes of this resolution, each year until January 1, 2024.

PASSED, APPROVED AND ADOPTED by the Air Pollution Control District Board of the Santa Barbara County, State of California, this 20th day of August, 2015, by the following vote:

Ayes: Carbajal, Wolf, Farr, Adam, Lavagnino, Andrisek, Bennett, Lizalde, Lingl, Schneider, Patino, Richardson.

Noes: None.


Abstain: None.

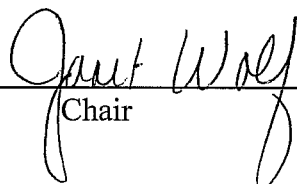
Absent: Clark.

SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT

ATTEST:

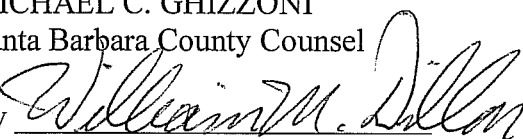
LOUIS D. VAN MULLEM, JR.
Clerk of the Board

By  Deputy

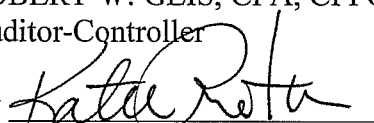
By  Chair

APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
Santa Barbara County Counsel

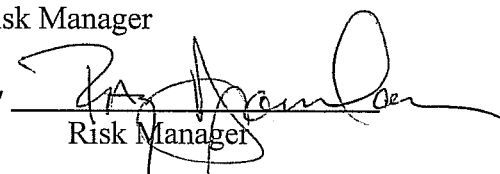
By  Deputy

ROBERT W. GEIS, CPA, CPFO
Auditor-Controller

By  Deputy

APPROVED AS TO FORM:

RAY AROMATORIO, ARM, AIC
Risk Manager

By  Risk Manager

ATTACHMENT C

District Board Resolution 17-05.

December 16, 2021

Santa Barbara County Air Pollution Control District
Board of Directors

260 San Antonio Road, Suite A
Santa Barbara, California 93110

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT**

IN THE MATTER OF DISTRICT
PARTICIPATION IN THE CARL MOYER
PROGRAM UNTIL JANUARY 1, 2024;
AMENDMENT TO RESOLUTION NO. 15-
22, SIGNED AUGUST 20, 2015

APCD RESOLUTION NO. 17-05

RECITALS

WHEREAS, on August 20, 2015, the Santa Barbara County Air Pollution Control District Board ("Board") approved Resolution 15-22 which continued the Santa Barbara County Air Pollution Control District's ("District") participation in the Carl Moyer Memorial Air Quality Standards Attainment Program administered by the California Air Resources Board pursuant to Health and Safety Code section 44275 et seq.; and

WHEREAS, in Resolution 15-22 the Board authorized the District's continued participation in the Carl Moyer Program and to accept funds from the California Air Resources Board in an amount not to exceed \$1,000,000 each year for eligible projects and program administration until January 1, 2024; and

WHEREAS, the California Air Resources Board has made additional funding available through the Carl Moyer Program 2017 State Reserve Project, specifically for the purpose of replacing school buses that cannot be retrofitted; and

WHEREAS, In order to accept the full amount of additional funds offered through the 2017 State Reserve Project, the District must increase the annual funding acceptance limit that is identified in Resolution 15-22.

NOW, THEREFORE, IT IS HEREBY RESOLVED, as follows:

APCD RESOLUTION IN THE MATTER OF PARTICIPATION IN THE
CARL MOYER PROGRAM UNTIL JANUARY 1, 2024; AMENDMENT TO
RESOLUTION NO. 15-22, SIGNED AUGUST 20, 2015

1. The Board hereby amends Resolution No. 15-22 to allow for the acceptance of funds allocated and awarded to the Santa Barbara County Air Pollution Control District, not to exceed \$1,500,000, for eligible projects and program administration each year until January 1, 2024, in accordance with the terms and conditions of Carl Moyer Program grant agreements.
2. All other provisions of Resolution No. 15-22 shall remain in full force and effect.

PASSED, APPROVED AND ADOPTED by the Air Pollution Control District Board of the Santa Barbara County, State of California, this 18th day of May, 2017, by the following vote:

Ayes: Wolf, Hartmann, Adam, Andrisek, Bennett, Mosby, Schneider, Richardson.

Noes: None.


Abstain: None.

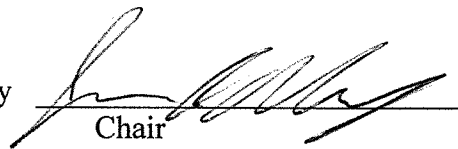
Absent: Williams, Lavagnino, Clark, Lizalde, Patino.

SANTA BARBARA COUNTY
AIR POLLUTION CONTROL DISTRICT

ATTEST:

AERON ARLIN GENET
Clerk of the Board


By 
Deputy

By 
Chair

Date May 18, 2017

APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
Santa Barbara County Counsel

By 
Deputy

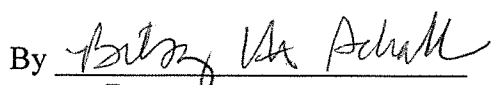
APPROVED AS TO FORM:

RAY AROMATORIO, ARM, AIC
Risk Manager

By 
Risk Manager

APPROVED AS TO FORM:

THEODORE A. FALLATI, CPA,
CPFO
Auditor-Controller

By 
Deputy