

MINUTES

FEATHER RIVER AIR QUALITY MANAGEMENT DISTRICT SUTTER COUNTY AND YUBA COUNTY

December 5, 2016

The Feather River Air Quality Management District held a board meeting, commencing at approximately 4:00 p.m. on the above date at the Yuba County Government Center, 915 8th Street, Marysville Conference Room, Marysville, California. The following members were present: Directors Whiteaker, Baland, Whitmore, Sullenger, Griego, Nicoletti, Munger and Pendergraph. Absent: Director Cleveland. Also present were Sutter County Deputy County Counsel Richard Stout, Air Pollution Control Officer Christopher D. Brown, AICP, APCO and Feather River Air Quality Management District Deputy Clerk of the Board Shelley Channel.

PUBLIC COMMENTS

There were none.

APPROVAL OF MINUTES

Approve the minutes from the October 3, 2016 Board meeting.

Director Nicoletti moved to approve the minutes from the October 3, 2016 Board meeting, seconded by Director Munger. All in favor, motion carried.

APPEARANCE ITEMS

Amend Yuba Sutter Transit Agreement VF 15-02 by \$6,700 and authorize the APCO to execute related documents.

Mr. Brown gave a report on amending the Yuba Sutter Transit Agreement VF 15-02 by \$6,700.00.

Director Munger moved to approve the amendment to Yuba Sutter Transit Agreement VF 15-02 to reduce the funding amount by \$6,700 and authorize the APCO to execute related documents, seconded by Director Griego. All in favor, motion carried.

Approve the Policy/Finance Committee recommendation for Board consideration with regard to proposed Blue Sky Program proposals and authorize the APCO to execute related documents.

Mr. Brown referred to Ms. Spaethe, District Planner, for a report on the Blue Sky Program proposals.

Ms. Spaethe gave a report on the Policy/Finance Committee recommendation for Board consideration with regard to proposed Blue Sky Program proposals.

Discussion ensued regarding the Blue Sky Program.

Director Pendergraph moved to approve the Policy/Finance Committee recommendation for Board consideration with regard to proposed Blue Sky Program proposals and authorize the APCO to execute related documents, seconded by Director Griego.

On the following roll call vote:

Ayes: Director Whitmore, Griego, Nicoletti, Sullenger, Munger, Baland, Pendergraph

Noes: Director Whiteaker

Abstain: None

Absent: Chairman Cleveland

Approve Resolution #2016-07 consenting to County Counsel advising and representing the Feather River Air Quality Management District and waiving any actual or potential conflict of interest concerning the Agreement for Motor vehicle Registration Surcharge Fees and authorize the Chairman to execute related documents.

Mr. Brown gave a report on Resolution #2016-07 consenting to County Counsel advising and representing the Feather River Air Quality Management District and waiving any actual or potential conflict of interest concerning the Agreement for Motor vehicle Registration Surcharge Fees.

Director Griego moved to approve Resolution #2016-07 consenting to County Counsel advising and representing the Feather River Air Quality management District and waiving any actual or potential conflict of interest concerning the Agreement for Motor vehicle Registration Surcharge Fees and authorize the Chairman to execute related documents, seconded by Director Pendergraph. All in favor, motion carried.

Approve to amend the February Board Meeting date from February 6, 2017 to February 27, 2017 and authorize the Chairman to execute related documents.

Mr. Brown gave a report on amending the February Board Meeting date from February 6, 2017 to February 27, 2017 in order to accommodate for new board member placement.

Director Griego moved to approve to amend the February Board Meeting date from February 6, 2017 to February 27, 2017 and authorize the Chairman to execute related documents, seconded by Director Munger. All in favor, motion carried.

APCO Update (Informational Only).

Mr. Brown gave an update on District activities which included District personnel is now fully staffed, and Ms. Spaethe will be working with surrounding Districts on a coordinated Wood Stove Program.

Mr. Brown gave an update on California Air Resources Board activities which included Cap and Trade funding for school buses and the Wood Stove Replacement Program.

Mr. Brown stated that the ARB had recently been audited by the Department of Finance and this had led to a number of changes in how funding flows through the agency. Some of those changes have impacted the District in terms of the State Subvention dollars and the Moyer Program. Mr. Brown stated that at this time it just adds some administrative burden and hopefully the District will still get the same amount of funding as in previous years.

Mr. Brown stated that not much was happening with the EPA that would have any significant impact on the District or the District's sources. Mr. Brown stated that the most important item had to do with the Streamlining of Exceptional Events Program, such as when there is a large

wildfire which causes an exceedance in the Air Quality Standard and there will be a conference call later in the week regarding this topic.

Mr. Brown stated that the Legislature was not in session at this time but there is a lot of interest regarding Bio Mass. Mr. Brown stated that there had been talk about a bill on Bio Mass so CAPCOA has developed a set of principles for the Air Districts. Mr. Brown stated that CAPCOA was not looking to be the lead on this but they would like to be a resource for the Legislature.

Mr. Brown stated that he had been reelected as the Chair for the Rural Section of CAPCOA for the upcoming year.

Mr. Brown gave an update on the District Grant Program which included the Moyer Program, which would be starting on December 19, 2016 and applications would be due in early March.

Mr. Brown stated that when he was at the ARB Board meeting in Fresno he and Mr. Larry Greene, APCO from Sacramento Metro AQMD were able to obtain some funds from Cap and Trade for Vehicle Replacement in disadvantaged communities. It would enable residents to turn in their junker cars and receive \$1,000 dollars to get into a newer vehicle or receive a voucher. SMAQMD will be running the program sometime next year through a vendor in the Yuba-Sutter Area.

Mr. Brown gave an update on the Hearing Board Members. There are 4 members that have lapsed as of December 4, 2016 and the District has sent out a Notice of Vacancy to fill the positions.

Mr. Brown gave a short presentation to thank the members of the Board that will be leaving at the end of 2016. This included Directors Mary Jane Griego, John Nicoletti, Roger Abe and Gary Baland.

CLOSED SESSION

Announcement of purpose of closed session:

CONFERENCE WITH LABOR NEGOTIATOR:

CONFERENCE WITH AGENCY DESIGNATED REPRESENTATIVE:

ROBERT MUSZAR AND CHRISTOPHER D. BROWN, AICP, AIR POLLUTION CONTROL OFFICER AND LUANN MCKENZIE, ADMINISTRATIVE SERVICES OFFICER

-Unrepresented employees of the Feather River Air Quality Management District:
Administrative Assistant, Administrative Fiscal Assistant, Air Quality Engineer I, Air Quality Engineer II, Air Quality Compliance Specialist I, Air Quality Compliance Specialist II, and Air Quality Planner.

(California Government Code Section 54957.6)

CONFERENCE WITH AGENCY DESIGNATED REPRESENTATIVE ROBERT MUSZAR AND CHRISTOPHER D. BROWN, AICP, AIR POLLUTION CONTROL OFFICER

-Unrepresented management employees of the Feather River Air Quality Management District:
Administrative Services Officer, Air Quality compliance Supervisor

CONFERENCE WITH LEGAL COUNSEL – EXSISTING LITIGATION

Pursuant to subdivision (d)(1) of Government Code section 54956.9 (a): Update on Existing

Cases: 2

Case Number: CVCC 16-0877

Name of Case: People of the State of Cal. Ex rel. FRAQMD v. Thiara, et al.

Case Number: CVCV-15-0000455

Name of Case: PEOPLE OF THE STATE OF CALIFORNIA ex rel. FEATHER RIVER AIR QUALITY MANAGEMENT DISTRICT v. HARMUN TAKHAR, et al.

Upon the conclusion of the closed session there was no report.

Public comment period for closed session items.

There was none.

APPEARANCE ITEMS

Approve the Agreement between Feather River Air Quality Management District and its Employees regarding salaries and benefits and authorize the Chairman and related parties to execute related documents.

Director Pendergraph moved to approve the Agreement between Feather River Air Quality Management District and its Employees regarding salaries and benefits and authorize the Chairman and related parties to execute related documents, seconded by Director Whiteaker. All in favor, motion carried.

Approve the Administrative Services Officer and Air Quality Compliance Supervisor positions to receive the same salary and benefits as approved for the District employees.

Director Pendergraph moved to approve the Administrative Services Officer and Air Quality Compliance Supervisor positions to receive the same salary and benefits as approved for the District employees, seconded by Director Munger. All in favor, motion carried.

Board Member Reports

There were none.

ADJOURN

With no further business before the Board, Vice-Chairman Whitmore adjourned the meeting at approximately 4:48 p.m.

Attest:

Clerk of the Board

Chairman