

MINUTES

FEATHER RIVER AIR QUALITY MANAGEMENT DISTRICT SUTTER COUNTY AND YUBA COUNTY

June 3, 2019

The Feather River Air Quality Management District held a board meeting, commencing at approximately 4:00 p.m. on the above date at 915 8th Street, Marysville Conference Room, Marysville, California. The following members were present: Directors Bradford, Lofton, Whiteaker, Samayoa, Pendergraph, Cardoza, and Alternate Director Leahy. Absent: Director Fletcher, Conant and Ghag. Also present were Sutter County Deputy County Counsel Deborah Micheli, 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 of the April 8, 2019 Board meeting.

Director Whiteaker moved to approve the minutes of the April 8, 2019 Board meeting, seconded by Director Cardoza.

All in favor, motion carried.

Director Ghag now present.

APPEARANCE ITEMS

Chairman Pendergraph stated that since the Independent Auditor had not arrived, Chris Brown moved to go to Item 10 – 12 and when the Auditor arrived the Board would come back to Item 2.

Informational Item – Rule 3.19 typographical correction.

Mr. Brown gave a report on the update to Rule 3.19 and the typographical correction to the rule.

Informational Item – Update on Paradise Clean Up.

Mr. Brown gave an update on the Paradise Clean Up.

Discussion ensued regarding truck traffic in Yuba and Sutter counties.

Approve and accept the FY 2017/18 Independent Audit.

Mr. Brown referred to Mr. Andrew Topichy, ST Group, for a report.

Mr. Topichy gave a report on the FY 2017/18 Independent Audit.

Discussion ensued regarding the FY 2017/18 Independent Audit.

Director Whiteaker moved to approve the FY 2017/18 Independent Audit, seconded by Director Lofton.

All in favor, motion carried.

Approve the Following budget allocation transfers:

1. From Account #725-9901-441-01-01 (Salaries) to #725-9901-441-02-04 (Health Insurance) in the amount of \$6,000.
2. From Account #725-9901-441-18-00 (Bldg. Improvement) to #725-9901-441-29-02 (Personal vehicle use) in the amount of \$600.
3. From Account #725-9901-441-80-03 (Contingency Reserves) to #725-9901-441-23-00 (Legal Services) in the amount of \$60,000.
4. From Account #725-9901-441-18-00 (Bldg. Improvement) to #725-9901-441-25-00 (Rents, lease equipment) in the amount of \$200.

Mr. Brown referred to Ms. LuAnn McKenzie, District Administrative Services Officer, for a report on the budget allocation transfers.

Ms. McKenzie gave a report on the budget allocation transfers.

Director Lofton moved to approve the budget allocation transfers, seconded by Director Cardoza.

All in favor, motion carried.

Authorize the APCO to enter into a two-year agreement to provide bookkeeping, controllership and CFO level support, not to exceed \$35,000 with Creating Answers, waive the RFP process and authorize the APCO to execute related documents.

Mr. Brown gave a report on the two-year agreement to provide bookkeeping, controllership and CFO level support, not to exceed \$35,000 with Creating Answers, waiving the RFP process.

Director Lofton moved to authorize the APCO to enter into a two-year agreement to provide bookkeeping, controllership and CFO level support, not to exceed \$35,000 with Creating Answers, waive the RFP process and authorize the APCO to execute related documents, seconded by Director Cardoza.

All in favor, motion carried.

PUBLIC HEARING

Adoption of Proposed Budget

Mr. Brown referred to Ms. McKenzie for a report on the proposed budget.

Ms. McKenzie gave a report on the proposed budget.

Chairman Pendergraph opened the Public Hearing.

Discussion ensued regarding the proposed budget.

Chairman Pendergraph closed the Public Hearing.

Director Cardoza moved to approve the proposed budget, seconded by Director Bradford.

All in favor, motion carried.

Approve Resolution #2019-08 amending the Allocation and Basic Salary Schedule for Fiscal Year 2019/2020 and authorize the Chairman to execute related documents.

Mr. Brown referred to Ms. McKenzie for a report on Resolution #2019-08.

Ms. McKenzie gave a report on Resolution #2019-08 amending the Allocation and Basic Salary Schedule for Fiscal Year 2019/2020.

Director Lofton moved to approve Resolution #2019-08 amending the Allocation and Basic Salary Schedule for Fiscal Year 2019/2020 and authorize the Chairman to execute related documents, seconded by Director Bradford.

All in favor, motion carried.

Appoint the APCO as negotiator to represent the Feather River Air Quality Management District Board of Directors for employee bargaining.

Mr. Brown gave a report on the appointment of the APCO as negotiator to represent the Feather River Air Quality Management District Board of Directors for employee bargaining.

Director Cardoza moved to Appoint the APCO as negotiator to represent the Feather River Air Quality Management District Board of Directors for employee bargaining, seconded by Director Lofton.

All in favor, motion carried.

Approve Resolution #2019-07 of the Board of Directors authorizing participation in the Emission Inventory District Grant Program and authorize the Chairman to execute related documents.

Mr. Brown referred to Ms. Sondra Spaethe, Air Quality Planner, for a report on Resolution #2019-07.

Ms. Spaethe gave a report on Resolution #2019-07 of the Board of Directors authorizing participation in the Emission Inventory District Grant Program.

Director Whiteaker moved to approve Resolution #2019-07 of the Board of Directors authorizing participation in the Emission Inventory District Grant Program and authorize the Chairman to execute related documents, seconded by Director Bradford.

All in favor, motion carried.

Approve Resolution #2019-06 to accept funding for the ARB/CAPCOA Prescribed Fire Grant Program and authorize the Chairman to execute related documents.

Director Whiteaker moved to approve Resolution #2019-06 to accept funding for the ARB/CAPCOA Prescribed Fire Grant Program and authorize the Chairman to execute related documents, seconded by Director Lofton.

All in favor, motion carried.

APCO Update:

Mr. Brown gave an update on District activities which included Hemp Cultivation in the District, the retirement of the old District Peer Server, District Staff workload, filling the vacant engineer position and reported the District has one employee out on leave without pay.

Mr. Brown stated that the Hearing Board had an Abatement Order meeting scheduled however there were issues with the county that had to be worked out, so for now it was cancelled.

Mr. Brown gave an update on the Air Resources activities which included the CTR Program and the monitors that had been set up throughout the Districts.

Mr. Brown stated that there were no EPA updates.

Mr. Brown gave an update on legislation which included that the Legislature is strongly supporting the Grant Programs.

Mr. Brown gave an update on BCC which included the contractor who runs the BCC, Gail Williams, has given notice that she will not renew her contract, and they expect to appoint someone at the next meeting which is on Friday June 7, 2019.

Mr. Brown gave an update on the Grant Program which included the Carl Moyer Program, the Mini Grant Program, and the District Audit of the Woodstove Program that would be done by the Air Resources Board in the next few months.

Mr. Brown stated that there is a lot going on in the Sacramento Region but most of it has to do with the urban areas.

CLOSED SESSION

Announcement of purpose of closed session:

CONFERENCE WITH LABOR NEGOTIATOR:

CONFERENCE WITH AGENCY DESIGNATED REPRESENTATIVE:
CHRISTOPHER D. BROWN, AICP, AIR POLLUTION CONTROL 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 II.
(California government Code Section 54957.6)

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION
Pursuant to Government Code section 54956.9 Subdivision (a): 4 cases

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code section 54956.9 Subdivision (a): Update on ongoing cases

WORKERS COMPENSTION CLAIM
Pursuant to Government Code section 54956.95 Harlow v. Feather River Air Quality
Management District

Chairman Pendergraph stated there was nothing to report following closed session.

Board Member Reports

There were no reports.

With no further business Chairman Pendergraph adjourned the meeting at 4:59 p.m.

Attest:

Clerk of the Board

Chairman