

Meeting Summary

JANUARY 28, 2004



**AIR POLLUTION
CONTROL DISTRICT**
COUNTY OF SAN LUIS OBISPO

Larry R. Allen
Air Pollution Control Officer

BOARD OF DIRECTORS

ROLL CALL
ELECTIONS
PRESENTATIONS
CONSENT AGENDA
PUBLIC COMMENT PERIOD
APCO'S REPORT
PUBLIC HEARING
BOARD BUSINESS
SPOTLIGHT ON DISTRICT OPERATIONS
BOARD MEMBER'S ITEMS
ADJOURNMENT

Katcho Achadjian	Supervisor, District 4
Shirley Bianchi	Supervisor, District 2
Joe Costello	City of Arroyo Grande
John Ewan	City of San Luis Obispo
James Heggarty	City of Paso Robles
David Ekbohm	City of Grover Beach
Tom O'Malley	City of Atascadero
Harry Ovitt	Supervisor, District 1
Bill Peirce	City of Morro Bay
Peg Pinard	Supervisor, District 3
Mary Ann Reiss	City of Pismo Beach
Mike Ryan	Supervisor, District 5

9:00 A.M. ROLL CALL

Present: Katcho Achadjian
Shirley Bianchi
John Ewan
David Ekbohm
Tom O'Malley
Harry Ovitt
Bill Peirce
Peg Pinard
Mary Ann Reiss

Absent: Joe Costello
Mike Ryan

ELECTIONS

A-1 Election of Chair and Vice Chair for 2004 – Contact: Larry Allen

John Ewan nominated for Chair, and Harry Ovitt nominated for Vice Chair – unanimously approved by all members.

A-2 Selection of South Central Coast Air Basin Control Council (BCC) Representatives –
Contact: Larry Allen

Jim Heggarty reelected as BCC representative by unanimous vote

PRESENTATIONS

B-1 Presentation of Certificate of Appreciation to Mike Ryan for his leadership as Board Chair during 2003 – Contact: Larry Allen

Deferred to March meeting

CONSENT AGENDA

- C-1 Approval of Minutes of November 12, 2003 – Contact: Clerk’s Office
- C-2 Request to approve the Notice of Intent to Adopt and Implement Rules and Regulations during calendar year 2004. Adoption of a notice of intent is required by state law. Fourteen control measures, rules, and regulations are listed for adoption or revision, but not all will necessarily be considered for adoption during the year. Contact: Gary Willey (RECEIVE AND FILE)
- C-3 District Financial Report: With 50% of the fiscal year elapsed the District has expended 48% of its appropriations and accrued 38% of anticipated revenue. This is a routine status report to the Board. Contact: Paul Allen (RECEIVE AND FILE)
- C-4 Consideration of Board meeting schedule for 2004. Meetings are recommended to continue on the fourth Wednesday of every other month, with minor variations due to holidays and other considerations. Adoption of the final budget will occur at the regular July meeting. Contact: Larry Allen (RECOMMEND APPROVAL)
- C-5 Consideration of a report on an independent audit of fiscal year 2002/2003 District finances. The audit results are favorable; no changes to procedures are recommended. (Clerk's File) Contact: Paul Allen (RECEIVE AND FILE)

All items unanimously approved with no comment from Board members or public.

PUBLIC COMMENT PERIOD

Members of the public wishing to address the Air Pollution Control District Board on matters other than scheduled items may do so when recognized by the Chairperson. If interested in speaking, please submit a Board Appearance Request Form to the Board Clerk at the beginning of the session.

Eric Greening asked for the APCD to go on record as opposing the penalization of those Districts in attainment for the state air quality standards, who, because of their attainment status are not eligible to receive public transit funds from CMAQ (Congestion Mitigation Air Quality). Larry Allen mentioned that CMAQ funds are provided for federal non-attainment areas because the large urban areas with significant air quality problems are in the most need for these funds.

APCO’S REPORT

-Update on State Budget

Larry Allen discussed the fact that the state is looking to divert funds from the cities and counties to help with the budget deficit. If this occurs, the APCD would lose about \$26,000 from current property tax revenues. There will be no Carl Moyer funds available, but the current subvention seems secure. The Governor is recommending charging additional fees from stationary sources who emit 250 tons or more per year. Duke Energy and the ConocoPhillips Refinery would be affected.

-Update on Greenwaste Chipper Grants

The District contacted the Fire Safe Council about possibly providing maintenance costs for chippers obtained from APCD grant funds and the CDF will put it on the next Fire Safe Council agenda. Larry Allen also mentioned that there is a proposal for a central maintenance yard for chippers, but is unsure of the timing of this project.

-Status of Backyard Burning program

District staff is continuing its outreach efforts regarding alternatives to burning – backyard burning will be prohibited as of September 1, 2004. Larry Allen noted that the District had received 47 complaints from the Nipomo areas since the beginning of the season. Peg Pinard mentioned the continued problem in the Central Valley area with ag. burning and Larry noted that ag. burning is still allowed and will continue to be allowed in SLO County also. Katcho Achadjian

mentioned that many Nipomo residents would like to continue to be able to burn, and Larry noted that the ban will be within the urban or village reserve lines only where there is the most population and development. Those outside those urban or village reserve lines will still be able to burn their greenwaste.

PUBLIC HEARING

- D-1 Hearing to adopt a Strategic Action Plan defining the critical issues to be focused on by the District over the next five years and the strategies to be implemented to address those issues. - Contact: Larry Allen (RECOMMEND APPROVAL)

Larry Allen quickly reviewed the final Strategic Action Plan noting the addition of the performance measures and the timeline for accomplishing the Year One strategies. The Plan will be adjusted and updated on an annual basis. Mr. Ovitt and Mr. O'Malley noted the potential of relating the Plan to the budget by program areas. Larry mentioned that he could provide the cost analysis that was done while preparing the plan.

The Strategic Action Plan was approved, with Mr. Ekbom abstaining.

- D-2 Consideration and Approval of the MOVER Program Screening Committee Recommendations for Project Funding – Contact: Melissa Guise (RECOMMEND APPROVAL OF THE PROPOSED PROJECT FUNDING AND BOARD RESOLUTION AND INSTRUCT CHAIR TO SIGN)

Melissa Guise recognized the committee members, reviewed the application and approval process, the MOVER funding sources (2003-2005 funding will be from the \$1.00 DMV fee received by the District and unused interest from these funds and other grant funds), and the criteria for funding (based on the amount of emissions reductions, cost effectiveness, matching funds, feasibility, and other factors such as timeliness and whether the project would advance the use of new technology). Mr. Peirce questioned funding advertising costs for a business as a MOVER project. Pete Rodgers, Chair of the Committee asked for the Board's support of the program and projects. Mr. Rodgers noted that the Committee tries not to fund repeat projects, in order to promote new programs. Diane Forseman from Rideshare spoke on behalf of John Donovan to thank the APCD and Board for supporting Rideshare projects. Eric Greening thanked Pete Rodgers for chairing the Committee and Melissa Guise for excellent staff support. Mr. Greening mentioned that he would suggest changing the criteria to reduce emission reductions by 5 points and add 5 points to feasibility as it is hard to quantify emissions from some worthy projects. Mark Shaffer from Ride-On/TMA thanked the APCD for their grant and noted that the funds will go to small business to promote ridesharing throughout the entire county. Pam Heatherington also thanked the Board and the APCD and noted that being the MOVER Committee had been a good experience for her.

The MOVER Committee recommendations were approved on a roll call vote, with Bill Peirce voting no.

BOARD BUSINESS

- E-1 Redesignation by the California Air Resources Board of San Luis Obispo County to "Attainment" for the State Air Quality Standard for Ozone – Contact: Larry Allen (RECEIVE AND FILE)

Larry Allen spoke about the redesignation of San Luis Obispo County to attainment for the state ozone standard and mentioned that through the leadership of Bob Carr, the previous Air Pollution Control Officer, and his working to build good relationships with industry and the public, San Luis Obispo County is the first air district in California to reach attainment through implementing a Clean Air Plan. A press conference is planned to inform all citizens of this milestone.

The Attainment Status report was received and filed on unanimous vote.

- E-2 Temporary relief from specified District fees and regulatory requirements for businesses, facilities and homes damaged by the recent San Simeon earthquake – Contact: Karen Brooks
(RECOMMEND APPROVAL)
Karen Brooks noted that the District will waive fees for asbestos demolition for repairs to buildings due to earthquake damage and that chimneys and fireplaces will be allowed to be repaired to original condition and will not be required to be upgraded to a District-approved woodburning device. Mr. O’Malley noted his appreciation of staff for their proactive response to this issue. Mr. Ovitt asked that all the disaster centers receive this information.

Approval of temporary relief from fees and regulatory requirements for earthquake damage repair unanimously approved.

SPOTLIGHT ON DISTRICT OPERATIONS

- F-1 California Environmental Quality Act (CEQA) Air Quality Handbook and the District’s Land Use Planning Review Process – Contact: Aeron Arlin Genet (RECEIVE AND FILE)
Aeron Arlin Genet reviewed the current CEQA and land use review process performed by District planning staff.

BOARD MEMBERS’ ITEMS

None

ADJOURN

Meeting Adjourned at 11:00 a.m.