

approved

BOARD MEETING MINUTES

FEATHER RIVER AIR QUALITY MANAGEMENT DISTRICT SUTTER COUNTY AND YUBA COUNTY

February 7, 2022

The Feather River Air Quality Management District held a board meeting, commencing at approximately 4:00 p.m. on the above date via Zoom Meeting. The following members were present: Directors Fletcher, Bains, Conant, Ghag, Pendergraph and Espindola. Absent: Directors Blaser, Ziegenmeyer and Branscum. Also present were Sutter County Deputy County Counsel Deborah Micheli, Air Pollution Control Officer Christopher D. Brown, AICP and Feather River Air Quality Management District Clerk of the Board Shelley Channel.

PUBLIC COMMENTS

Chairman Fletcher inquired if there were any public comments.

There were none.

APPEARANCE ITEMS

Approve Resolution #2022-01 of the Board of Directors of the Feather River Air Quality Management District Authorizing Remote Teleconference Meetings of the Legislative Bodies of Feather River Air Quality Management District for the period of February 7, 2022 to March 9, 2022 Pursuant to Brown Act Provisions Due to a State of Emergency.

Director Conant moved to Approve Resolution #2022-01 of the board of Directors of the Feather River Air Quality Management District Authorizing Remote Teleconference Meetings of the Legislative Bodies of Feather River Air Quality Management District for the period of February 7, 2022 to March 9, 2022 Pursuant to Brown Act Provisions Due to a State of Emergency, seconded by Director Espindola.

On the following roll call vote:

Ayes: Directors Fletcher, Conant, Ghag, Pendergraph and Espindola.

Noes: None

Abstain: None

Absent: Director Ziegenmeyer, Blaser and Branscum.

Director Fuhrer – Alternate for Yuba County now present

Motion carried.

Chairman Fletcher turned the meeting over to District Clerk of the Board, Shelley Channel, to cover the election of Chairman and Vice- Chairman for year 2022.

Elect Chairman and Vice-Chairman for year 2022.

Ms. Channel stated the Board needed to elect a new Chairman and Vice-Chairman for the upcoming year. The Chairman needed to be a representative from Sutter County and the Vice-Chairman needed to be a representative from Yuba County.

Mr. Brown stated that the representatives could be from either the counties or the cities.

Director Fletcher moved to approve Director Ghag for the 2022 Board Chairman, seconded by Director Espindola.

On the following roll call vote:

Ayes: Directors Fletcher, Fuhrer, Conant, Ghag, Pendergraph and Espindola

Noes: None

Abstain: None

Absent: Director Ziegenmeyer and Branscum

Motion carried.

Chairman Ghag is now chairing the meeting.

Chairman Ghag thanked Director Fletcher for being the Chairman of the Board for the last year.

Director Espindola, Conant, Pendergraph and Bains all thanked Director Fletcher for his service on the board.

Director Espindola moved to approve Director Pendergraph for the 2022 Board Vice-Chairman, seconded by Director Fletcher.

On the following roll call vote:

Ayes: Directors Fletcher, Fuhrer, Conant, Ghag, Pendergraph and Espindola

Noes: None

Abstain: None

Absent: Director Ziegenmeyer and Branscum

Motion carried.

Assign Committee Members.

Mr. Brown stated that there were know changes to any of the committees. The Policy/Finance Committee will be the most active throughout the year and the Personnel Committee will be more active in the upcoming year due to employee negotiations. The other committee's meet on an as needed basis.

Discussion ensued regarding the committees.

Director Pendergraph moved to approve the updated committee assignments, seconded by Director Espindola.

On the following roll call vote:

Ayes: Directors Fletcher, Fuhrer, Conant, Ghag, Pendergraph and Espindola

Noes: None

Abstain: None

Absent: Director Ziegenmeyer and Branscum

Motion carried.

APPROVAL OF CONSENT AGENDA

Approve the minutes of the December 6, 2021 Board meeting.

Approve the adoption of Resolution #2022-02 to apply to the "Carl Moyer Memorial Air Quality Standards Attainment Program" for the fiscal year 2021/22 (Year 24), apply off-site mitigation

towards match funding, and authorized the APCO to sign documents relating to implementation of the Program.

Approve appointment of William Appleby, Health Care Practitioner and Larry Munger, Member of the Public, to District Hearing Board for the period of February 07, 2022 to February 07, 2025.

Director Espindola moved to approve the items on the consent agenda, seconded by Director Conant.

On the following roll call vote:

Ayes: Directors Fletcher, Fuhrer, Conant, Ghag, Pendergraph and Espindola

Noes: None

Abstain: None

Absent: Director Ziegenmeyer and Branscum

Motion carried.

APPEARANCE ITEMS

Receive update on State Implementation Plan development for 2022.

Mr. Brown referred to Ms. Sondra Spaethe, District Planning and Engineering Supervisor, for an update on the State Implementation Plan development for 2022.

Ms. Spaethe gave for an update on the State Implementation Plan development for 2022.

Discussion ensued regarding the State Implementation Plan.

Receive Fiscal Update.

Mr. Brown referred to Ms. Shawna Fitzgerald, Creating Answers for the Fiscal Update.

Ms. Fitzgerald gave an update on the Fiscal status of the District.

AIR POLLUTION CONTROL OFFICER REPORT

Mr. Brown gave an update on the District activities which included that the District has had some staffing changes and Maisha Bullock was no longer with the District. Ms. Channel has stepped into that position as Acting Administrative Services Officer. The District will also be updating job descriptions with Regional Government Services and once the job descriptions are updated there will be discussions with RGS about filling positions. The District recently had a safety review and some issues need to be addressed the main one being with the front door which will need to be replaced so it meets the safety requirements. In the spring the parking lot will be repaved and the District will be purchasing a new camera system that will help with the security issues that have been happening. The District has had some personnel out due to medical issues however most staff has been working from home. The office is open via phone calls and Zoom meetings but are currently not open to the public at this time.

Mr. Brown stated there were no Hearing Board actions at this time.

Mr. Brown gave an update on the Air Resources Board activities including the SORE Regulation, small off-road equipment, rule for zero emissions and his meeting with Mr. Serna regarding AB 617.

Mr. Brown gave an update on the EPA which included the SIP and the Clean Air Act. There was not much that was significant to the District however.

Mr. Brown gave an update on Legislation regarding the State Budget.

Mr. Brown gave an update on CAPCOA and BCC which included that the BCC Secretary had resigned, and Butte County will temporarily take over the Secretarial duties. BCC will also be redoing the Smoke Management Plan. Most of the changes are clean up and typographical.

Mr. Brown gave an update on the Grants program which included Carl Moyer and FARMER.

Mr. Brown gave an update on the Sacramento Region which included the CAP (Clean Air Partnership) program.

Mr. Brown stated that there are no major changes to AB617, and the rule was approved by the Office of Administrative Law, but the implementation date has been delayed one year due to when it was approved. It is in effect for the District's larger facilities and will go into effect for the smaller facilities in 2023.

Director Conant inquired if it could be practical to put a fence up in the parking lot.

Mr. Brown stated that it could be practical however it would need to be discussed with the contractor and the dentist's office.

Board Member Reports

Director Fletcher stated that CAPCOA could move their offices up to Yuba County and he let Director Conant know that as the BCC representative he would also be the Chairman for the BCC.

Director Espindola has left the meeting.

Mr. Brown inquired if there was still a quorum.

Ms. Channel stated there were still 5 board members present that were able to vote since Director Bains had not been approved yet and was unable to vote at this meeting.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION.

Pursuant to Government Code section 54956.9 Subdivision (d)(4).

2 Case

Ms. Deborah Micheli stated that direction was given to legal counsel to initiate legal action against Harmon Thiara and Sarb Thiara Jr. regarding a Notice of Violation issued for illegal burn activity which occurred on or around April 8, 2019, at 4238 Hwy 99, Yuba City California.

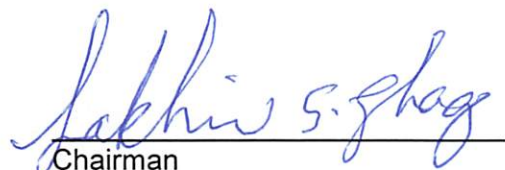
Directors Fletcher, Conant, Fuhrer, Ghag and Pendergraph voted to initiate litigation.

Director Conant made a motion to adjourn the meeting with no further business.

With no further business Chairman Ghag adjourned the meeting at 5:51 p.m.

Attest:


Clerk of the Board


Chairman