



Air Pollution Control District Governing Board

Anne Marie Birkbeck-Garcia Enrique Medina
Marcus Bush Esther Sanchez
Sean Elo-Rivera Jack Shu
Nathan Fletcher Nora Vargas
Georgette Gomez Stephen Whitburn
Consuelo Martinez

**STATEMENT OF PROCEEDINGS
AIR POLLUTION CONTROL DISTRICT GOVERNING BOARD
FRIDAY, MAY 21, 2021, AT 1:30 P.M.**

- A. REGULAR MEETING was called to order at 1:31 p.m.
Present: Board Members Nora Vargas, Chair; Esther Sanchez, Vice-Chair; Anne Marie Birkbeck-Garcia; Marcus Bush; Sean Elo-Rivera; Nathan Fletcher; Georgette Gomez; Consuelo Martinez; Enrique Medina; Jack Shu; Stephen Whitburn; also, Robert Reider, Interim Air Pollution Control Officer; Marvice Mazyck, Clerk of the Air Pollution Control District Governing Board, and Paula Forbis, Senior Deputy County Counsel.
- B. PUBLIC COMMUNICATION
Michele Fregoe and Jitka Perez spoke to the Board regarding APCD staffing.
Keashonna Christopher spoke to the Board regarding Southcrest air pollution concerns.
- C. Approval of the Statement of Proceedings/Minutes for the San Diego County Air Pollution Control District Governing Board May 7, 2021 meeting.

ACTION

ON MOTION of Member Sanchez, seconded by Member Bush, the Air Pollution Control District Governing Board approved the Statement of Proceedings for the meeting of May 7, 2021.

AYES: Bush, Birkbeck-Garcia, Elo-Rivera, Fletcher, Gomez, Martinez, Medina, Sanchez, Shu, Whitburn, Vargas

- D. INTERIM AIR POLLUTION CONTROL OFFICER REPORT
A report was provided to the Board by the Interim Air Pollution Control Officer
- E. AGENDA ITEMS
 - 1. **DIRECT THE INTERIM AIR POLLUTION CONTROL OFFICER TO IMPLEMENT THE RECOMMENDED COST RECOVERY SCENARIO 6 AND SCHEDULE A REGULATORY PROCESS CONSISTENT WITH TIMELINE B**
On May 7, 2021, the Air Pollution Control District Governing Board formed a Cost Recovery Taskforce (CRT) consisting of Board Members Shu, Gomez, and Medina. The CRT was directed to work with APCD staff and Matrix Consulting Group to identify the best scenario and return to the Board on May 21, 2021 with recommendations for adoption.

The CRT focused on the following four areas:
 1. Cost Recovery background
 2. Full Cost Recovery as soon as feasible
 3. FY 2021-22 Revenue and Cost Recovery impact
 4. Monitor FY 2021-22 results for future policy decisions

The CRT requested District staff and Matrix Consulting Group to develop a modified scenario 4 (presented on May 7, 2021) whereby both Application Fees and Renewal Fees would increase by 15%. Based on the analysis, a new Scenario 6 was developed to accommodate the CRT's request. Scenario 6 has a projected annual revenue increase of \$1.4M, reflecting an overall 18% increase in fee revenue across all fee categories.

The CRT recommends that the Air Pollution Control District Governing Board adopt Scenario 6. Accordingly, today's request is to direct the Interim Air Pollution Control Officer to implement a regulatory process, which includes industry and community partners, to amend Rules 40 and 42 consistent with Scenario 6 as described in the Cost Recovery Taskforce Presentation – May 21, 2021.

In addition, the CRT requested District staff to propose an accelerated timeline for fees implementation. Two additional timeline options were developed, and the Interim Air Pollution Control Officer recommends Timeline B, as it results in an earlier implementation of fees by one month, and still allows for a public workshop.

ACTION

ON MOTION of Member Sanchez, seconded by Member Gomez, the Air Pollution Control District Governing Board took action as recommended.

2. STATUS OF THE DRAFT COMMUNITY EMISSIONS REDUCTION PLAN (CERP) FOR THE PORTSIDE COMMUNITY

The APCD Governing Board received the presentation provided by APCD Deputy Director Domingo Vigil

3. ESTABLISHMENT OF A SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT GOVERNANCE COMMITTEE

Today's requested action is to establish a Governance Committee to identify and discuss key priorities for the Air Pollution Control District for Fiscal Year 2021-22 and beyond. Additionally, the Committee will develop legislative and policy priority guidelines for future Governing Board approval, so that staff may then engage at an inter-agency level to support legislative and policy priorities that are consistent with the District's mission and programs.

Pursuant to the Governing Board Interim Bylaws Section 1.16.6, Ad Hoc Committees are temporary advisory committees that are composed of less than a quorum of Board members, have no continuing subject matter jurisdiction, and have no fixed meeting schedule by a formal action of the Governing Board. The Chair will appoint the members of Ad Hoc Governance Committee and may designate a chair and vice-chair.

Should the Governing Board decide in the future that the Governance Committee should have continuing subject matter jurisdiction, the Board can vote at a future meeting to change the Ad Hoc Committee into a Standing Committee, pursuant to Interim Bylaws section 1.16.2. Standing Committees are composed of less than a quorum of Board Members, with continuing subject matter jurisdiction, or have a meeting schedule fixed by charter, ordinance, resolution, or formal action of the Board. Meetings of Standing Committees must be held in compliance with the Brown Act.

ACTION

ON MOTION of Member Gomez, seconded by Member Shu, the Air Pollution Control District Governing Board took action as recommended.

4. **RESOLUTION IN SUPPORT OF POLICIES SUPPORTING THE GOALS AND IMPLEMENTATION OF SB 743 (2013) IN SAN DIEGO COUNTY**

The California Legislature passed Senate Bill (SB) 743 in 2013, updating the way jurisdictions analyze transportation impacts of new development projects. The stated intent of SB 743 is to “more appropriately balance the needs of congestion management with statewide goals related to infill development, promotion of public health through active transportation, and reduction of greenhouse gas emissions.” Board Member Shu is requesting the Board’s adoption of a resolution in support of policies supporting the goals and implementation of SB 743 in San Diego County.

ACTION

ON MOTION of Member Shu, seconded by Member Bush, the Air Pollution Control District Governing Board took action as recommended.

The Board adjourned the May 21, 2021 meeting at 3:38 p.m.

NOTE: This Statement of Proceedings sets forth all actions taken by the San Diego County Air Pollution Control District Governing Board on the matters stated.